

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

DEPARTMENT: City Development Department, One-Stop-Shop

AGENDA DATE: Consent Agenda: October 7, 2014

CONTACT PERSON/PHONE: Elizabeth Gibson (915) 212-1500,
GibsonEK@elpasotexas.gov

DISTRICT(S) AFFECTED: 8

SUBJECT:

A resolution that the temporary sale and service of alcoholic beverages by W. R. T. Inc. d/b/a Leo's Mexican Food, in the closed portions of City rights-of-way on East Mills Avenue between North Kansas Street and North Stanton Street from 8:30 p.m. Saturday, October 11, 2014 through 12:30 a.m. Sunday, October 12, 2014 is permissible activity in conjunction with Gracie Cain d/b/a Fashion Ink's Fashion Ink, upon issuance of the required permits from the Texas Alcoholic Beverage Commission and the City of El Paso (CSEV14-00180) **District 8**.

BACKGROUND / DISCUSSION:

EVENT NAME: Fashion Ink
PERMIT CASE NO: CSEV14-00180
EVENT DATE: 8:30 p.m. Saturday, October 11, 2014 through
12:30 a.m. Sunday, October 12, 2014
LOCATION: District 8; East Mills Avenue between North Kansas Street and North Stanton Street
APPLICANT: Gracie Cain d/b/a Fashion Ink
TABC PERMITTEE: W. R. T. Inc. d/b/a Leo's Mexican Food

As per Section 15.08.120(D) of the El Paso Municipal Code, the event application was submitted to the Downtown Management District (DMD) and the Ad Hoc Committee (AHC) met for consideration of and approved the Event on Thursday, September 18th, 2014. Council must approve the sale and service of alcohol in the identified portions of the right-of-way in order for the Applicant to proceed with the event as described by the attached application. The Applicant assumes full responsibility for the TABC Permittee and is responsible for providing event insurance in accordance with Section 15.08.120(G) of the El Paso Municipal Code.

Attachments:

N/A

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

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

LEGAL: (if required) N/A

FINANCE: (if required) N/A

DEPARTMENT HEAD:

Mathew S. McElroy
Director, City Development Department

APPROVED FOR AGENDA:

CITY MANAGER: _____

DATE: _____

RESOLUTION

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

WHEREAS, Gracie Cain d/b/a Fashion Ink (hereinafter referred to as “Grantee”) is producing Fashion Ink to be open to the public from 8:30 p.m. Saturday, October 11, 2014 through 12:30 a.m. Sunday, October 12, 2014 (hereinafter referred to as “Event”); and

WHEREAS, the Grantee has submitted an application for a Special Privilege Permit pursuant to Title 15.08.120 (D) of the El Paso Municipal Code, for the use and closure of portions of City rights-of-way on East Mills Avenue between North Kansas Street and North Stanton Street in conjunction with the Event; and

WHEREAS, the Grantee has indicated their intent to authorize the W. R. T. Inc. d/b/a Leo's Mexican Food, (hereinafter referred as “TABC Permittee”) to provide for the temporary sale and service of alcoholic beverages within the identified closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission (TABC) requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages within City rights-of-way, prior to issuance of such permit; and

WHEREAS, the Grantee assumes full responsibility for the TABC Permittee, including verification that the Permittee has obtained a permit for the temporary sale and service of alcoholic beverages from the TABC prior to the Event.

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

That the temporary sale and service of alcoholic beverages by W. R. T. Inc. d/b/a Leo's Mexican Food, in the closed portions of City rights-of-way on East Mills Avenue between North Kansas Street and North Stanton Street from 8:30 p.m. Saturday, October 11, 2014 through 12:30 a.m. Sunday, October 12, 2014 is a permissible activity in conjunction with Gracie Cain d/b/a Fashion Ink's Fashion Ink, upon issuance of the required permits from the Texas Alcoholic Beverage Commission and the City of El Paso.

APPROVED this ____ day of _____, 2014.

THE CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Kristen L. Hamilton
Assistant City Attorney

APPROVED AS TO CONTENT:

Mathew S. McElroy, Director
City Development Department