

RESOLUTION NO. 530

A RESOLUTION ESTABLISHING CITY COUNCIL POLICY FOR RESPONSE TO LIQUOR LICENSE RENEWAL REQUESTS.

WHEREAS, ORS 472.120 authorizes the Oregon Liquor Control Commission to require that applicants for liquor licenses or license renewals obtain written recommendation from the city council; and

WHEREAS, the Stayton City Council receives and considers annual license renewal applications from each business dispensing alcoholic beverages within the Stayton city limits; and

WHEREAS, the Stayton City Council has given careful consideration to each of these applications and to the reports the Stayton Police Department prepares on each application; and

WHEREAS, the city's recommendation is not binding on the Oregon Liquor License Commission, which has the discretion to make final decisions to grant or to deny liquor license applications; and

WHEREAS, the Stayton City Council believes that the commission's decisions should in each instance consider the findings and desires of the city in which the business is located before approving or denying an application;

NOW, THEREFORE, THE STAYTON CITY COUNCIL hereby resolves as follows:

1. The Stayton Police Department will continue to receive liquor license applications or renewal applications and application fees, and prepare police reports on each application for the Stayton City Council's consideration; and
2. The Council finds it is in the best interests of the citizens of Stayton to make "NO RECOMMENDATION TO OLCC" on the majority of liquor license applications within the City of Stayton for the following reasons:
 - a. The Stayton City Council does not wish to encourage the sale and distribution of alcoholic beverages in Stayton; and
 - b. The city does not conduct a thorough review of the qualifications of each applicant and whether or not the applicant has complied with all the OLCC regulations and criteria for approval; therefore the city does not have sufficient information to judge whether an application should be recommended for approval; and
 - c. The city does not wish to endorse the application of any particular business.
3. The council further finds there may be instances in which it wishes to recommend the OLCC impose conditions of approval on the license for continued operation of an establishment or to recommend denial of the liquor license. In these instances, the city council will make a specific finding and recommendation after deliberation during a regularly scheduled council meeting and will forward a letter to OLCC explaining the council's concerns and recommendations.

The Stayton City Council wishes to make the OLCC and its staff aware that in the few instances when the council does make a recommendation for approval or denial, that the city's recommendation warrants proper consideration from the OLCC.

ADOPTED BY THE STAYTON CITY COUNCIL this 21st day of March 1994.

Date: 5-05-94 By: Willmer Van Vleet
WILLMER VAN VLEET, Mayor

Date: 5-04-94 Attest: David W. Kinney
DAVID W. KINNEY, City Administrator