



Agenda Item Summary

MEETING DATE: September 30, 2024

SUBJECT: **Ordinance No. 1068** – An Ordinance of the Town of Mead, Colorado
Repealing and Reenacting Article III of Chapter 6 of the *Mead Municipal Code* Relating to Alcoholic Beverages

PRESENTED BY: Mary E. Strutt, Administrative Services Director
Evin King, Assistant Town Attorney

SUMMARY

Mead Municipal Code (“MMC”) Article III, Chapter 6, “Alcoholic Beverages” sets forth the Town’s local regulations for liquor licensing. These regulations are based on authority granted to the Town by the State of Colorado for the licensing of fermented malt beverages and malt, vinous, and spirituous liquors within the Town. Based on recent changes in state law, staff and the Town Attorney’s office recommend repealing and reenacting Article III of Chapter 6 of the MMC to reflect changes in state law, to provide an overall update of regulations, an update to formatting and to provide efficiency in the Code provisions.

Highlights of the recommended changes are:

- Definitions have been updated to match state liquor laws.
- Fees have been matched to fees determined and published by the state liquor licensing authority which allows for fees to be updated without the adoption of an Ordinance by the Board of Trustees.
- The formatting splits Article III into divisions which match state liquor code and make the regulations easier to read and follow.
- Festival Permits are a type of permit allowed and regulated by the state. Under state law, local liquor licensing authorities are not required to provide a local festival permit; however, in such case those licensing authorities have to rely on the state licensing authority to provide notice of festivals being held in their jurisdictions. This notification is notoriously not dependable; therefore, the Town wishes to begin issuing its own festival permits to ensure that the Town has knowledge of these events. Additionally, the local festival permit will allow the Town to have limited control of time, place and manner of any such festival.

Recent legislation also allows for two optional provisions which have NOT been included in the recommended ordinance.

- There is an option to provide local approval of a new license without holding a public hearing. After careful review, staff and the Town Attorney’s office recommend that the Board of Trustees, acting as the Mead Liquor Licensing Authority, continue to hold public hearings on new liquor licenses. This allows the Board to be informed of new businesses and take testimony to confirm that all of the state and local regulations are being met.
- The second option is to allow for a two-year renewal period rather than an annual renewal. Currently, all licensees must submit an application for renewal annually. These applications are reviewed for compliance with health department, fire department and local regulations. While a

two-year renewal period may lighten the workload slightly, the benefit of an annual renewal allows the Town Clerk's office to interact with the licensee and confirm that the business is in good standing and in compliance with state and local regulations.

FINANCIAL CONSIDERATIONS

N/A

STAFF RECOMMENDATION/ACTION REQUIRED

A motion to approve the September 30, 2024, **consent agenda** will approve the Ordinance. If this item is pulled off the consent agenda for further discussion or questions, Staff recommends the following motion:

Suggested Motion:

“I move to adopt Ordinance No.1068 – An Ordinance of the Town of Mead, Colorado Repealing and Reenacting Article III of Chapter 6 of the *Mead Municipal Code* Relating to Alcoholic Beverages.”

ATTACHMENTS

Ordinance No. 1068