



# TOWN OF JACKSON

## TOWN COUNCIL

### AGENDA DOCUMENTATION

**PREPARATION DATE:** June 7, 2018

**MEETING DATE:** June 18, 2018

**SUBMITTING DEPARTMENT:** Town Clerk

**DEPARTMENT DIRECTOR:** Roxanne DeVries Robinson

**PREPARED BY:** Sandy Birdyshaw, Town Clerk

**SUBJECT:** Teton Brewing Company LLC d/b/a Stillwest Brewery and Grill: Request to add Outdoor Liquor Service to their Restaurant Liquor License

#### STATEMENT/PURPOSE

The Town Council is the local licensing authority with the ability to regulate liquor licenses.

#### BACKGROUND/ALTERNATIVES

The Town Council approved a restaurant liquor license with a dual microbrewery permit for Teton Brewing Company LLC on June 19, 2017. Teton Brewing's building is nearing completion at 45 East Snow King Avenue.

These dual licenses were approved under the "old" W.S. 12-4-103(a)(iv) which allowed two years to become operational, or until June 18, 2019. At the time of their application, the *doing business name* was Bourbon Rock Brewing Company. The owners changed their d/b/a name to Stillwater Brewery and Grill in October, and recently changed it to be Stillwest Brewery & Grill, which they plan to open under.

When Council approved the microbrewery and restaurant liquor license applications last June, a 6<sup>th</sup> condition of approval was "*The applicant shall request, and obtain Town Council approval prior to any service or consumption of alcohol on any adjacent outdoor deck or patio.*"

As their construction is nearing completion, the licensee is coming back to Council to request permission to add outdoor service of alcoholic and malt beverages in two areas, as follows:

1. On the 2<sup>nd</sup> floor deck facing Snow King Mountain (malt beverage and alcohol service):
  - This area meets W.S. 12-5-201(a) as it is immediately adjacent and enclosed. It has two points of emergency egress on the west and east side.
  - Restaurant staff will take drink orders from seated outdoor customers, alcohol or malt beverages would be poured in the restaurant dispensing room, and delivered to the table.
  - Customers will leave by going back through the main dining room, allowing staff to monitor and prevent customers from leaving with open containers.
2. On the ground level Forecourt area facing Snow King Mountain (malt beverage only):
  - The Forecourt is located within the licensed building footprint, being enclosed on three sides by building structure and has a full sprinkled ceiling. It is open on the side facing Snow King Avenue between stone columns.

- The forecourt would also serve as a waiting area for the restaurant dining room. It is located adjacent to their retail shop including a malt beverage tap station.
- Applicant shall install signage regarding Town of Jackson open container laws on the stone columns. If necessary applicant will use roping to further enclose the area between columns and designate staff to monitor and prevent customers from leaving with open containers.

The following is an excerpt from Wyoming State Statute 12-5-201(a) as it relates to serving alcoholic beverages outside of the licensed building: *“Alcoholic beverages secured in the licensed room by a server may be served only in the building in which the licensed room is located and in an immediately adjacent fenced or enclosed area as approved by the local licensing authority.”*

#### ALIGNMENT WITH COUNCIL’S STRATEGIC INTENT

Allowing businesses the flexibility to attract locals and guests by hosting outdoor seating with a magnificent view of Snow King at their licensed premises supports the Town is Heart. It will attract folks to the outer skirts of the downtown area to enjoy an excellent dining experience and awesome mountain views at the same time. It also supports Economic Sustainability as it is a location that will generate sales tax revenues.

#### ATTACHMENTS

Floor Plan, photos

#### FISCAL IMPACT

None

#### STAFF IMPACT

Impact to staff is within normal duties of reviewing and processing a liquor application, placing required legal notices, and internal communications.

#### LEGAL REVIEW

#### RECOMMENDATION

Staff does not recommend denial or approval. The Town Council has many options, some of which are listed below:

1. Approve outdoor liquor service with the following conditions:
  - 1) Approval is contingent on applicant having complied with all Town of Jackson Building Codes, Land Development Regulations, and obtaining all required permits and approvals from all applicable Town/County departments.
  - 2) Approval of outdoor liquor service applies to the 2<sup>nd</sup> floor deck.
  - 3) Approval of malt beverage consumption in the forecourt includes that the applicant shall install signage regarding Town of Jackson open container laws on the stone columns. If necessary applicant will use roping to further enclose the area between columns and designate staff to monitor and prevent customers from leaving with open containers.
  - 4) Any changes to the plan of operations for outdoor service shall come back for Town Council review.
  - 5) Any additional minor corrections deemed necessary by staff or the Wyoming Liquor Division.
2. Deny the request.
3. Discuss and postpone action to the next regular meeting.
4. Other.

**SUGGESTED MOTION**

I move to approve outdoor service of alcohol and malt beverages as outlined and conditioned in the staff report, pursuant to Wyoming Statute 12-5-201(a), at Teton Brewing Company LLC d/b/a Stillwest Brewery and Grill located at 45 East Snow King Avenue.



2nd Floor Deck  
outdoor seating

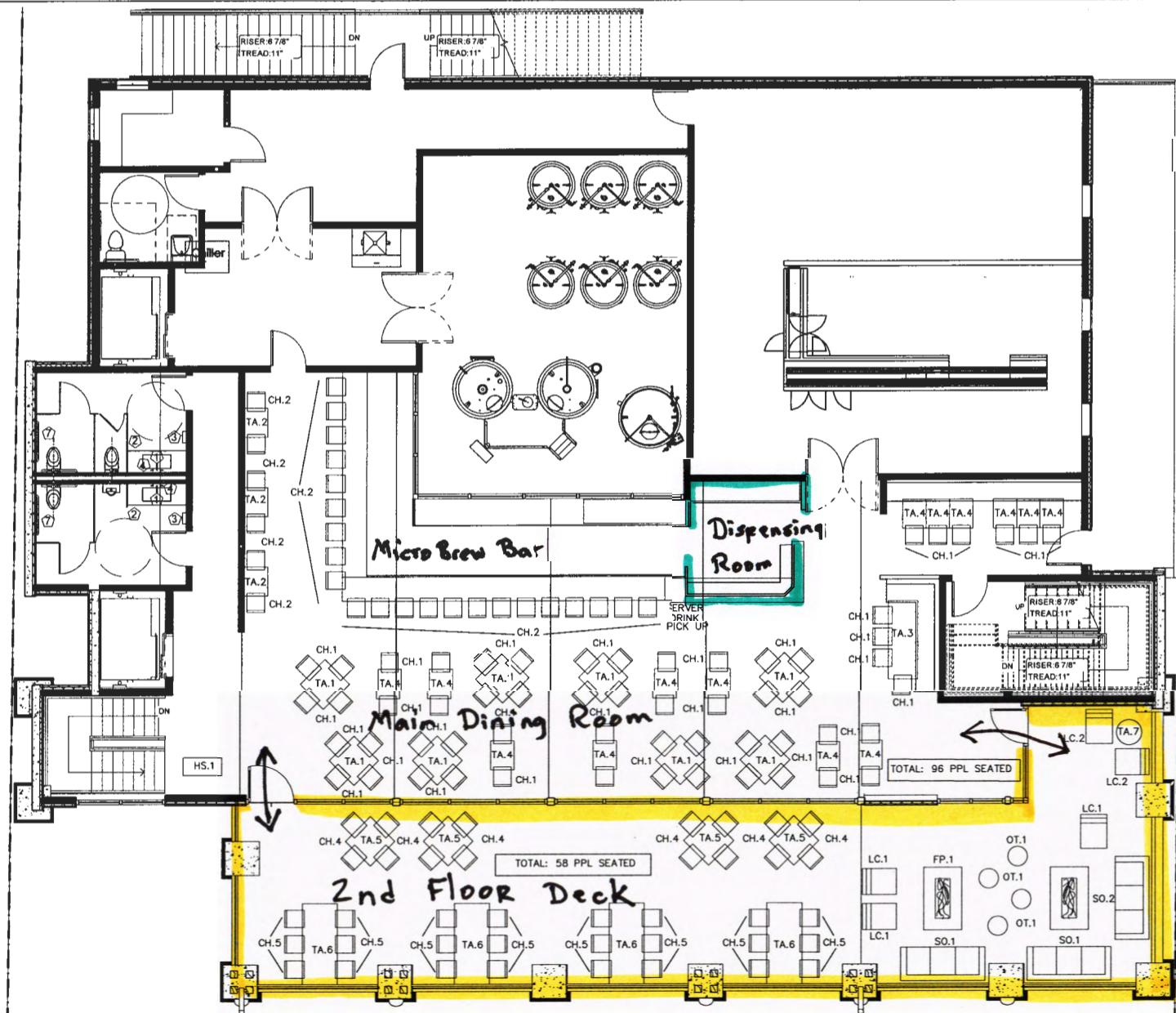
Coffee Shop

Ground Level  
Forecourt

Retail /  
Taps

SNOW KING AVENUE

2nd Floor



SECOND FLOOR FURNITURE PLAN

Snow King  
↓

STILLWATER BREWERY AND GRILL  
JACKSON HOLE, WY

## FLOOR PLAN W/ FURNITURE

ID2.2

