



Washington State Liquor Control Board

Washington State Liquor Control Board Meeting

Wednesday, October 30, 2013, 10:00 a.m.

Headquarters Building

3000 Pacific Avenue SE, Olympia WA 98501

Meeting Minutes

CALL TO ORDER

Member Ruthann Kurose called the regular meeting of the Washington State Liquor Control Board to order at 10:00 a.m. on Wednesday, October 30, 2013. Member Chris Marr was also present. Chair Sharon Foster was absent.

APPROVAL OF MEETING MINUTES

MOTION: Member Marr moved to approve the October 16, 2013, meeting minutes as presented.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

ACTION ITEM 1

Board Approval to File (CR 102) for Marijuana Consumption on a Liquor Licensed Premises

Karen McCall, Agency Rules Coordinator, began the briefing by providing the following documents:

- Handout 1 - Issue Paper) CR-102 Marijuana Consumption in a Liquor Licensed Premises
- Handout 2 - Amendatory Section) (WSR 11-22-035)
- Handout 3 - Board Approval) Filing Proposed Rules (CR-102) to Amend WAC 314-11-015

Ms. McCall stated that there are public safety concerns related to mixing alcohol and marijuana in liquor licensed premises. These include impacts to over-service compliance and increased impaired driving from locations allowing on premises consumption. Initiative 502 also prohibited consumption of marijuana in public view.

Proposed Changes: WAC 314-11-015 - What are my responsibilities as a liquor licensee?

- *May not engage in or allow any employee or other person to engage in the consumption of marijuana, useable marijuana, or marijuana-infused product in a liquor licensed business, including outdoor service areas or any part of the property owned or controlled by the licensee.*
- *May not permit any person consuming, or who has consumed, any type of marijuana, useable marijuana, or marijuana-infused product to remain on any part of the licensed premises.*

If approved for filing, the tentative timeline for the rule making process would be as follows:

- October 30, 2013: Board is asked to approve filing the proposed rules (CR 102 filing)
- November 20, 2013: Code Reviser publishes notice - LCB sends notice to rules distribution list
- December 11, 2013: Public hearing held
- December 11, 2013: End of written comment period
- December 18, 2013: Board is asked to adopt rules
- December 18, 2013: Agency sends notice to those who commented both at the public hearing and in writing
- December 18, 2013: Agency files adopted rules with the Code Reviser (CR 103)
- January 18, 2014: Rules are effective (30 days after filing)

Ms. McCall also stated that she has received comments regarding subsection (g) and will add the words "*within the licensed premise*" prior to filing with the Code Reviser's Office.

Ms. McCall then requested approval from the Board to file the proposed rules to amend WAC 314-11-015.

MOTION: Member Marr moved to approve Filing of the (CR 102) for Marijuana Consumption on a Liquor Licensed Premises.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

ACTION ITEM 2

Board Approval to Open Second Public Comment Period for Olympia Alcohol Impact Area (AIA) Statement

Joann Sample, LCB Management Analyst, began the briefing by providing:

- Handout 4 - Issue Paper) Petition from City of Olympia to Initiate the Process to Recognize AIA

Ms. Sample provided a brief background noting that in 2010 the City launched the "Downtown Project" which is a multidirectional approach toward creating a safe and welcoming environment for all users of downtown. One of the elements was establishing Best Management Practices (BPM) with Bar and Tavern owners. The aim of BPM was to prevent over service, set minimum staffing levels based on the number of patrons, and increase communication.

She then provided the timeline:

- March 13, 2012: City adopted city ordinance number 6796 establishing the voluntary Downtown Urban Core Alcohol Impact Area.
- April 24, 2012: City adopted city ordinance number 6803 amending ordinance number 6796. The banned product list was modified and the start date of the 6-month voluntary compliance period was modified to April 24, 2012.
- January 15, 2013: City adopted city ordinance number M-1792 declaring the 6-month voluntary compliance period completed, directed staff to prepare a petition to the WSLCB to recognize the Downtown Urban Core Alcohol Impact Area. The petition was hand-delivered to WSLCB January 18, 2013.
- July 2, 2013: Board voted to delay the decision on the city's request for mandatory recognition. The Board asked the city to submit additional documentation justifying their request October 8, 2013. The city delivered the additional documentation October 7, 2013.
- October 8, 2013: Additional documentation provided by the city includes a substantially modified banned products list, statistical data, photographic evidence, and sworn affidavits of various local government leaders supporting the data.

Ms. Sample also presented the benefits, drawbacks, expected results, stakeholder impacts and estimated cost and timeframe. She then asked the Board to approve the opening of the second comment period.

MOTION: Member Marr moved to approve of the opening of second public comment period for Olympia Alcohol Impact Area (AIA) statement.

SECOND: Member Kurose seconded.

ACTION: Motion passed unanimously.

EMPLOYEE ANNOUNCEMENTS

New Employee Introduction

Deputy Director, Randy Simmons introduced Ilene Frisch, Support Services Contracts Manager. Ms. Frisch was born and raised in Chicago and is a die-hard CUBS fan. She spent 19 years in New York State in the State Budget Office and Housing and Community Renewal. She transitioned into a Finance Director role for the City of Bothell and then served as the Administrative Services Director for Kitsap County. She also spent 7 years serving as Budget Director in the Parks and Recreation Department.

The Board welcomed Ms. Frisch and Ms. Frisch noted she has had an interesting start, especially surrounding the traceability system.

Employee Retirement

Eddie Cantu, Licensing Manager, honored Cheryl Foster for her upcoming retirement after 20 years of service with the Liquor Control Board. Mr. Cantu noted the many changes that have occurred in the agency during Ms. Foster's 20 year career. He stated that she was hired in 1993 and a Word Processor Operator 2, promoted to Customer Service Specialist in 1995, and became a lead investigator as a Licensing Specialist 3 in 2004. He said it was his pleasure to work with Cheryl and he appreciated her sense of humor. He thanked Ms. Foster for being a valued member of the Licensing team.

Alan Rathbun, Licensing and Regulation Director, also made a few statements, acknowledging Ms. Foster's ability to take on any task and her willingness to always assist.

Member Marr then read a letter addressed to Ms. Foster from Governor Inslee.

The Board thanked her for her valuable service.

Ms. Foster stated that she appreciated the leadership of the agency and wished everyone well.

NEW BUSINESS

No new business reported.

OLD BUSINESS

No old business reported.

ADJOURN

Member Kurose adjourned the meeting at 10:30.

Minutes approved this 6TH day of NOVEMBER, 2013

Sharon Foster
Board Chair

Ruthann Kurose
Ruthann Kurose
Board Member

Chris Marr
Chris Marr
Board Member

LCB Mission
Promote public safety by consistent and fair administration of liquor and cannabis laws through education, voluntary compliance, responsible sales and preventing the misuse of alcohol, cannabis and tobacco.

Complete meeting packets will be available online following each meeting: <http://www.liq.wa.gov/board/board-information>