

CITY OF CORAL GABLES, FLORIDA

RESOLUTION NO. 2019-82

A RESOLUTION OF THE CITY COMMISSION APPROVING THE SALE OF ALCOHOLIC BEVERAGES THROUGHOUT THE UNIVERSITY OF MIAMI'S WATSCO CENTER.

WHEREAS, in 2003, the City of Coral Gables ("City") passed Resolution No. 2003-7, approving a Retail Beverage and Liquor Store License for the University of Miami's ("UM") Convocation Center located at 1245 Dauer Dr., Coral Gables, FL 33146 (Basketball Arena), subject to the City's code provisions at the time; and

WHEREAS, in 2010, the City and UM executed a Development Agreement, which amended Resolution 2003-7, to allow for the sale of alcoholic beverages at the Basketball Arena during non-University athletic and academic programs and events, and only within the Hurricane 100 facilities and suites during the University's athletic and academic programs; and

WHEREAS, UM has requested to amend the existing language in the Development Agreement to allow for the sale of alcoholic beverages at the Basketball Arena during University athletic and academic programs in accordance with applicable laws; and

WHEREAS, the Basketball Arena is a non-restaurant facility and UM has requested the ability to expand the existing sales of alcoholic beverages on premises; and

WHEREAS, pursuant to 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 in order to sell alcoholic beverages; and

WHEREAS, the provisions of Section 6-4(b) of the City Code provide the following conditions for the issuance of a retail beverage or retail liquor store license for a non-restaurant facility:

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; and

WHEREAS, the request meets the minimum requirements set forth in Section 6-4(b) of the City Code; and

WHEREAS, the City Commission's approval is contingent on UM acquiring any and all applicable licenses, approvals, and/or endorsements for alcohol sales from including, but not limited to, the State of Florida, the NCAA, and the ACC;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY 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 the Resolution upon adoption hereof.

SECTION 2. The City approves the request to allow the sale of alcoholic beverages throughout the Basketball Arena, located at 1245 Dauer Dr, Coral Gables, FL 33146, contingent on the Development Agreement being amended to reflect that change.

SECTION 3. The City reserves the right, at its discretion, to revoke the approval of the retail beverage license 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 TWELFTH DAY OF MARCH, A.D., 2019.

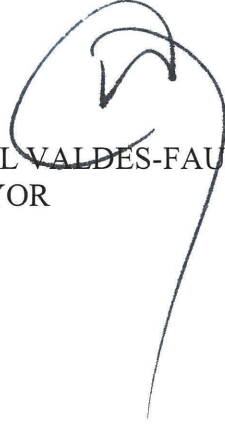
(Moved: Quesada / Seconded: Keon)

(Yeas: Lago, Mena, Quesada, Keon, Valdes-Fauli)

(Majority Vote: (5-0) Vote)

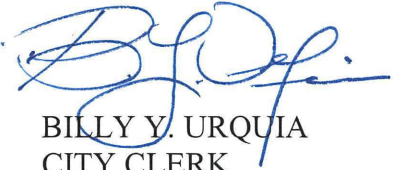
(Agenda Item: G-3)

APPROVED:

A handwritten signature in black ink, consisting of a large, stylized 'R' followed by a vertical line and a small hook at the top.

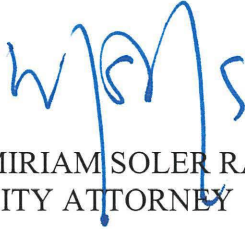
RAUL VALDES-FAULI
MAYOR

ATTEST:

A handwritten signature in blue ink, appearing to be 'B. Urquia' with a stylized flourish.

BILLY Y. URQUIA
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

A handwritten signature in blue ink, appearing to be 'M. Soler Ramos' with a stylized flourish.

MIRIAM SOLER RAMOS
CITY ATTORNEY