



**City of Coral Gables  
CITY COMMISSION MEETING  
FEBRUARY 14, 2017**

**ITEM TITLE:**

A Resolution authorizing Wolfe's Wine Shoppe to add the sale of alcoholic beverages by the glass for consumption on premises, as permitted by State law, on the property legally described as Coral Gables Crafts Section, Lot 16 & 17, Block 3, (124 Miracle Mile), Coral Gables, Florida; and providing for an effective date.

**RECOMMENDATION OF THE CITY MANAGER:**

Approval.

**BRIEF HISTORY:**

In anticipation of the upcoming Miracle Mile and Giralda Avenue overlay district, Wolfe's Wine Shoppe has requested the ability to sell wine by the glass on premises for the enjoyment of its clientele as part of a pilot program established by the City Manager with approval from the City Commission.

Wolfe's Wine Shoppe is a family-owned specialty wine store that has operated at 124 Miracle Mile for seventeen years. In order to allow them to sell wine by the glass, they need to obtain an on-premises alcoholic beverage license for which they need approval under City Code, Section 6-4. Pursuant to Section 6-4, retail beverage and retail liquor store licenses may be issued to nonrestaurant facilities by the City Commission following administrative review by the City Manager.

In order for a nonrestaurant facility to qualify for a retail beverage or retail liquor store license under this section, the following minimum requirements must be met:



- (1) That the nonrestaurant facility shall have a valid certificate of use and occupational license.
- (2) The sale of alcoholic beverages and intoxicating liquors shall be only incidental to the primary function of the facility.
- (3) Permanent bars or counters with a surface area not exceeding 45 square feet shall be permitted.
- (4) Total receipts from the sale of alcoholic beverages and intoxicating liquors shall not exceed 25 percent of the total annual gross receipts.
- (5) Nonrestaurant facilities holding a state retail beverage or retail liquor store license shall always be subject to inspection by the City Manager or her designee for the purpose of determining that such nonrestaurant facilities are in compliance with the existing requirements.

In interpreting City Code, Section 6-4(b), the City Attorney has opined that with Commission approval, art galleries, theaters, museums, and other nonrestaurant facilities may serve alcoholic beverages for consumption on the premises where the total receipts from that activity does not exceed 25 percent of the total receipts from its entire business. Furthermore, because Wolfe's Wine Shop is in the business of selling wine in sealed containers for consumption off premises, as long as the sale of wine for consumption on premises would not exceed 25 percent of its total receipts, the request can be approved by

the City Commission consistent with section 6-4 of the City Code.

This Resolution will allow Wolfe's Wine Shoppe to obtain a license from the state to be able to sell wine by the glass, provided the applicant receives all other necessary governmental approvals.

**APPROVED BY:**

City Attorney	City Manager
	

**EXHIBIT(S):**

- A. Draft Resolution
- B. Certificate of Use
- C. Letter of Intent
- D. Liquor Survey