

TIMOTHY M. KELLER, MAYOR

CITY OF ALBUQUERQUE OFFICE OF THE MAYOR/ CHIEF ADMINISTRATIVE OFFICE

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

CITY OF ALBUQUERQUE **CITY COUNCIL**

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.

CITY of ALBUQUERQUE TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-29 **ENACTMENT NO.** SPONSORED BY: Bassan, Davis, Lewis 1 RESOLUTION STAYING ENFORCEMENT OF THE PROVISIONS OF THE ALCOHOLIC LIQUOR 2 3 ORDINANCE THAT LIMIT THE AVAILABILITY OF PUBLIC CELEBRATION 4 PERMITS TO CERTAIN LICENSE HOLDERS. 5 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 6 7 "Alcoholic Liquor Ordinance"); and 8 WHEREAS, the Alcoholic Liquor Ordinance provides a process for approval 9 of Special Dispenser Permits for Public Celebrations held in the City; and 10 WHEREAS, the Special Dispenser Permit process outlined within the Bracketed/Strikethrough Material] - Deletion 11 Alcoholic Liquor Ordinance does not presently account for developments at the [Bracketed/Underscored Material] - New 12 State level relating to small brewers, winegrowers, and distillers licenses; and 13 WHEREAS, one such instance is that the Alcoholic Liquor Ordinance 14 effectively prohibits small brewers, winegrowers, and distillers from serving at 15 public celebrations in the City if the location of their permanent license is not 16 also within the City limits: and 17 WHEREAS, no such limitation exists at the State level for these types of 18 licensees: and 19 WHEREAS, this limitation can have the effect of impeding cultural, seasonal, 20 or charitable events to be held in the City when proposed in collaboration with 21 small brewers, winegrowers, or distillers from outside the City; and 22 WHEREAS, the purpose of this resolution is to stay enforcement of this 23 limitation while the city develops appropriate updates to its Alcoholic Liquor 24 Ordinance. 25 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF 26 **ALBUQUERQUE:**

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[Bracketed/Underscored Material] - New [Bracketed/Strikethrough Material] - Deletion

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.

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1	PASSED AND ADOPTED THIS 18th DAY OF April, 2022
2	BY A VOTE OF: 9 FOR 0 AGAINST.
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8	Isaac Benton, President
9	City Council
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13	APPROVED THIS, 2022
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17	Bill No. R-22-29
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19 29 29	Mr. J.
9 30 31	Ethan Watson, City Clerk
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