

FACT SHEET**TITLE**

An ordinance to amend Section 10-133 concerning the hearing and notice for the appeals process for all permits denied, suspended or revoked and to otherwise providing with respect thereto.

DATE

August 3, 2022

ORIGINATING DEPARTMENT

Shreveport Police Department

COUNCIL DISTRICT

City-wide

SPONSOR**PURPOSE**

The intent is to amend certain sections of Section 10-133 of the City of Shreveport Code of Ordinances concerning appeals process for any alcoholic beverage permit.

BACKGROUND INFORMATION**TIMETABLE**

Introduction: August 9, 2022
Final Passage: August 23, 2022

ATTACHMENTS**SPECIAL PROCEDURAL REQUIREMENTS**

NA

FINANCES

NA

SOURCE OF FUNDS

NA

ALTERNATIVES

(1) Adopt the ordinance as submitted, or (2) Amend the ordinance, or (3) Reject the ordinance.

RECOMMENDATION

It is recommended that the City Council adopt the ordinance.

FACT SHEET PREPARED BY:

ORDINANCE NO. _____ OF 2022

AN ORDINANCE TO AMEND SECTION 10-133 CONCERNING THE HEARING AND NOTICE FOR THE APPEALS PROCESS FOR ALL PERMITS DENIED, SUSPENDED OR REVOKED AND TO OTHERWISE PROVIDING WITH RESPECT THERETO.

BE IT ORDAINED by the City Council of the City of Shreveport, in due, legal, and regular session convened, that Section 10-133 be hereby amended to read as follows:

Sec. 10-133. – Hearing and notice; Appeals process for all permits denied.

- (a) The decision of the chief of police in denying, suspending, or revoking a permit shall remain in effect unless and until the city council votes after such hearing during the appeal to reverse the decision of the chief of police. In cases in which the city council reverses the decision of the chief of police in denying a permit, the chief of police shall then issue the permit and note on it the approval by the decision of the city council and the date of such decision.
- (b) A notice shall be served upon the applicant or holder of the permit stating the time and place of the appeal to be held by the city council. The hearing shall be not less than ten nor more than thirty calendar days from the date such notice is received, except that in the case of the denial of a permit or card, if the applicant requests an earlier hearing, the city council may hold the hearing earlier. The notice shall enumerate the causes for withholding, suspending or revoking the permit and shall be sent by certified mail, return receipt requested, to the applicant or holder of the permit at the address of his place of business, as given in his application for the permit, or it may be served on him in person by an officer or employee of the city. In the case of revocation or suspension of a permit, the notice shall subpoena the holder of the permit to appear and show cause why the permit should not be

suspended or revoked.

BE IT FURTHER ORDAINED that if any provision or item of this Ordinance or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this Ordinance which can be given affect without the invalid provisions, items or applications and to this end the provisions of this Ordinance are hereby declared severable.

BE IT FURTHER ORDAINED that all Ordinances or parts thereof in conflict herewith are hereby repealed.

THUS DONE AND ORDAINED by the City Council of the City of Shreveport, Louisiana.

APPROVED AS TO LEGAL FORM:

City Attorney's Office