

FACT SHEET**TITLE**

An ordinance to amend Section 10-67 which concerns the issuance or denial of alcohol beverage handling employee cards to include language concerning the transfer and surrender of permits upon change of ownership or termination of business and to otherwise providing with respect thereto.

DATE

August 3, 2022

ORIGINATING DEPARTMENT

Shreveport Police Department

COUNCIL DISTRICT

City-wide

SPONSOR**PURPOSE**

To amend Section 10-67 of the City of Shreveport Code of Ordinances concerning the transfer and surrender of permits upon change of ownership or termination of businesses.

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 10-67 WHICH CONCERNS THE ISSUANCE OR DENIAL OF ALCOHOL BEVERAGE HANDLING EMPLOYEE CARDS TO INCLUDE LANGUAGE CONCERNING THE TRANSFER AND SURRENDER OF PERMITS UPON CHANGE OF OWNERSHIP OR TERMINATION OF BUSINESS 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 10-67 be hereby amended to add the following language:

Section 10-67. – Issuance or denial.

(d) Permits issued under this chapter are not assignable or heritable. A permit must be returned to the Alcoholic Beverage office, Chief of police, or surrendered to his designee, within five days of closure when five percent or more of the ownership of the business is transferred or the business is terminated. However, in the event of the dissolution of a partnership by death, the surviving partners may operate under the partnership permit.

(e) Receivers and trustees in bankruptcy may operate under the permit of the person succeeded.

(f) A partnership may include a surviving spouse and that spouse may operate under the partnership permit for the remainder of the permit term.

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