



**A RESOLUTION OF THE WASHINGTON STATE LIQUOR CONTROL BOARD  
RECOGNIZING THE CITY OF OLYMPIA'S PROPOSED  
DOWNTOWN URBAN CORE MANDATORY ALCOHOL IMPACT AREA  
Resolution No. BR-03-2013**

**Whereas**, the Board recognizes its statutory mandate to protect the public's welfare, health, peace, and safety and its responsibility to work with communities to help mitigate the negative impacts of chronic public inebriation associated with the sale of alcohol by the businesses it regulates.

**Whereas**, in recognition of this mandate, in 1999, the Liquor Control Board adopted the Alcohol Impact Area rules, Washington Administrative Code (WAC) 314-12-210 through WAC 314-12-225. These rules establish a framework for the Liquor Control Board, working in partnership with local government and community organizations, to mitigate negative impacts that result from the presence of chronic public inebriation. Preventing and reducing the harm caused by alcohol consumption requires a comprehensive, multi-dimensional response by neighborhood residents, businesses, and government agencies, including coordinated treatment services, health care, housing services and vocational training. Mandatory restrictions on alcohol sales imposed by the Board are a key element in the effort to mitigate the negative impacts of chronic public inebriation.

**Whereas**, WAC 314-12-215 sets forth the requirements that the government subdivision must satisfy in order for the Liquor Control Board to recognize the proposed Alcohol Impact Area.

**Whereas**, the city of Olympia has designated by Municipal Code Title 10.08.270 the proposed Alcohol Impact Area. The boundary of the proposed Alcohol Impact Area is understandable to the public and liquor licensees within the area are determinable, per the requirements of WAC 314-12-215.

**Downtown Urban Core**

City of Olympia Alcohol Impact Area situated in Section 14, the Southeast Quarter of Section 15, the North half of Section 23, all of Township 18 North, Range 2 West, Willamette Meridian, Thurston County, Washington. The Alcohol Impact Area is generally depicted in the map set forth in Exhibit A and is more particularly described as being contained and bounded by the following described roadway corridors and includes all parcels of land adjacent to and fronting said roadway corridors:

BEGINNING at the intersection of Eastside Street and Olympia Avenue;  
Thence Westerly along Olympia Avenue to Marine Drive;  
Thence Northerly and Northwesterly along Marine Drive to D Avenue;  
Thence Westerly along D Avenue to Market Street;  
Thence Southwesterly along Market Street to Corky Avenue;  
Thence Westerly along Corky Avenue to the Columbia Street;  
Thence Southerly along Columbia Street to State Avenue;  
Thence Westerly along the extension of State Avenue to the margin of Budd Inlet's West Bay;



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Thence Southwesterly along the margin of West Bay to 5th Avenue;  
Thence Easterly along 5th Avenue to Water Street;  
Thence Southerly along Water Street to 7th Avenue;  
Thence Easterly along 7th Avenue to Columbia Street;  
Thence Southerly along Columbia Street to 11th Avenue;  
Thence Easterly along 11th Avenue to Capitol Way;  
Thence Southerly along Capitol Way to 14th Avenue;  
Thence Easterly and Southeasterly along 14th Avenue and the I5 ramp to the intersection with Eastside Street;  
Thence Northerly along Eastside Street to the POINT OF BEGINNING

**Whereas**, the city of Olympia's request meets the requirements for board recognition outlined in WAC 314-12-215(2) by including findings of fact pertaining to the presence of chronic public inebriation. Olympia's adoption of ordinance number 6796, adoption of ordinance number 6803 amending ordinance number 6796, and ordinance M-1792 which directed the Chief of Police to request board recognition of the Downtown Urban Core Alcohol Impact Area finds that crime statistics, police reports, emergency response data, sanitation reports, and public health records demonstrate that chronic public inebriation and illegal activity associated with alcohol sales and consumption within the Downtown Urban Core continue to contribute to the deterioration of the general quality of life within this area.

**Whereas**, the city of Olympia's request satisfies the requirements of WAC 314-12-215(4) that the city tried to control the problem through voluntary efforts in the alcohol impact area for at least six months. The city's efforts were unsuccessful in obtaining the voluntary cooperation of all the licensees with the off-premises alcohol sales privilege.

**Whereas**, the city of Olympia requests that the Liquor Control Board impose mandatory restrictions on the off-premises sale of alcohol by licensees in the proposed Downtown Urban Core Alcohol Impact Area. Specifically, the city requests no sales of certain low cost/high alcohol content malt beverage products identified by a banned products list.

**Whereas**, in reaching our decision, the Board has duly considered the city of Olympia's January, 2013 request and the supplemental documentation received October, 2013; testimony provided at the public meetings June 19 and December 11, 2013, written comments received from stakeholders and the public regarding Olympia's request during the second comment period, and LCB staff presentation at a public work session December 11, 2013.

**Now therefore, be it resolved,**

**Section 1** The Board resolves to recognize the alcohol impact area requested by the city of Olympia as described in Ordinance M-1792.

**Section 2** Because of the recognition, the Board will immediately apply the extended review process for liquor license applications and renewals for licenses inside the alcohol impact area as outlined in WAC 314-12-215(7).



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**Section 3** The Board resolves to impose the following mandatory restrictions requested by the city of Olympia, to take effect February 15, 2014.

No sales of the malt beverage products identified on the Banned Product List (see page 4). All flavors, alcohol content, and container sizes of the following named products are hereby banned from off-premise sale by licensees in the alcohol impact area.

The Board resolves that these restrictions are reasonably related to addressing the problem of chronic public inebriation demonstrated to exist in the Downtown Urban Core Alcohol Impact Area.

The Board further resolves that such restrictions are reasonable control measures aimed at mitigating the negative effects of chronic public inebriation and are necessary to augment the city of Olympia's efforts to address such problems within the defined Alcohol Impact Area.

**Section 4** The city of Olympia shall submit annual reports including updates of data demonstrating how the restrictions imposed by this resolution have helped mitigate the negative impacts associated with chronic public inebriation within the recognized alcohol impact area. The data to be submitted will be collaboratively developed by the city of Olympia and LCB staff. The first report to the Director of the Board's Licensing and Regulation Division is due no later than February 1, 2015.

Signed and Dated December 18, 2013

Sharon Foster  
Chair

Ruthann Kurose  
Member

Chris Marr  
Member



## Banned Products List City of Olympia Downtown Urban Core Alcohol Impact Area

<b><u>Manufacturer</u></b>	<b><u>Brand Name</u></b>	<b><u>Alcohol Content by Volume</u></b>
<b>The Steel Brewing Co</b>	<b>Steel Reserve – All Flavors and Container Sizes</b>	<b>8.1%</b>
<b>Anheuser Busch</b>	<b>Hurricane High Gravity</b>	<b>8.1%</b>
<b>Miller Brewing Co</b>	<b>Milwaukee Best Ice</b>	<b>5.9%</b>
<b>Miller Brewing Co</b>	<b>Olde English 800 – All Flavors and Container Sizes</b>	<b>5.9%</b>
<b>Mickey’s Brewing Co</b>	<b>Mickey’s Ice</b>	<b>5.8%</b>
<b>Drink Four Brewing Co</b>	<b>Four Loko – All Flavors and Container Sizes</b>	<b>12%</b>
<b>Mike’s Hard Lemonade Co</b>	<b>Mike’s Harder – All Flavors and Container Sizes</b>	<b>8% - 9.9%</b>
<b>Coors Brewing Co</b>	<b>Keystone Ice</b>	<b>5.9%</b>
<b>Olde English 800 Brewing Co</b>	<b>Olde English 800 High Gravity</b>	<b>8%</b>