Legislation Details (With Text)

File #:	15441	**Version:**	2	**Name:**	Alcohol license restriction
Type:	Ordinance			**Status:**	Passed
File created:	7/15/2009			**In control:**	COMMON COUNCIL
On agenda:	11/3/2009			**Final action:**	11/3/2009
Enactment date:	11/20/2009			**Enactment #:**	ORD-09-00153

Title: SUBSTITUTE - Creating Section 38.07(15) of the Madison General Ordinances to prevent the sale of liquor at establishments that sell motor fuels.

Sponsors: Michael E. Verveer, Michael Schumacher, Chris Schmidt, Julia S. Kerr

Indexes:

Code sections:

Attachments: 1. Version 1, 2. Letter from WPMCA.pdf, 3. , 4. WPMCA Letter to Alders.pdf, 5. Registration Forms.pdf, 6. Registration Forms 10-21-09.pdf

Date	Ver.	Action By	Action	Result
11/3/2009	2	COMMON COUNCIL	Adopt	Pass
10/21/2009	1	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER	Pass
9/15/2009	1	COMMON COUNCIL	Refer	Pass
9/8/2009	1	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
7/21/2009	1	COMMON COUNCIL	Referred	
7/15/2009	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

No fiscal impact is anticipated.

Title

SUBSTITUTE - Creating Section 38.07(15) of the Madison General Ordinances to prevent the sale of liquor at establishments that sell motor fuels.

Body

DRAFTER'S ANALYSIS: This ordinance prevents the sale of intoxicating liquor at establishments that sell motor fuels, unless the licensee agrees to the condition that the establishment will limit the sales of intoxicating liquors solely to wine.

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The Common Council of the City of Madison does hereby ordain as follows:

Subsection (15) of Section 38.07 entitled "General Restrictions" of the Madison General Ordinances is created to read as follows:

"(15) (a) Policy. The City of Madison finds that it is appropriate to prohibit the sale of intoxicating liquors, other than wine, at retail establishments that also sell gasoline or diesel fuel because the availability of intoxicating liquors to the motoring public at locations where fuel is purchased could encourage or facilitate alcohol-related driving offenses. Intoxicating liquors are a particular problem when trying to identify those who engage in drinking and driving. The package sizes of intoxicating liquors are also smaller and easier to conceal than other alcohol beverages.

(b) No new "Class B" license or "Class A" license authorizing the retail sale of intoxicating liquors shall be issued to any establishment which also sells motor vehicle fuels, unless

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the licensee agrees to the license condition that the establishment will limit sales of intoxicating liquors to wine. This subsection (15) does not apply to any full service grocery store that sells motor fuels from a separate, non-contiguous location or to any license originally issued prior to July 1, 2009."