

# ORDINANCE/RESOLUTION REQUEST

Please email requests to the Mayor's Legislative Team

at [MileHighOrdinance@DenverGov.org](mailto:MileHighOrdinance@DenverGov.org) by **3:00pm on Monday**. Contact the Mayor's Legislative team with questions

Date of Request: 04/08/2021

Please mark one:  Bill Request or  Resolution Request

## 1. Type of Request:

- Contract//IGA/Grant Agreement       Rezoning/Map Amendment       Appointment  
 Dedication/Vacation       OHR Classification       Other: License Ordinance Update

## 2. Title: (Include a concise, one sentence description – please include name of company or contractor and contract control number - that clearly indicates the type of request: **grant acceptance, contract execution, contract amendment, municipal code change, supplemental request, etc.**)

A bill to modify the effective date for the common consumption area licensing pilot program.

## 3. Requesting Agency: Department of Excise and Licenses

## 4. Contact Person:

Contact person with knowledge of proposed ordinance/resolution	Contact person to present item at Mayor-Council and Council
Name: Erica N. Rogers (EXL) Molly Duplechian (EXL)	Name: Erica N. Rogers Molly Duplechian
Email: <a href="mailto:Erica.Rogers@denvergov.org">Erica.Rogers@denvergov.org</a> <a href="mailto:Molly.Duplechian@denvergov.org">Molly.Duplechian@denvergov.org</a>	Email: <a href="mailto:Erica.Rogers@denvergov.org">Erica.Rogers@denvergov.org</a> <a href="mailto:Molly.Duplechian@denvergov.org">Molly.Duplechian@denvergov.org</a>

## 5. General description or background of proposed request; include attached executive summary if more space needed:

When the Liquor Common Consumption ordinance was passed in late 2019, it contained a provision that stated the ordinance would not go into effect until 90 days after agency rules were adopted. In January and February 2020, Excise and Licenses formed the Liquor Common Consumption Work Group (LCCWG) to discuss and review draft rule language. It was expected that rules would be established by April 1, 2020, and the Department could begin accepting applications for the new license type during the summer of 2020.

The arrival of COVID-19 meant this rulemaking process was put on hold as the Department shifted its focus to other priority issues such as economic recovery programs, especially because a common consumption model would be prohibited due to public health restrictions. The Department has recently resumed the rulemaking process and is in the final stages of adopting agency rules now. A public rules hearing took place on April 7, 2021 and we expect to sign the rules in the next week. Given the extended wait time between passage of the original ordinance and the adoption of the rules, we'd like to reduce the timeframe between rules passage and ordinance effective date from 90 days to 45 days.

The original 90-day window served a few purposes: First, it allowed businesses and community members some time to review the requirements in ordinance and rule so they would know what to expect. Second, it allowed the Department some ramp-up time to build the application and record necessary to accommodate the new license type. Because the Department has had a year to work on the record, we have the capacity to accept new applications on this reduced timeline. Forty-five days should also give

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applicants and residents plenty of notice to read and understand the rules before the application period opens, which would be just in time for summer.

6. **City Attorney assigned to this request (if applicable):** Reginald Nubine

7. **\*\*For all contracts, fill out and submit accompanying Key Contract Terms worksheet\*\*** Not Applicable

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