

ALCOHOL CONTROL COMMISSION

Monday, August 15, 2016

The Alcohol Control Commission met at 5:00 p.m. this date in the Commission Chambers of City Hall, 601 Broad Street. Chairman Slack presided with Commissioner Lee, Commissioner Stevenson, Mr. Hyde, Mr. Redding, and Mr. Doss present.

Minutes – July 18, 2016

The minutes of the July 18, 2016 meeting, as submitted in writing by the Secretary, were approved by an unanimous consent.

KCD Package License and KCD Restaurant License, 1400 Dean Street

The application of Kevin C. Evans, co-owner and manager of a proposed development at 1400 Dean Street, was presented. Mr. Evans stated that he and his two partners, Craig Milam and Donald Evans, own the property at 1400 Dean Street. They would like to develop the property and are considering a 10,000 square foot structure which would house a restaurant and a liquor package store. Mr. Evans has applied for both a Beer, Wine, and Liquor Pouring License for the restaurant and a Beer, Wine, and Liquor Package License for the liquor store.

Mr. Evans explained that, prior to investing money and developing this property, he needs some assurance he can get an alcohol license after the buildings are constructed. There was some discussion regarding his proximity to East Central Elementary School and the East Rome Beverage Center (liquor store). City ordinance requires that there be at least 600 feet (via the nearest legally travelled route) from the entrance doors of these alcohol establishments to the nearest property line of East Central Elementary School. Based on the alcohol plat provided by the registered land surveyor, Mr. Evans' proposed developments would meet the minimum distance to the school. State law and local ordinance require that there be at least 1,500 feet between new package stores. Based on the information obtained in the alcohol survey provided by the registered land surveyor, Mr. Evans' proposed liquor store would be in excess of 1,500 feet from the existing East Rome Beverage Center.

After a few questions by the Alcohol Control Commission, Mr. Doss moved to approve the request for the new Beer, Wine, and Liquor Package License and the new Beer, Wine, and Liquor Pouring License as described today. Commissioner Lee seconded the motion, and the vote was unanimously in favor.

It was explained to Mr. Evans that this approval is subject to the site being developed as planned and final approval by the Fire Marshal, Building Inspector, and Traffic Engineer. This ACC approval will be valid for 180 days. If the development is not complete and the license acquired within that time frame, Mr. Evans would need to request an

extension of the approval period. City Code allows the ACC to extend the approval period on a case-by-case basis.

Mr. Evans will now proceed to discuss his proposed development with the Georgia Department of Revenue Alcohol Licensing Division. He will be seeking from assurance from that organization that he can acquire a State license if the development moves forward.

Rome Downtown Tennis Center, 329 West Third Street and the Rome Tennis Center at Berry College, 100 Match Point Way and Ordinance Amendment

The application of Tom Daglis, manager of the Rome Downtown Tennis Center, located at 329 West Third Street and the new Rome Tennis Center at Berry College, located at 100 Match Point Way, was present. Mr. Daglis stated that, now that the City of Rome is managing the tennis facilities, the plan is for the facilities to have their own beer and wine pouring license.

Secretary Smith pointed out that Mr. Daglis is a city employee, and City Code Section 3-180 (b)(9) prohibits a city employee from holding a pouring license with the exception of Stonebridge Golf Course. When Stonebridge Golf Course was built in the early 1990s, this code section was amended to allow a city employee to hold the pouring license at Stonebridge. Secretary Smith explained that, in order for Mr. Daglis who is a city employee, to hold these pouring licenses, this ordinance section would also have to be amended to exempt the two tennis facilities from the prohibition.

There was also some discussion concerning the language in this same code section that prohibits an officer or employee of the City or of the County, or members of their immediate families, from holding a pouring license. The ACC feels that this language has been in the Code for many years and should be changed to lessen the restriction. The manager of a restaurant in Rome could not hold a City of Rome Alcohol License if that person's family member worked in the Floyd County Water Department (for example).

Commissioner Lee moved to amend Ordinance Section 3-180 to add the West Third Street Tennis Center and the Rome Tennis Center at Berry College to the list of exemptions which would allow a city employee to hold the alcohol license at those facilities. Commissioner Lee's motion also removes the language which restricts a family member of a City or County employee from holding a pouring license. Mr. Doss seconded the motion, and the vote was unanimously in favor.

This Ordinance Amendment will be forwarded to the Rome City Commission for their consideration.

Commissioner Lee also moved to approve Mr. Daglis' request for a Beer and Wine Pouring License at the Rome Downtown Tennis Centre, 329 West Third Street and at the Rome Tennis Center at Berry College, 100 Match Point Way. This approval is subject to the City Commission approving the recommended ordinance amendment. Mr. Hyde seconded the motion, and the vote was unanimously in favor.

Mr. Daglis stated he is familiar with Rome's Alcohol Ordinance and understands the rules and regulations, including those of the prohibition of underage sales, the allowed hours of sale, and the requirement for these employees to possess Rome Alcohol Service Permits.

Police Report

Rome Police Major Paul Webber was present and stated that there were no alcohol related arrests at alcohol establishments during the past 30-day period.

Detrick Redding

Mr. Redding announced that today would be his last ACC meeting. He is resigning from the ACC and from the Housing Authority NW Georgia, due to the upcoming relocation to Alabama. Mr. Redding was thanked for his dedicated volunteer service.

Adjourned

With there being no further business, Chairman Slack adjourned the meeting at 5:28 p.m.

Joseph F. Smith
City Clerk