



COUNCIL WORK SESSION
Wednesday, July 5, 2017
6:30 p.m.
Coon Rapids City Center
Conference Room 1

Call to Order

Pursuant to Minnesota Statute 13D.04, subd. 2, the City Council will meet in work session to discuss the following:

1. Class B Off-Sale Liquor Licensing Regulations

Other Business

Adjourn



City Council Work Session

1.

Meeting Date: 07/05/2017

Subject: Class B Off-Sale Liquor Licensing Regulations

From: Joan Lenzmeier, City Clerk

INTRODUCTION

Council is asked to discuss and consider ordinance amending Class B liquor regulations.

DISCUSSION

At the May 9, 2017 City Council Work Session, Class B off-sale liquor licensing was discussed. At that meeting there appeared to be consensus for changes to the Class B regulations and staff has prepared an ordinance based on those discussions.

The proposed ordinance would amend the definition of Class B to allow the sale of full intoxicating liquor and include the requirement of the 25,000 square feet of floor area as a primary use.

The ordinance exempts Class B operations from the minimum floor area requirement of 2,500 square feet to accommodate retailers wishing to have a smaller liquor operation. Current Code requires a minimum square footage for off-sale liquor of 2,500 square feet.

The ordinance also includes a maximum size for the Class B operation of 5% of the total gross floor area of the primary use or 2,500 square feet whichever is larger. As was discussed at the May 9 meeting, utilizing the 5% or 2,500 square feet will keep the size of the liquor store operations that larger retailers would be allowed closely in line with existing Class A off-sale liquor operations, thereby leveling the playing field for existing Class A license holders.

Staff believes that a 25,000 square foot minimum (down from 50,000) will accommodate the types of grocery retailers that have expressed interest in developing in Coon Rapids and allow existing businesses (Cub/Target/Walmart) to apply for a license if they wish.

Additionally, staff believes that the current conditions in the market will dictate the number of licenses applied for based on the City's established requirements and what currently exists in the market place and has, therefore, not suggested a maximum number in the ordinance.

The proposed ordinance is attached for your review.

RECOMMENDATION

Discuss and provide direction on the proposed ordinance.

Attachments

Class B Off-Sale Ordinance

ORDINANCE NO.

**AN ORDINANCE AMENDING THE DEFINITION OF CLASS B OFF-SALE
INTOXICATING LIQUOR LICENSE, ELIMINATING THE RADIUS
REQUIREMENTS, AND ELIMINATING THE NUMBER LIMIT ON CLASS B OFF
SALE INTOXICATING LIQUOR LICENSES ALLOWED
THEREBY AMENDING
REVISED CITY CODE – 1982 SECTION 5-203 AND SECTION 5-209**

The City of Coon Rapids does ordain:

Section 1. Revised City Code - 1982 Section 5-203 is hereby amended as follows:

(deletions in brackets, additions double underlined)

5-203 Definitions.

(7) “Class B Off-sale Intoxicating Liquor License” means a license to sell off-sale intoxicating ~~malt liquor and wines only.~~ in conjunction with and secondary to an approved primary use which shall have a minimum floor area of 25,000 square feet.

Section 2. Revised City Code - 1982 Section 5-209 is hereby amended as follows:

(deletions in brackets, additions double underlined)

5-209 Types of Licenses and Fees.

(8) Off-sale liquor establishments shall be separate, distinct entities with no entrances from other business activities, and shall have a minimum floor area of 2,500 square feet devoted to the liquor operations. The minimum floor area of 2,500 square feet shall not apply to Class B Off-sale liquor operations. Off-sale intoxicating liquor establishments shall be located only in those zoning districts where specifically authorized under Title 11 of this Code.

(b) Class B Off-sale Intoxicating Liquor Licenses. ~~No Class B Off-sale liquor establishments shall be located within a two mile radius of any other licensed Class B Off-sale intoxicating liquor establishment. Class B liquor operations must be in conjunction with and secondary to an approved primary use which shall have a minimum floor area of 50,000 square feet.~~ The Class B Off-sale liquor operation may not be sold or transferred in any manner to another party except as part of the sale or transfer of the primary use. The liquor operations shall be attached to the primary use, but shall be a separate and distinct entity from the primary use with separate entrances, warehouses and checkout lanes. The floor area of the liquor operation shall not exceed five percent or 2,500 square feet

(whichever is larger) of the total gross floor area of the primary use. ~~The City Council may issue no more than two Class B Off-sale Intoxicating Liquor Licenses annually.~~

Introduced this _____ day of _____, 2017.

Adopted this _____ day of _____, 2017.

ATTEST:

Jerry Koch, Mayor

Joan Lenzmeier, City Clerk