



City of Green River
City Council Meeting
Agenda Documentation

Preparation Date: 7/12/2023	Department: Finance
Meeting Date: 7/18/2023	Department Head: Chris Meats
	Presenter: Chris Meats

Subject:

Consideration of a Resolution to establish a process to administratively issue catering permits, twenty-four hour malt beverage permits and open container permits.

Background/Alternatives:

The Wyoming statutes allow for the issuance of temporary special alcohol permits. Under the City's current ordinance, the Governing Body is required to approve all of these permits. These are a routine process and are placed on the consent agenda. Several other City's in Wyoming have established an administrative process to approve these types of permits. Staff would like to request the Council establish a resolution to approve these special alcohol permits administratively. Staff feels this will also allow the City to be more flexible with timelines and be more business friendly.

Attachments:

Resolution to delegate authority to City staff to approve catering permits, twenty-four hour malt beverage permits and open container permits

Fiscal Impact:

Minimal.

Staff Impact:

Minimal

Legal Review:

N/A

Suggested Motion:

I move to approve a resolution to authorize the City Administrator to oversee the issuance of catering permits, twenty-four hour malt beverage permits and open container permits and act on behalf of the Governing Body.

Resolution No. R23-

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF GREEN RIVER, WYOMING, AUTHORIZING THE ISSUANCE OF CATERING PERMITS, TWENTY-FOUR HOUR MALT BEVERAGE PERMITS AND OPEN CONTAINER PERMITS

WHEREAS, W.S. 12-4-101 et seq., authorizes political subdivisions of the state of Wyoming as to issue special permits, **and**

WHEREAS, the City of Green River, desires to issue a malt beverage permit to any responsible person or organization for sales at a picnic, bazaar, fair, rodeo, special holiday or similar public gathering. No person or organization holding the special permit shall sell any alcoholic liquor other than malt beverages on the premises described on the permit, nor shall any malt beverage be sold or consumed off the premises authorized by the permit. Malt beverage permits under this subsection shall not be used to operate a continuing business, **and**

WHEREAS, the City of Green River, desires to issue, a catering permit authorizing the sale of alcoholic and malt beverages to any person holding a retail or resort retail liquor license authorizing the off-premises sale of both alcoholic and malt beverages, for sales at events not capable of being held within the licensee's licensed premises. No licensee holding a catering permit shall sell or permit consumption of any alcoholic or malt beverage off the premises described in the permit. Notwithstanding any other provision of this subsection, closed-container items sold at auction for the benefit of a nonprofit organization may be taken off-premises. Catering permits under this subsection shall not be used to operate a continuing business, **and**

WHEREAS, the City of Green River, desires to issue, an open container permit allowing a person to drink or carry in their immediate possession an alcoholic or malt beverage in an open container, either on streets, sidewalks, parks, public parking lots or, any other designated public areas, **and**

WHEREAS, the City of Green River, desires to limit the issuance of these permits for one (1) twenty-four (24) hour period, subject to the schedule of operating hours set pursuant to W.S. 12-5-101. No person or organization shall receive more than a total of twelve (12) malt beverage permits and thirty-six (36) catering permits for sales at the same premises in any one (1) year, **and**

WHEREAS, the issuance of these special permits are routine and the City of Green River desires to establish an administrative process to approve these special permits.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE GOVERNING BODY OF THE CITY OF GREEN RIVER AS FOLLOWS:

1. The above permit shall be issued on application to the City of Green River without public notice or hearing. An application for a permit under this section shall be accompanied by a designation of the event for which the application is sought specifying the type of event and the name of the sponsor.

2. Any applicant applying for a permit authorized by this resolution shall demonstrate how they will ensure that no individual under the age of 21 will be provided alcohol under the permit.
3. Any applicant applying for a permit authorized by this resolution and having licensed premises located within a jurisdiction other than that jurisdiction to which application is made, shall secure the written approval of the licensing authority of that jurisdiction in which the licensed premises are located prior to filing an application for a permit.
4. Any applicant applying for a permit authorized by this resolution shall have the approval or the City Administrator, Police Chief and City Clerk when applying for said permit.
5. The Governing Body of the City of Green River hereby delegates its authority to the City Administrator to issue the aforementioned special permits.

BE IT FURTHER RESOLVED, THAT THE GOVERNING BODY AUTHORIZES THE CITY ADMINISTRATOR TO OVERSEE THE ISSUANCE OF CATERING PERMITS, TWENTY-FOUR HOUR MALT BEVERAGE PERMITS AND OPEN CONTAINER PERMITS AND ACT ON BEHALF OF THE GOVERNING BODY.

PASSED, APPROVED AND ADOPTED THIS 18th DAY OF JULY, 2023.

SIGNED:

Pete Rust, Mayor

ATTEST:

Chris Meats, City Clerk