

CITY OF CORAL GABLES, FLORIDA**RESOLUTION NO. R-2010-_____**

A RESOLUTION AMENDING RESOLUTION NO. R-2003-7, THAT APPROVED A RETAIL BEVERAGE AND LIQUOR LICENSE FOR THE UNIVERSITY OF MIAMI CONVOCATION CENTER, TO AMEND THE CONDITION THAT THE SALE OF ALCOHOLIC BEVERAGES SHALL NOT BE MADE AVAILABLE TO THE GENERAL AUDIENCE AND TO DELETE THE CONDITION THAT THERE SHALL BE NO SALE BY THE DRINK OF ALCOHOLIC BEVERAGES.

BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

WHEREAS, pursuant to Resolution No. 2003-7, passed and adopted by the City Commission on January 21, 2003, the City of Coral Gables approved a retail beverage and liquor license for the University of Miami Convocation Center, also known as the Bank United Center; and

WHEREAS, the approval for said retail beverage and liquor license was granted subject to compliance with the following provisions of Sec. 4.4(b) of 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 twenty-five (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 designee for the purpose of determining that such non-restaurant facilities are in compliance with the existing requirements; and

WHEREAS, the approval for said retail beverage and liquor license was granted also subject to compliance with the following conditions:

1. That the sale of alcoholic beverages shall not be made available to the general audience; and
2. That there shall be no sale by the drink of alcoholic beverage; and

WHEREAS, the City Commission hereby amends Resolution No. R-2003-7 to amend the condition that the sale of alcoholic beverages shall not be made available to the general audience at the Bank United Center and that there shall be no sale by the drink of alcoholic beverage to provide as follows:

1. Alcoholic beverages may be sold at the Bank United Center by the drink:
 - a. at University Athletic and Academic Programs only in and restricted to the Hurricane 100 athletic and suite level. For the purposes of this paragraph, "University Athletic and Academic Programs" means programs, events and extra-curricular activities commonly associated with a college education, including commencement ceremonies, student orientation, student activities, student banquets, instructional lectures, symposia, intercollegiate basketball, volleyball, and other intercollegiate sports, high school sports, practices, coaching clinics, and sports.
 - b. at programs and events which are not University athletic and academic programs and events, in public spaces (including the concourse, floor, and event levels, suites and the Hurricane 100 facilities as well as temporary seating in such areas).

PASSED AND ADOPTED THIS _____ DAY OF _____, A.D., 2010.

(Motion:)
 (Yea:)
 (Nea:)
 (Absent:)

ATTEST:
 WALTER FOEMAN
 CITY CLERK

DONALD D. SLESNICK I
 MAYOR

APPROVED AS TO FORM
 AND LEGAL SUFFICIENCY:

ELIZABETH M. HERNANDEZ
 CITY ATTORNEY