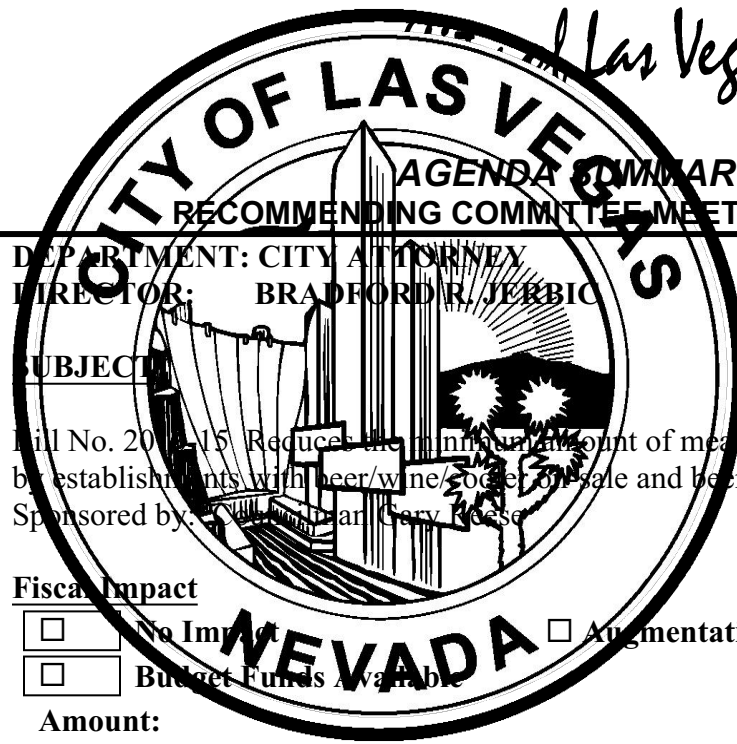




Las Vegas

Agenda Item No.: 3.

AGENDA SUMMARY PAGE
RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

DEPARTMENT: CITY ATTORNEY
DIRECTOR: BRADFORD R. JERBIC

☐ Consent ☒ Discussion

SUBJECT:

Bill No. 2010-15: Reduce the minimum amount of meal-service seating that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses.
Sponsored by: Val Steed, Mayor Gary Rose

Fiscal Impact

☐ No Impact ☐ Augmentation Required
☐ Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

This bill will reduce from 45 to 30 the minimum number of meal-service seats that must be provided by establishments with beer/wine/cooler on-sale and beer/wine/cooler on-off-sale licenses.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2010-15
2. Business Impact Statement

Motion made by LOIS TARKANIAN to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, RICKI Y. BARLOW; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILMAN BARLOW declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY VAL STEED explained that the current license requirements require 45 meal serving seats for beer/wine/cooler on-sale and beer/wine/cooler on-off-sale establishments, as set forth in the licensing code and reflected in the zoning code. This bill would amend both codes and reduce the number of seats from 45 to 30.

RECOMMENDING COMMITTEE MEETING OF: APRIL 20, 2010

COUNCILMAN BARLOW asked the reason for the reduction of seats. CHIEF DEPUTY CITY ATTORNEY STEED clarified that in the past these were different types of establishments; those that focused on food and those that focused on alcohol and requiring a certain amount of seating. There has been a request to have the amount reduced to accommodate the facilities and retain the same licenses.

COUNCILWOMAN TARKANIAN stated that these types of establishments are having a difficult time due the downturn in the economy. This bill would help businesses remain open.

JIM DiFIORE, Manager of Business Services, explained that the difference between the beer/wine/cooler on-sale license and a supper club license is that the supper club is tied to a percentage of alcohol and food that is served and must be maintained during the course of the license. The bill would allow the serving of alcohol with a meal at a smaller restaurant. In the early 1980s, the City Council did not want to have a beer bar where people could only buy a beer and sit and watch TV or mingle; they wanted it tied into the service of a meal at that location. Therefore, they imposed a restriction on the beer/wine/cooler on-sale license with a minimum requirement of 45 seats.

Currently, a sandwich shop or smaller restaurants do not meet the city requirements for 45 seats, simply because there is not enough space and they must meet the fire and building and safety requirements. With the downturn in the economy, the City is trying to be more business friendly for smaller restaurants, and give them an opportunity to be able to serve alcohol, in this case, beer and wine with meals. He added that the City Council has discretion over these types of operations through the Special Use Permit process and when that process commences, they will be able to determine whether or not they want to impose conditions on a smaller restaurant with 30 seats. This could be done on the business license review as well.

COUNCILMAN BARLOW asked if the proposed bill would establish beer bars. MR. DiFIORE responded that he does not believe so because of the requirement of service of beer and wine with a meal remain in place. If the meal component is removed, then there would be a beer bar.

COUNCILMAN BARLOW declared the Public Hearing closed.