INTEROFFICE MEMORANDUM

TO: ETHAN WATSON, CITY CLERK
FROM: ISAAC PADILLA, DIRECTOR, GOVERNMENT RELATIONS
SUBJECT: TRANSMITTAL OF LEGISLATION
DATE: APRIL 19, 2022

Transmitted herewith is the following legislation for action by the City Clerk. The City Council acted on this legislation at the Council meeting on April 18, 2022.

1. R-22-29 Signed

Received By: Gabryella Williams  Date: 4-19-22
INTEROFFICE MEMORANDUM

TO: Timothy M. Keller, Mayor

FROM: Chris Melendrez, Director of Council Services

SUBJECT: Transmittal of Legislation

Transmitted herewith is Bill No. R-22-29 Staying Enforcement Of The Provisions Of The Alcoholic Liquor Ordinance That Limit The Availability Of Public Celebration Permits To Certain License Holders (Bassan, Davis, Lewis), which was passed at the Council meeting of April 18, 2022, by a vote of 9 FOR AND 0 AGAINST.

In accordance with the provisions of the City Charter, your action is respectfully requested.
RESOLUTION
STAYING ENFORCEMENT OF THE PROVISIONS OF THE ALCOHOLIC LIQUOR
ORDINANCE THAT LIMIT THE AVAILABILITY OF PUBLIC CELEBRATION
PERMITS TO CERTAIN LICENSE HOLDERS.
WHEREAS, the City administers an alcoholic liquors ordinance under its
authority as a New Mexico Local Option District (ROA 1991 § 13-2-1 et. seq., the
"Alcoholic Liquor Ordinance"); and
WHEREAS, the Alcoholic Liquor Ordinance provides a process for approval
of Special Dispenser Permits for Public Celebrations held in the City; and
WHEREAS, the Special Dispenser Permit process outlined within the
Alcoholic Liquor Ordinance does not presently account for developments at the
State level relating to small brewers, winegrowers, and distillers licenses; and
WHEREAS, one such instance is that the Alcoholic Liquor Ordinance
effectively prohibits small brewers, winegrowers, and distillers from serving at
public celebrations in the City if the location of their permanent license is not
also within the City limits; and
WHEREAS, no such limitation exists at the State level for these types of
licensees; and
WHEREAS, this limitation can have the effect of impeding cultural, seasonal,
or charitable events to be held in the City when proposed in collaboration with
small brewers, winegrowers, or distillers from outside the City; and
WHEREAS, the purpose of this resolution is to stay enforcement of this
limitation while the city develops appropriate updates to its Alcoholic Liquor
Ordinance.
BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
ALBUQUERQUE:
Section 1. Enforcement of the provisions within ROA 1994 § 13-2-6 (A) and (B) limiting special dispenser permits for public celebrations to persons holding a “dispenser’s license in the city” is stayed for public celebration requests by small brewers, winegrowers, and distillers; the City may approve public celebrations for these types of licensees even if their permanent licensed location is outside the City.

Section 2. The stay of enforcement prescribed in Section 1, above, will expire twelve months from the date of enactment of this resolution, or upon the enactment of related updates to the Alcoholic Liquor Ordinance, whichever occurs first.
PASSED AND ADOPTED THIS 18th DAY OF April, 2022
BY A VOTE OF: 9 FOR 0 AGAINST.

Isaac Benton, President
City Council

APPROVED THIS 19 DAY OF July, 2022

Timothy M. Keller, Mayor
City of Albuquerque

ATTEST:
Ethan Watson, City Clerk