

COUNCIL COMMUNICATION

From: The City Manager

Subject: Amendment to Alcoholic Beverages Ordinance

Manager's Recommendation:

It is recommended that Paragraph (E) be added to §111.11, "Application for License," of Chapter 111, "Alcoholic Beverages" of Title XI, "Business Regulations" of the Saginaw Code of Ordinances O-1. An Ordinance has been prepared and appears under the regular order of business.

Justification:

The City's current ordinance to license Alcoholic Beverage establishments states under Paragraph (C) that "The City Manager will review the application and departmental reports and submit them to the City Council with a recommendation as to approval/disapproval of the license." The City Clerk was recently advised by the State of Michigan Liquor Control Commission that local approval is not required for SDD and SDM licensed businesses (namely, party stores). These licenses are strictly regulated and approved by the State of Michigan Liquor Control Commission in conjunction with the City Police Department, County Department of Health or Michigan Department of Agriculture.

City Council, or its designee, only has the right to notify the Liquor Control Commission if the building location of the license does not comply with all appropriate state and local building, plumbing, zoning, fire, sanitation and health laws and ordinances, or if the applicant is considered ineligible due to other factors, which must be outlined in detail. As such, the ordinance is being amended accordingly. City Council does have the authority to recommend revocation or denial of renewal of an application for an SDD or SDM licenses for the reasons set forth in §111.13, of Chapter 111.

Council Action:

This Council Communication is for explanation purposes only of the ordinance to be introduced.