

**CITY OF CORAL GABLES, FLORIDA**

**RESOLUTION NO. 2015-211**

A RESOLUTION AUTHORIZING TRAIL THEATER TO ADD THE SALE OF ALCOHOLIC BEVERAGE FOR CONSUMPTION ON THE PREMISES AS PERMITTED BY STATE LAW ON THE PROPERTY LEGALLY DESCRIBED AS LOTS 28 TO 33, BLOCK 22, 3715 SW 8<sup>TH</sup> STREET, CORAL GABLES FLAGLER ST SECTION, CORAL GABLES, FLORIDA; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, Trail Theater is a nonrestaurant facility that provides live entertainment;  
and

**WHEREAS**, Trail Theater has requested an administrative review by the City Manager with approval by the City Commission for retail beverages and retail liquor store licenses issued to nonrestaurant facilities pursuant to Section 6-4 of the City Code; and

**WHEREAS**, the provisions of Section 6-4(a)(2) of the City Code provide for nonrestaurant facilities to sell alcoholic beverages and intoxicating liquors under limited circumstances; and

**WHEREAS**, the provisions of Section 6-4(a)(2) of the City Code provide the following conditions for the issuance of a retail beverage license for a nonrestaurant facility:

1. That the nonrestaurant facility shall have a valid certificate of use and local business tax.
2. The sale of alcoholic beverage and intoxication liquors shall be only incidental to the primary function of the facility.
3. Nonrestaurant facilities holding a state retail or retail beverage or liquor store license shall always be subject to inspection by the City Manager or designee for the purpose of determining that such nonrestaurant facilities are in compliance with the existing requirements.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:**

**SECTION 1.** The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

**SECTION 2.** The City approves the issuance of a retail beverage license for Trail Theater.

**SECTION 3.** The City reserves the right, at its discretion, to revoke the approval of the retail beverage license for Trail Theater without further enforcement proceedings if the conditions above are not met.

**SECTION 4.** That this resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS EIGHTH DAY OF SEPTEMBER, A.D., 2015.

(Moved: Quesada / Seconded: Slesnick)

(Yeas: Slesnick, Keon, Lago, Quesada, Cason)

(Unanimous: 5-0 Vote)

(Agenda Item: H-1)

APPROVED:



JIM CASON  
MAYOR

ATTEST:



WALTER J. FOEMAN  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:



CRAIG E. LEEN  
CITY ATTORNEY