J-07

CITY COUNCIL AGENDA ITEM

Date: June 4, 2013

To: Brian Kischnick, City Manager

From: Gary Mayer, Chief of Police
Lieutenant Thomas Gordon
Sergeant George Zielinski

Subject: Application regarding New SDM Liquor License for Super City Smoker, Inc.

Background

Super City Smoker, Inc. requests a New SDM license at 2981 E. Big Beaver Road, Troy, MI {MLCC Request #676052}.

The Troy Police Department conducted an investigation into this application, and did not discover any reasons for disqualification of the two applicants. The Michigan Liquor Control Commission (MLCC) Rules allow for tobacconists to hold SDM liquor licenses. However, the Police Department is also mindful of several liquor violations that occurred at the same address, 2981 E. Big Beaver Road, when the business was previously named Super City Smokers Express. In fact, the previous owner of the Super City Smokers Express tobacco shop at 2981 E. Big Beaver had a liquor license revoked by the MLCC in May, 2012 because there were so many violations involving sales of alcohol to minors. The Police Department is concerned about the increased risk of sales of alcohol to minors in these small shops that are frequented by patrons between the ages of 18 to 20 years.

The MLCC has revised its liquor license procedures. As a result of the revised procedures, the MLCC does not require City Council approval any longer for most liquor license requests. However, the MLCC will consider an opinion sent to them from a local Police Department or City Council regarding a liquor license request. Since this request for Super City Smoker, Inc. complies with all applicable Troy City Ordinances and MLCC Rules, it is likely that the MLCC will grant the requested SDM liquor license, even if City Council objects. However, the City may wish to go on record in opposition to the license request. A proposed resolution is enclosed for your review.

Reviewed and approved: _____
Lori Grigg Bluhm, City Attorney

Prepared by: Jeff Oberski