

City Council Agenda Item Memo

From: Bonnie Foster, City Clerk

Council Meeting: May 13, 2025

Subject: Annual Malt Alcoholic Beverage License Renewals

Presenter: Bonnie Foster, City Clerk

Summary and Recommended Action:

Staff recommends approval of the annual Malt Alcoholic Beverage License renewals for the City of Brookings.

Item Details:

This is an annual renewal of existing Malt Beverage Licenses in the City of Brookings. These establishments have not failed an alcohol compliance check in the past 12 months.

Malt Licenses renewals will be effective July 1, 2025 - June 30, 2026. All required paperwork has been submitted, each establishment has had a background check conducted on their managing partners, and are in good standing with the City's Finance Office.

SDCL 35-2-1.2. Applications submitted to local governing body--Fee--Approval or disapproval. Any applicant for a new retail license, except as set forth in § [35-2-1.1](#), or the transfer of an existing license shall submit an application to the governing body of the municipality in which the applicant intends to operate, or if outside the corporate limits of a municipality, to the governing body of the county in which the applicant intends to operate. The applicant shall submit the required fee with the application. The governing body may approve the application for a new retail license or the transfer of an existing license if the governing body considers the applicant suitable to hold the license and the proposed location is suitable. The governing body may disapprove an application for a new retail license or the transfer of an existing license issued under subdivision 35-4-2(4), (6), or (13) if:

- 1) The approval of the application permits a person, corporation, or business entity to possess more than one-third of the licenses available to be issued in the jurisdiction; and
- 2) The governing body determines that possession of more than one-third of licenses available is not in the public interest.

Any application for the reissuance of a retail license may be approved by the municipal or county governing body without a hearing unless in the past year the licensee or one or more of the licensee's employees have been subjected to a criminal penalty for violation of the alcoholic beverage control law or the license has been suspended.

Source: SDC 1939, §§ 5.0206, 5.0305; SL 1945, ch 21, § 1; SL 1951, ch 11; SDC Supp 1960, § 5.0204 (14); SL 1961, ch 14; SL 1964, ch 9; SL 1965, ch 12; SDCL §§ 35-4-32, 35-4-33, 35-6-15; SL 1971, ch 211, § 13; SL 2008, ch 37, § 140; SL 2011, ch 171, § 1; SL 2017, ch 164, § 1; SL 2018, ch 213, § 12.

Establishments with alcohol compliance check failures will be handled via the public hearing / council action process.

One establishment will not be renewing their On-Off Sale Matl License: GP2, LLC, Kevin Grunewaldt, owner, 406 Main Ave., Suite D.

Legal Consideration:

None.

Strategic Plan Consideration:

- Fiscal Responsibility – The City of Brookings will responsibly manage resources through transparency, efficiency, equity, and exceptional customer service.
- Economic Growth – The City of Brookings will support effective diversified community investment and equitable opportunities for prosperity.

Financial Consideration:

Malt License Renewal Fee: \$150 (City portion)

Supporting Documentation:

Renewal List