



**Agenda Item:** Licensing

**Title: Hensley Property Holding, LLC dba Roxie’s on Grand Retail Liquor License No. 4, Request for Transfer or Refund of Liquor License Fees.**

**Recommended Council MOTION:**

That City Council deny the request by Hensley Property Holdings, LLC dba Roxie’s on Grand to transfer or refund the liquor license fees related to Retail Liquor License No. 4 for license year 2020, based on no provision in Wyoming State Statute that constitutes the allowance for transfer or refund of fees associated with an issued and utilized liquor license.

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**Background:**

On December 17, 2020, a request was received in the City Clerk’s Office from Hensley Property Holding LLC dba Roxie’s on Grand Retail Liquor License No. 4 to request a refund or transfer of \$1,500 license fee to next year’s liquor license renewal fees. The request is made due to COVID19 mandated closures and limited hours. Wyoming State Statutes do not permit refunds for issued licenses and permits. There is also no provision in Wyoming State Statutes for the transfer of an issued and utilized liquor license. For this reason, staff, the Wyoming Liquor Division, and the Attorney General’s office do not recommend the issuance of a refund or transfer for this license. This request differs from the request received from Cowboy State Brewing, LLC for the Fall 2020 Football Season, where the request came before the license had been used during the license year. According to Roxie Hensley, owner, they are not planning to close their doors to future business.

We have contacted the Wyoming Liquor Division to verify that we are in compliance with Wyoming State Statutes. The Wyoming Liquor Commission confirmed we are in compliance through the Wyoming Attorney General’s office.

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**Legal/Statutory Authority:**

Requirement of W.S. 12-4-101 (a) and Laramie Municipal Code that “Incorporated cities, towns and counties within Wyoming shall license and regulate or prohibit the retail sale of alcoholic and malt beverages under this title..... or from refusing to issue any license or permit authorized by this title.”

W.S. 12-4-105. Disposition of license fees; refunds prohibited. All fees for licenses and permits issued by a licensing authority paid under this title shall be deposited into the treasury of the licensing authority. No refund of all or any part of a license fee shall be made at any time following issuance.

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**BUDGET/FISCAL INFORMATION:**

**REVENUE: \$ 2000.00** Annual Renewal Fee *(Credit will transfer to next year’s liquor license, if issued by the Council, for Roxie’s Catering, LLC)*

**Responsible Staff:**

Nancy Bartholomew, City Clerk