

Introduced By: Councilmember Wright

RESOLUTION #2010 - 56

**Resolution Requesting the General Assembly to Allow
Class B Off-Sale Alcoholic Beverage Licenses to be Available in Takoma Park**

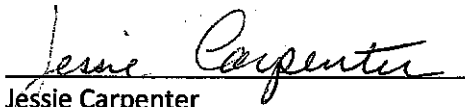
- WHEREAS, sales of alcoholic beverages to be consumed off-site in the City of Takoma Park in Montgomery County have not been permitted; and
- WHEREAS, sales of alcoholic beverages to be consumed on-site in the City of Takoma Park in Montgomery County have only been permitted since 1983; and
- WHEREAS, sales of alcoholic beverages to be consumed either off-site or on-site were permitted in the City of Takoma Park in Prince George's County, and those businesses with valid Prince George's County alcoholic beverage licenses at the time the county line was changed on July 1, 1997 were allowed to retain their alcoholic beverage licenses within Montgomery County; and
- WHEREAS, interest has been expressed in allowing certain businesses to be able to obtain Montgomery County Class B Off-Sale alcoholic beverage licenses to sell beer and light wine to be consumed off-site in Takoma Park; and
- WHEREAS, the City Council held a public listening session on the topic on March 29, 2010, provided extensive information to the public in the City Newsletter, on the City's website and through other media outlets, and held public hearings on July 12, 2010 and September 13, 2010; and
- WHEREAS, based on the testimony received at the public hearings, comments made to Council representatives, and the lack of strong opposition to the proposal, the City Council wishes to request that the General Assembly approve legislation allowing Montgomery County Class B Off-Sale alcoholic beverage licenses to be available in Takoma Park; and
- WHEREAS, based on the concerns by some members of the public who testified on the subject, the City Council would like the authority to disapprove Class B Off-Sale alcoholic beverage licenses approved by the Montgomery County Board of Liquor Control if strong evidence is presented that the applicant's sale of alcoholic beverages to be consumed off-site would lead to public disorder such as increased trash, loitering, or disorderly conduct in proximity to the business.

NOW, THEREFORE, BE IT RESOLVED THAT the Council of the City of Takoma Park authorizes the City Manager to transmit to District 20 representatives a request for legislation permitting Montgomery County Class B Off-Sale alcoholic beverage licenses in Takoma Park;

AND, BE IT FURTHER RESOLVED THAT the City Council wishes such legislation to also include provisions that licenses be approved when the City Council and the Board of License Commissioners both agree that the license should be issued.

ADOPTED THIS 27th DAY OF SEPTEMBER, 2010.

ATTEST:

A handwritten signature in cursive script that reads "Jessie Carpenter". The signature is written in black ink and is positioned above a horizontal line.

Jessie Carpenter
City Clerk