



**CITY OF OPELIKA
CITY COUNCIL
WORKSESSION MEETING AGENDA
300 Martin Luther King Blvd.
October 17, 2023
TIME: 5:45 PM**

1. CALL TO ORDER
 1. George Allen, Erica Norris, Tim Aja, Todd Rauch, Eddie Smith
2. PRESENTATIONS
 1. Opelika Chamber of Commerce - Ali Rauch.
3. RESOLUTIONS
 1. Denial of Application for Alcohol License at 503 MLK Blvd.
4. ORDINANCES
5. GENERAL UPDATES
6. REVIEW/DISCUSS CURRENT COUNCIL MEETING AGENDA
7. GENERAL / DISCUSSION
8. END OF WORK SESSION

“In compliance with the Americans with Disabilities Act, the City of Opelika will make reasonable arrangements to ensure accessibility to this meeting. If you need special assistance to participate in this meeting, please contact the ADA Coordinator 72 hours prior to the meeting at (334)705-5130.”

RESOLUTION NO. _____

**RESOLUTION DENYING APPLICATION FOR RETAIL WINE
OFF PREMISE LICENSE AND RETAIL BEER OFF PREMISE
AT 503 MARTIN LUTHER KING BOULEVARD**

WHEREAS, on September 12, 2023, Shandalika 1971, Inc. (“Shandalika”), d/b/a MLK Food Market submitted an application for a retail wine off premise license and a retail beer off premise license at 503 Martin Luther King Boulevard (the “Premises”); and

WHEREAS, in its application, Shandalika certified that it had been in possession of the Premises for two months; and

WHEREAS, on October 16, 2023, Opelika Police Officers observed five (5) casino-style gambling machines on the premises of the applicant at 503 Martin Luther King Boulevard; and

WHEREAS, electronic gambling machines are illegal in the State of Alabama; and

WHEREAS, the possession of gambling devices is a criminal offense in Alabama; and

WHEREAS, on October 16, 2023, Opelika Police Officers observed the storage of alcoholic beverages (cases of beer) on the Premises of 503 Martin Luther King Boulevard, an unlicensed facility, in violation of state law; and

WHEREAS, the evidence in this case demonstrates that the applicant is conducting its business in an illegal manner in violation of state law; and

WHEREAS, Section 3-36 of the *Code of Ordinances* of the City of Opelika provides that alcoholic beverage licenses shall be issued by the City only to reputable individuals; and

WHEREAS, the above violations of state law renders the applicant an unsuitable candidate for the licenses sought.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Opelika, Alabama, as follows:

1. That the above recitals are hereby incorporated by reference as if the same were fully set forth herein.

2. That the application submitted by Shandalika 1971, Inc., for a retail wine off premise license and a retail beer off premise license is hereby denied for the reasons stated above.

3. That the City Clerk is hereby directed to send notice of denial of the application, together with a copy of this Resolution, to the applicant by U.S. Mail.

4. That if the applicant desires to appear before the City Council to show cause why said licenses should be issued, it shall file a written application with the City Clerk, said notice to be filed within two (2) weeks from the date of mailing by the City Clerk of the notice of denial of such license by the City Clerk.

5. That the Resolution shall take effect on its passage and adoption by the City Council.

ADOPTED AND APPROVED this the _____ day of _____, 2023.

PRESIDENT OF THE CITY COUNCIL OF THE
CITY OF OPELIKA, ALABAMA

ATTEST:

CITY CLERK