

## **RESOLUTION**

**WHEREAS**, the Texas Alcoholic Beverage Commission is the governmental entity responsible for the issuance and renewal of permits or licenses to sell alcoholic beverages;

**WHEREAS**, Monaco Entertainment Group, LLC, under the trade name of Miami Social House, has requested that the Texas Alcoholic Beverage Commission reinstate its license to sell alcoholic beverages in order to begin operations at 1550 Hawkins Blvd., Suite 20-22, El Paso, Texas 79925;

**WHEREAS**, Hawkins Plaza, the retail shopping center at 1550 Hawkins Blvd., El Paso Texas, is within close proximity to residences;

**WHEREAS**, since 2008, residents from the neighborhood around Hawkins Plaza have complained to El Paso City officials and administrators about activities from patrons of other establishments which have permits to sell alcoholic beverages in Hawkins Plaza, and the activities have involved a fatal shooting, criminal activity, traffic congestion, litter, noise at all hours of the night, and nuisances and disturbances that do not allow the residents to sleep or feel safe in their homes;

**WHEREAS**, complaints and calls to 911 have placed a strain on City resources including local law enforcement officers who have responded to complaints from the residents around Hawkins Plaza;

**WHEREAS**, the City of El Paso recognizes the right of an individual to open and operate a business; however, it is also responsible for ensuring the health, safety and welfare of its residents;

**WHEREAS**, the City of El Paso is concerned that the complaints of criminal activity, traffic congestion, nuisances, and noise will be exacerbated if the Texas Alcoholic Beverage Commission reinstates or issues another permit for the sale of alcoholic beverages to another business located in Hawkins Plaza;

**WHEREAS**, the City of El Paso firmly believes there will be continuing problems impacting the safety and quality of life for residents around Hawkins Plaza if the Texas Alcoholic Beverage Commission reinstates or issues another permit for the sale of alcoholic beverages to another business located in Hawkins Plaza;

**WHEREAS**, the City of El Paso has filed its Motion to Obtain Relief From Stay in the Chapter 11 Bankruptcy of Patriot Place, Ltd. in order to obtain Bankruptcy Court approval before filing the protest with the Texas Alcoholic Beverage Commission; and

**WHEREAS**, the request of Monaco Entertainment Group, LLC to allow a change of location and a reinstatement of its liquor license, including a mixed beverage late hours permit, in order to begin operations at Hawkins Plaza is not in the best interests of the citizens of the El Paso community.

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

That the City Manager be authorized to submit a protest to the Texas Alcoholic Beverage Commission objecting to the issuance or reinstatement of a permit to sell alcoholic beverages to Monaco Entertainment Group, LLC under the trade name of Miami Social House at 1550 Hawkins Blvd., Suites 20-22, El Paso, Texas.

**ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2011.

**CITY OF EL PASO:**

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John F. Cook  
Mayor

**ATTEST:**

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Richarda Duffy Momsen  
City Clerk

**APPROVED AS TO FORM:**

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Theresa Cullen  
Deputy City Attorney