

POSSIBLE MOTION

I MOVE TO approve Ordinance 2010-03 on
second reading.

NOTE: This ordinance was referred to the Police and Fire Commission. Please see the attached excerpt from the minutes regarding their comments.

Colleen Ingman

From: ~~Gail Johanson Peterson [scribeinkservices@gmail.com]~~
Sent: Monday, July 19, 2010 12:42 PM
To: Colleen Ingman
Cc: Sara Peterson; Mike Wise; Ryan Haug
Subject: PFC action on Draft Ordinance No. 2010-03 "Standard Operating Hours - Licensed Premises"

Colleen,

This excerpt from the PFC July 7, 2010 minutes may be useful to Assembly members. The matter was discussed by PFC every meeting since it first appeared on the agenda in April. The most substantive comments are reflected in PFC April meeting minutes.

Gail

July 7, 2010

G. OLD BUSINESS

1. Draft Ordinance No. 2010-03 "Standard Operating Hours - Licensed Premises"

There have been no comments in favor of this ordinance. A representative of CHARR spoke in opposition to any change in operating hours.

MOTION: M/S Wise/Reeves that Chair Wise report to the Mayor that the Police and Fire Commission has received no support for this ordinance change.

ACTION: Motion Carried by a Roll Call Vote: Wise – yes; Lazzarini – yes; Reeves – yes; Haug – yes; Eisenbeisz – yes.

and from April 7, 2010:

2. Ordinance NO. 2010-03 "Standard Operating Hours - Licensed Premises"

Commissioners reported on research to understand the background of the proposed ordinance and speculated on origins of this matter. Assembly sponsors of the Ordinance did not specify who requested this, other than to state it came from member(s) of the public desirous of early "champagne brunch" on Sunday mornings in Sitka.

Helen Cunningham, representing Cabaret, Hotel and Restaurant Retailers Association (CHARR), said she is present to obtain more information for the liquor industry trade association. She affirmed the ordinance is not driven by members of CHARR and it appeared to them to come from out of the blue. At least one CHARR member does not favor the Ordinance.

Commissioners and Ms. Cunningham did not see a need for the proposed ordinance. Ms. Cunningham provided Commissioners with information about current law, practices, membership in CHARR and snippets of Sitka history pertaining to operating hours of licensed premises. Even prior to current laws, licensed premises in Sitka did not serve alcohol on Sunday mornings out of respect for local churches in close proximity.

A Commissioner observed the Assembly is also considering a ban on smoking in bars.

Commissioners and CHARR would like background information about the ordinance. All agreed the public needs ample opportunity to become aware of and speak to the matter. Chair Wise encouraged Commissioners to continue to educate themselves on this topic and communicate with Assembly members to request more information.

MOTION: M/S to place this item under Old Business and defer action until and if more information is available.

ACTION: Motion passed.