

MAYOR AND COUNCIL COMMUNICATION

DATE: December 5, 2023
TO: Mayor and Council
FROM: Mindy Teague, Planning and Zoning Director
THROUGH: Crystal Caldera, City Manager
SPONSORS(S): N/A

SUBJECT: Consider Approval of an Application for a BYOB Permit for Lev Hookah Lounge at 5716 Wurzbach Road.

PURPOSE

This item is to consider approving an application for a BYOB permit for Lev Hookah Lounge at 5716 Wurzbach Road. Ordinance 2023-24 requires the City Council to approve the application before a permit can be issued. Chapter 4 Business Regulations, Article 4.03 Alcoholic Beverages, Division 3. Bring Your Own Bottle (BYOB) Establishments, Sections 4.03.041-4.03.045 states:

“(a) A person shall obtain a permit issued by the Department before the person may operate a BYOB venue. A BYOB establishment may operate for a period no longer than 90 days, and under special circumstances.

(b) The Director must take all approved BYOB permit applications directly to the City Council for approval

(c) If approved by the City Council, the business must apply for an alcoholic permit, and it must be fully displayed at the approved establishment.”

The Code further states that the Planning and Zoning Director must approve the application prior to its submittal to the City Council. The Director will deny the application if the applicant is under the age of 21, if a previous TABC permit had been cancelled or suspended within the preceding 12 months, if the applicant provided incomplete or incorrect information on the application, and if the owner or operator has been convicted of a criminal offense.

The background investigations have been completed, the application is complete, and there are no other outstanding issues with the application.

FISCAL IMPACT

The fee for the permit is \$50.00 and the applicant may apply for no more than four (4) consecutive permits.

STRATEGIC GOALS

Objective #3 – Create, review, enforce, and adopt codes that impact the City of Leon Valley.

RECOMMENDATION

At City Council discretion.

ATTEST:

SAUNDRA PASSAILAIGUE, TRMC
City Secretary