



**City of Coral Gables**  
**CITY COMMISSION MEETING**  
**December 13, 2022**

**ITEM TITLE:**

**Resolution.** A Resolution of the City Commission of Coral Gables, Florida Authorizing Coco Cigars II, Located in the Shops at Merrick Park, 320 San Lorenzo Avenue, Suite 1250, to Add the Sale of Alcoholic Beverages for Consumption on Premises as an Accessory Use to the Retail of Cigars and Tobacco Products, as Permitted by State Law, Provided that Total Receipts from the Sale of Alcoholic Beverages Not Exceed 25 percent of the Total Annual Gross Receipts, and Permanent Bars or Counters Not Exceed 45 square feet in Surface Area, subject to a Valid Certificate of Use and Local Business Tax; and Providing for an Effective Date.

**DEPARTMENT HEAD RECOMMENDATION:**

Approval.

**BRIEF HISTORY:**

Coco Cigars II located in the Shops at Merrick Park, 320 San Lorenzo Avenue, Suite 1250, has requested the ability to sell beer and wine for consumption on premise (2COP) as incidental to the primary function of the business which is a retail establishment selling cigars and tobacco products and accessories, a non-restaurant facility. Per Section 6-4(a)(4) of the City Code, a non-restaurant facility must receive approval from the City Commission after administrative review from the City Manager and meet the requirements set forth in the City Code:

1. That the non-restaurant 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 of any non-restaurant facility. It shall be the responsibility of the non-restaurant facility to maintain records open for inspection by the city to demonstrate compliance with this requirement.
5. Non-restaurant facilities holding a state retail beverage or retail liquor store license shall always be subject to inspection by the city manager or his or her designee for the purpose of determining that such non-restaurant facilities are in compliance with the existing requirements.

In order to obtain license from the state to be able to sell beer and wine for consumption on premise (2COP), the Applicant is requesting approval from the City Commission. The applicant is currently working on a building permit for interior renovations of its retail space in the Shops at Merrick Park in which the plans have been reviewed and approved by the mall management. Approval from the mall management attached as exhibit F.

**EXHIBIT(S):**

- A. Draft Resolution.
- B. Letter of Intent
- C. Certificate of Use
- D. ABT Application
- E. Floor Plan
- F. Approval from mall management