

Montgomery City Council
AGENDA REPORT

Meeting Date: 06-11-2023	Budgeted Amount: n/a
Department: Administration	Prepared By: Nici Browe

Subject

Consideration and possible action on the application for a City Alcoholic Beverage Permit for Ryan Liquor.

Recommendation

Staff recommends approval of a City Alcoholic Beverage Permit.

Discussion

Mr. Troy Tep co-owner of Ryan Liquor visited the City Secretary several times from October 2022 through to December 2022, to gain assistance for obtaining his TABC permit. In those visits it became apparent that Mr. Tep had paid an agency to conduct the process on his behalf and they had not provided the city with any documentation and had disappeared.

He contacted the TABC representative that the city provided him, and he was ultimately put in touch with a reputable Alcohol licensing and permitting agent. The new agent bought Mr. Tep's TABC application and City Application to the City Secretary's Office on December 6, 2022. The Agent Mr. Kevin McLeroy received a full copy of the City Application, and the conditions of application were highlighted and was informed that once the TABC granted Mr. Tep his license, he should immediately present to the city, where his application can proceed through the permitting process per the ordinance, which requires the City Council to hear and vote on the application.

It is worthy of note that the TABC will NOT accept an application from an applicant if the City Secretary has not signed off, or indeed the County or the Comptroller. The City Ordinance Chapter 6 section 6.26 states the City will not grant a license under the article who has not first been licensed by the county and state, and who fails to present satisfactory evidence of such license.

This now provides the city with an opportunity to update the chapter 6 to be more business friendly to include a checklist for the applicant which will clearly highlight the mandate to return a copy of the TABC permit to continue with the city application, as we are one of only a handful of cities who still require city council approval after the TABC permit is issued, hence the confusion for many new alcoholic beverage owners and in this instance a well-seasoned agent.

Approved By

City Secretary	Nici Browe	Date: 07-06-2023
City Administrator		Date: