

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Development Department

AGENDA DATE: January 29, 2013, Consent

CONTACT PERSON NAME AND PHONE NUMBER: Mirian Spencer, (915) 541-4056, spencermd2@elpasotexas.gov

DISTRICT(S) AFFECTED: 1 and 8

SUBJECT:

A resolution that the sale and service of alcoholic beverages by Hard Liquors, LLC, EP Silverspoon, LLC doing business as Everyday Gyro and Ardovino's Wine Gourmet and Gifts in the closed portions of City rights-of-way on Baltimore Avenue, Cincinnati Avenue and the adjacent alley between Stanton Street and Mesa Street from 12:00 pm Tuesday, February 12, 2013 to 2:00 am Wednesday, February 13, 2013, is a permissible activity in conjunction with Bourbon Street on Cincinnati Street (NESV13-00002) Districts 1 and 8.

BACKGROUND / DISCUSSION:

Hard Liquors, LLC is seeking permission to sell and serve alcoholic beverages within the closed portions of City right-of-way during the Bourbon Street on Cincinnati Street Block Party from 12:00 pm Tuesday, February 12, 2013 to 2:00 am Wednesday, February 13, 2013. Hard Liquors, LLC has authorized EP Silverspoon, LLC doing business as Everyday Gyro and Ardovino's Wine Gourmet and Gifts to provide for the sale and serving of alcoholic beverages within the closed portions of City right-of-way.

A special privilege permit (NESV13-00002) has been administratively approved by the City Development Department contingent upon the following conditions being satisfied:

1. All noise will be subject to the requirements of Section 9.40 (Noise) of the El Paso City Code.
2. All outdoor stages will have speakers facing Mesa. Use of outdoor stages is restricted after 10:00 pm.
3. Stages located along Stanton Street will have sound barriers to limit noise directed towards the residential neighborhood.
4. Trash will be removed from the closed portions of City right-of-way and a four block radius prior to the start of business on Wednesday, February 13, 2013.
5. Grantees will hire a minimum of 20 licensed peace officers and 15 security personnel for the event at their own cost. Grantees will also provide for crowd control officers after the conclusion of the event.
6. A four person fire Marshall fire guard will be present during peak hours of the event.
7. Grantees will promote the use of the Glory Road Transit Terminal for patrons in lieu of parking within the residential neighborhoods adjacent to the event.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

**Mathew S. McElroy, Director
City Development Department**

Information copy to appropriate Deputy City Manager

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

WHEREAS, Hard Liquors, LLC (hereinafter referred to as “Grantee”) is sponsoring Bourbon Street on Cincinnati Street, from Tuesday, February 12, 2013 through Wednesday, February 13, 2013 (hereinafter referred to as “Event”); and

WHEREAS, the Grantee assumes full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantee has authorized EP Silverspoon, LLC, doing business as Everyday Gyro and Ardovino’s Wine Gourmet and Gifts, Inc. (hereinafter referred as “Licensees”) to provide for the sale and service of alcoholic beverages during the Event; and

WHEREAS, the Grantee has received administrative approval for a Special Privilege Permit for the use and closure of City rights-of-way for more than twenty-four (24) hours on portions of City rights-of-way on Baltimore Avenue, Cincinnati Avenue and the adjacent alley between Stanton Street and Mesa Street from 2:00 am Tuesday, February 12, 2013 to 8:00 am Wednesday, February 13, 2013, in conjunction with the proposed Event; and

WHEREAS, the Grantee and Licensees desire to provide for the sale and service of alcoholic beverages on the closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages during the Event.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the sale and service of alcoholic beverages by Hard Liquors, LLC, EP Silverspoon, LLC doing business as Everyday Gyro and Ardovino’s Wine Gourmet and Gifts in the closed portions of City rights-of-way on Baltimore Avenue, Cincinnati Avenue and the adjacent alley between Stanton Street and Mesa Street from 12:00 pm Tuesday, February 12, 2013 to 2:00 am Wednesday, February 13, 2013, is a permissible activity in conjunction with Bourbon Street on Cincinnati Street.

ADOPTED this 29th day of January, 2013.

(Signatures to follow on next page)

THE CITY OF EL PASO

ATTEST:

John F. Cook,
Mayor

Richarda Duffy Momsen,
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Lauren K. Ferris
Assistant City Attorney

Mathew S. McElroy, Director
City Development Department

NESV13-00002



Cleaning Area Map

NESV13-00002

