



TO: Alcohol Control Commission
FROM: Joe Smith, City Clerk *Joe*
DATE: October 13, 2016
SUBJECT: Beer Package License – Transfer Process

The City Clerk's Office is recommending that the Alcohol Control Commission consider an amendment to Alcohol Ordinance Section 3-72. This amendment concerns the transfer of beer package (a.k.a. malt beverage) licenses. As you are probably aware, the City of Rome has a process for transferring alcohol licenses. Currently when an existing business is sold to a new owner and a new business name is used; the City of Rome does not transfer the existing license, and requires that a new license be purchased. However, when an existing business has a change in management and a new licensee is needed, we do transfer the license upon the filing of a new application, background investigation and payment of a transfer fee - which is 10% of the annual license fee.

Our recommendation is that the City continues the current practice of requiring a new license when there is a new owner and new business name, but that the transfer fee for beer package licenses is increased from 10% to 50%. Our reason for this recommendation is that the transfer process is just as time consuming as the transfer for the much more expensive pouring and liquor package licenses as it is for the much less expensive beer package license. We also have a high level of annual turnover of the beer package licenses. We have around 20 beer package transfers per year, a number greater than the transfers of the other types of alcohol licenses combined. This change will make the transfer process more equitable for all parties involved.

Please let me know if you have any comments or questions.

Attachment

C: Sammy Rich, City Manager

601 Broad Street • PO Box 1433 • Rome, Georgia 30162-1433
phone: 706/236-4460 • fax: 706/236-4548

www.rome.ga.us

Sec. 3-72. - Separate license for each malt beverage outlet; transfer; surrender.

- (a) A separate license shall be required for each malt beverage outlet, and a separate application shall be made for each outlet.
- (b) Licenses under this article shall be transferable only upon prior approval by the city clerk and the police chief and upon payment of ten percent of the amount of the license fee.
- (c) Immediately upon the sale or closing of an outlet, it shall be the duty of the licensee to surrender his license to the alcohol control commission.
- (d) Any licensee who is an employee of a corporation, and who is separated from his employment, whether he resigns, retires or is fired, shall immediately notify the office of the secretary of such separation. Should the secretary's office not be open at such time, the police department shall be notified instead with notice given to the secretary as soon as possible on the next day of normal business. If such employee removes the malt beverage license from the establishment, he shall immediately surrender such license to the secretary or to the police department. Failure to surrender such license, if removed from the place of business, shall be a violation and shall be punished as provided by section 1-9.

(Code 1959, § 4-3; Code 1981, § 9-2003; Ord. No. 01-3-1, § I, 3-19-01)