



# REQUEST FOR COUNCIL ACTION

<b>PREFERRED AGENDA:</b> October 11th, 2022	<b>TITLE:</b> OLCC New Liquor License	<b>TYPE OF ACTION:</b> <input type="checkbox"/> RESOLUTION
<b>SUBMITTED BY:</b> Jason Ogden, Interim Chief of Police	<b>ATTACHMENTS:</b> OLCC Application	<input checked="" type="checkbox"/> MOTION
<b>REVIEWED BY:</b> Kelcey Young, City Manager		<input type="checkbox"/> OTHER
<b>RELEVANT CODE/POLICY:</b> ORS 471.166	<b>TOWARD COUNCIL GOAL:</b> 4: Economic Strength	

**PURPOSE OF THIS MEMO:** The Rio Theatre is applying for a new liquor license. The current owner, Erika Baham, has applied for an “Full On-Premises” liquor license. The location of the business is 1439 Main Street, Sweet Home.

**BACKGROUND/CONTEXT:** The Sweet Home Police Department is tasked with reviewing applications for liquor licenses that are within the City Limits of Sweet Home. The Rio Theatre is applying for a new liquor license. As with any new liquor license, the owner must apply for a Liquor License through the Oregon Liquor Control Commission under their name. The owner, Erika Baham, has applied for a Full On-Premises liquor license. This type of license allows liquor, beer, and wine to be sold for on premises consumption only. This type of license is appropriate for this type of business.

The Police Department received this investigation September 14<sup>th</sup>, 2022 and has conducted an investigation into this request. As part of the investigation the owner, Erika Baham, was contacted. The business has a concession sales area directly south of the main doors. The alcohol is to be stored and sold from behind that counter. The business will have adult employees (18 and over) who will have their OLCC server’s licenses. The business is aware that only those with a license can conduct alcohol sales.

The business has an automated system set up and ready to use. The system consists of alcohol input devices that are position high on the west wall of the sales concession area, unreachable by patrons. There will be two alcohol dispensing machines, which allow an employee to select the type of alcoholic beverage, and automatically measures and pours the contents of the beverage. The wall devices would hold liquor bottles upside down and allow the controlled transfer of alcohol from the bottles to the dispensing machines once a beverage is selected by an employee.

The business plans to use clear cups with lids, which are different from the opaque cups currently used for soft drinks, and the patrons would be required to keep the alcohol on the premises, within the enclosed structure of the building. Patrons will not be allowed to order more than two shots of alcohol (for mixed drinks) per showing.

The business as well is also considering installing a small beer dispensing machine (keg), and something similar for wine, but would store and serve them from behind the counter in the concession area as well.

OLCC was also contacted, and I did not see any concerns listed from them on the application.

I spoke with Thomas Baham who is also the owner of the Rio Theatre, and he told me that they will be following all the rules set forth by OLCC. Thomas indicated that he would be at the council meeting to answer any questions that council might have.

Based upon review of the investigation, we did not observe any issues with the current or intended alcohol service/sales plan.

I found no reason to recommend denial to the Sweet Home City Council.

**STAKEHOLDERS:**

- Rio Theatre - A liquor license and the ability to sell liquor, beer, and wine as part of a theatre business.
- Citizens/Community – Rio Theatre creates additional opportunities and choices for the community.

**ISSUES & FINANCIAL IMPACTS:**

- Denial of an OLCC liquor license could have a negative impact on sales for Rio Theater.
- There are no known or anticipated financial impacts for the Sweet Home Police Department or the City of Sweet Home.

**OPTIONS:**

1. Do Nothing.
2. Direct further investigation prior to City's recommendation
3. Make a motion that the City of Sweet Home recommends an OLCC license be granted to Rio Theatre.

**RECOMMENDATION:**

Staff recommends option #3 - *Make a motion that the City of Sweet Home recommends an OLCC license be granted to Rio Theatre.*