

**LARAMIE COUNTY CLERK
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM PROCESSING FORM**

1. DATE OF PROPOSED ACTION: September 5, 2017

2. AGENDA ITEM: Appointments Bids/Purchases Claims
 Contracts/agreements/leases Grants Land Use: Variances/Board App/Plats
 Proclamations Public Hearings/Rules & Reg's Reports & Public Petitions
 Resolutions Other

3. DEPARTMENT: County Clerk

APPLICANT:

AGENT: Debra Lee

4. DESCRIPTION: Consideration of a resolution adopting emergency rules setting hours of operation for alcohol sales pursuant to W.S. 16-3-103(b)

Amount \$

From

To

5. DOCUMENTATION:

Originals

Copies

All items are due into the County Clerk's office by noon the Wednesday preceeding the Board meeting. All items must be approved by the Laramie County Attorney. Board meetings are held the first and third Tuesday of each month at 3:30 p.m. For questions, call 633-4266.

RESOLUTION ADOPTING EMERGENCY RULES SETTING HOURS OF OPERATION FOR ALCOHOL SALES PURSUANT TO W.S. §16-3-103(b)

WHEREAS, W.S. §16-3-103(b) authorizes the Board of Laramie County Commissioners to adopt emergency rules in advance of the provision of notice and opportunity to be heard by the public pursuant to W.S. § 16-3-103(a) (2011); and

WHEREAS in 2017, the Wyoming State Legislature made multiple changes to W.S. 12-1-101 et seq. regarding the sale of alcoholic beverages, and;

WHEREAS among the changes made was the vacation of the statutory provisions in W.S. 12-5-101 setting hours of operation for the sale of alcoholic beverages, and authorizing local licensing authorities to set hours of operation for alcohol sales provided the hours are uniformly applied to establishments similarly situated;

WHEREAS the Laramie County Commissioners adopted an Emergency Rule setting uniform hours of operation for the sale of alcoholic beverages in Laramie County, effective midnight, 12:00 a.m., June 30, 2017, and the Emergency Rule is effective for not more than 120 days,

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING, that, pursuant to W.S. 12-5-101, effective beginning at midnight, 12:00 a.m., on October 18, 2017, the following identical Emergency Rule is adopted and will be effective as the Laramie County Alcohol Sales Hours of Operation Regulation:

Licenses, as defined by W.S. 12-1-101(a)(vii), in unincorporated Laramie County may begin alcoholic or malt beverage sales in the licensed building at 6:00 a.m. and shall close and cease the sale of both alcoholic and malt beverages promptly at the hour of 2:00 a.m. the following day. In addition, licenses shall clear the licensed building of all persons other than employees by 2:30 a.m.

IT IS FURTHER RESOLVED THAT the foregoing enactment is adopted as emergency rules and is effective upon passage of this resolution.

PRESENTED, READ AND ADOPTED this ____ day of _____, 2017.

BOARD OF LARAMIE COUNTY COMMISSIONERS

Troy Thompson, Chairman

ATTEST:

Debra Lee, Laramie County Clerk

REVIEWED AND APPROVED AS TO FORM:



Mark T. Voss, Laramie County Attorney