

Pat Somerville, Mayor

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APR 29 2005

CITY OF TROY
CITY MANAGER'S OFFICE

April 25, 2005

Tonni Bartholomew, Clerk
City of Troy
500 West Big Beaver Road
Troy, MI 48084-5285

RE: Resolution Regarding Local Control of Liquor Licenses

Ms. Bartholomew:

Enclosed please find a copy of a certified resolution adopted by the Rochester Hills City Council on April 20, 2005 in support of municipalities maintaining Local Control of Liquor Licenses.

If you have any questions, please feel free to contact the Rochester Hills Clerk's Department at 248-656-4630.

Thank you.



Margaret Strate
City Council Recording Secretary

Enclosure

/ms



Rochester Hills
Certified Copy
License: RES0124-2005

1000 Rochester Hills
Drive
Rochester Hills, MI 48309
(248) 656-4660
Home Page:
www.rochesterhills.org

File Number: 2005-0256

Enactment Number: RES0124-2005

Adoption of Resolution to the State of Michigan in support of Local Control of Liquor Licenses

Whereas Michigan liquor law allocates quota liquor licenses to municipalities based on population figures derived from the latest census; and

Whereas quota liquor licenses are awarded by the Liquor Control Commission (LCC) following adoption of a resolution by a local municipality indicating approval or disapproval of the request for a license; and

Whereas applicants are awarded quota liquor licenses for which they have paid no monies to the local municipality, except for an application processing fee; and

Whereas current Michigan liquor law allows for the recipient of a quota liquor license to use the license and realize the profits from the sale of alcoholic beverages; to place the license in escrow with the LCC; to sell the license; or to transfer the quota license to another entity in or out of the local municipality; and

Whereas cities, villages, and townships are the local governmental bodies wishing to retain local control over matters such as business development, including the award of quota liquor licenses in their communities; and

Whereas allowing a quota liquor license to be transferred from a local municipality in which it was originally issued without the consent of that municipality has the effect of weakening the economic viability of that municipality and being counter-productive to the best interests of the State of Michigan; and

Whereas the City of Rochester Hills is a growing community desirous of deciding how and to whom quota liquor licenses are to be issued in the interest of promoting a healthy business climate and to ensure the health, safety, and welfare of the local citizenry; and

Whereas the City of Rochester Hills is a local government that has lost local control of several quota liquor licenses no longer in use in the City of Rochester Hills through placement into escrow or transfer to another municipality.

Now, Therefore, Be It Resolved that the Rochester Hills City Council supports the principle of local control by local municipalities of quota liquor licenses; and

Be It Further Resolved that the Rochester Hills City Council petitions the State legislature to enact an amendment to Michigan liquor law that would ensure local control of liquor licenses through the requirement that any and all quota liquor licenses be returned to the quota for a

particular local municipality, whether city, village, or township, when no longer in use, for whatever reason, in conjunction with the viable business to which it was originally issued; and

Be It Further Resolved that copies of this resolution, once certified, be forwarded to the Liquor Control Commission; Craig De Roche, the Speaker of the House; Ken Sikkema, Majority Leader of the State Senate; Senator Michael Bishop; Senator Gilda Jacobs; State Representative John Garfield; Governor Jennifer Granholm, and to each of the municipalities in Oakland County.

I, Jane Leslie, City Clerk, certify that this is a true copy of RES0124-2005, passed at a Regular Rochester Hills City Council meeting held on 4/20/2005 by the following vote:

Moved by Barnett, Seconded by Raschke,

Aye: Hill, Barnett, Dalton, Duistermars, Holder, Raschke and Robbins



Jane Leslie, City Clerk

April 22, 2005

Date Certified