

City of Grosse Pointe Park

Social District

Operations and Maintenance Plan



July 13th, 2020

TABLE OF CONTENTS

INTRODUCTION

- Social District Definition
- Explanation of the difference between a Social District and Commons Area
- Qualified Licensee Definition
- Differences between City and Business Owner Process
- Plan Purpose
- District and Commons Area Boundaries

OPERATIONS PLAN

MAINTENANCE PLAN

- Revocation of Designation
- Requirements of Permit Holders

ATTACHMENTS

- Social District Boundary Map
- Kercheval Common Area Boundary map
- Charlevoix Common Area Boundary Map

INTRODUCTION

On Thursday, July 2, 2020, Governor Whitmer signed into law two bills (House Bills No. 5781 and No. 5811) that allows for the sale of cocktails-to-go and alcohol consumption in established Social Districts. Local governmental units now have the authority to establish commons areas within Social Districts that multiple on-premises licensees can use to increase sales via permit until December 2024.

What is a Social District?

A Social District is a district created by the governing body of a Local Government. A Social District is defined as an area within the Local Government's boundaries where consumers would be able to drink beer, wine, or spirits in a designated commons area outside the walls or patio spaces of licensed establishments. A Social District is not a taxing entity and is overseen by the Michigan Liquor Control Commission.

What is the difference between a Social District and Commons Area?

A Social District is the entire area designated by the Local Government, which includes the commons area within the Social District. Establishment of a Social District does not mean consumers can drink alcoholic beverages throughout the entire district. Consumption of alcoholic beverages outdoors can only be done in the designated commons area. The Michigan Liquor Control Commission defines a Commons Area as an area within the established Social District that is clearly designated and marked by the Local Government that is shared by and contiguous to the premises of at least two other qualified licensees. Social Districts can include more than one commons area.

What is a Qualified Licensee?

The words "qualified licensee" shall mean any of the following: (i) a retailer that holds a license, other than a special license, to sell alcoholic liquor for consumption on the licensed premises; (ii) a manufacturer within an on-premises tasting room permit issued under Section 536 of 1998 PA 58; (iii) a manufacturer with an off-premises tasting room license issued under Section 536 of 1998 PA 58; and (iv) a manufacturer that holds a joint off-premises tasting room license issued under Section 536 of 1998 PA 58.

Differences between City and Business Owner Process

Per Michigan House Bill 5781, Local Governments are responsible for the creation, maintenance, operation, and signage throughout the Social District. Creation of a Social District does not give local businesses permission to serve to-go alcoholic drinks automatically. Businesses need to go through a separate process with the Michigan Liquor Control Commission and obtain a Social District Permit which allows them to serve to go beverages within the commons area(s).

Purpose of this Plan

This plan is in-place to comply with requirements outlined in House Bill 5781 and required by the Michigan Liquor Control Commission. This plan can change at anytime per the discretion of City Council and City Administration. This plan includes steps that the City will take to maintain and operate the Social District and commons areas to maintain consumer and resident safety.

District Boundaries and Commons Area

On Kercheval Avenue, the boundaries of the Social District shall be on Kercheval Avenue from the border of the City of Detroit between Alter Road and Wayburn Street to Nottingham Street on both the north and south sides of Kercheval Avenue and continuing on Charlevoix Avenue, from the border of the City of Detroit between Alter Road and Wayburn Street on the north side of Charlevoix Avenue to the west side of Nottingham Street.

The Kercheval commons area shall be from the east side of Wayburn Street to the half way point between Beaconsfield and Nottingham Streets.

The Charlevoix commons area shall be on the north side only of Charlevoix Avenue from the boundary of the City of Detroit to Beaconsfield Street and on the south side of Charlevoix from Beaconsfield Street to Lakepointe Street.

OPERATIONS PLAN

The operations of the Grosse Pointe Park Social District will be overseen by the City Manager after consultation with the Director of Public Safety with assistance from the Northwest Tax Increment Finance Authority (TIFA) Board and other City Departments as necessary. The Grosse Pointe Social District is solely in place to support local business owners and has no regulatory or taxing authority. The City of Grosse Pointe Park will provide any supporting documentation that local businesses need for their social district permit applications to the Michigan Liquor Control Commission.

The Grosse Pointe Social District Commons Area hours of operation are as followed:

- 5pm – 10pm Sunday through Thursday
- 5pm – 11pm Friday and Saturday

The Commons Area will be closed on the following US Holidays: New Years Day, Independence Day, Thanksgiving, Christmas Eve, and Christmas.

The City will provide signage throughout the district that clearly marks the boundaries of the entire Social District and Commons Areas. Additionally, Commons Areas hours of operation signs will also be placed at the boundary line North, South, East, and West. Public Safety Officers will be utilized to enforce the hours of operations and commons areas boundaries when necessary and appropriate.

The City will also have a dedicated section of its website that will include a copy of this plan, hours of operations, maps showcasing boundaries and participating businesses. All of the City

communication channels will be utilized to notify consumers when the Social District and/or commons areas are closed for maintenance or for the holidays stated above.

MAINTENANCE PLAN

The City, under regulation established by the City Manager and the Director of Public Safety, shall maintain the commons area in a manner that protects the health and safety of the public.

Due to the location of the Social District, sidewalk and street repairs/maintenance throughout the District will follow the schedule the City already has in place. Any significant safety concerns will be addressed by the Public Works Department on an as needed basis.

Other services, including landscaping and snow removal, will continue to be provided by City departments as normal.

The City will ensure that all signage remains in good condition and will replace weathered signs as needed utilizing Tax Increment Finance Authority funds.

Revocation of Designation

The City Council may revoke the designation of a commons area if it determines that the commons area threatens the health, safety, and welfare of the public or has become a nuisance.

Before revoking the designation of a commons area, the City Council shall give notice as required under the Open Meeting Act, MCL§15.761 et seq and hold at least 1 public hearing on the proposed revocation.

The City shall file the revocation of the designation with the Michigan Liquor Control Commission.

Requirements of Permit Holders

A qualified licensee whose licensed premises is shared by and contiguous to a commons area in a Social District designated hereunder shall obtain from the Michigan Liquor Control Commission an annual social district permit.

The holder of a social district permit issued by the Michigan Liquor Control Commission may sell alcoholic liquor for consumption within the confines of a commons area if both of the following requirements are met:

The holder of a social district permit only sells and serves alcoholic liquor on the holder's licensed premises.

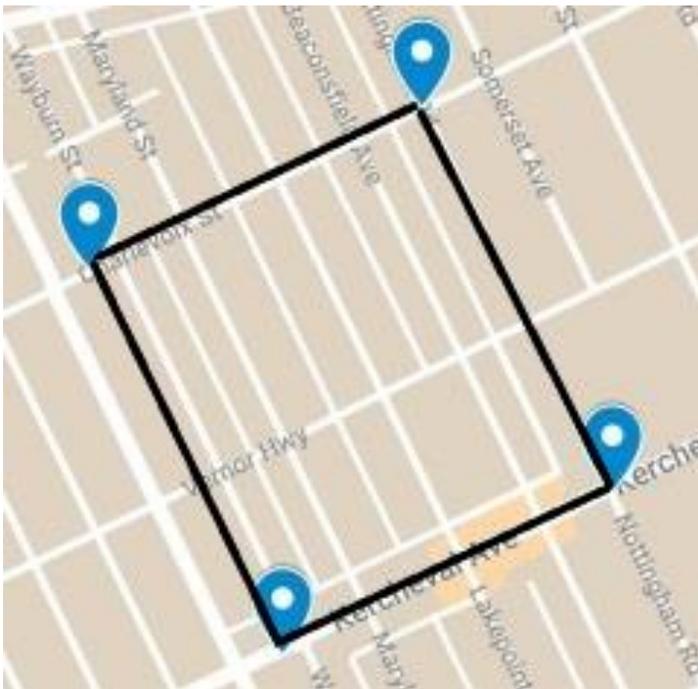
The holder of a Social District permit only serves alcoholic liquor to be consumed in the commons area in a container to which all of the following shall apply: (i) the container prominently displays the social district permittee's trade name or logo or some other mark that is unique to the Social District permittee's on-premises license; (ii) the container prominently displays a logo or some

other mark that is unique to the commons area; (iii) the container is not glass; and (iv) the container has a liquid capacity that does not exceed 16 ounces.

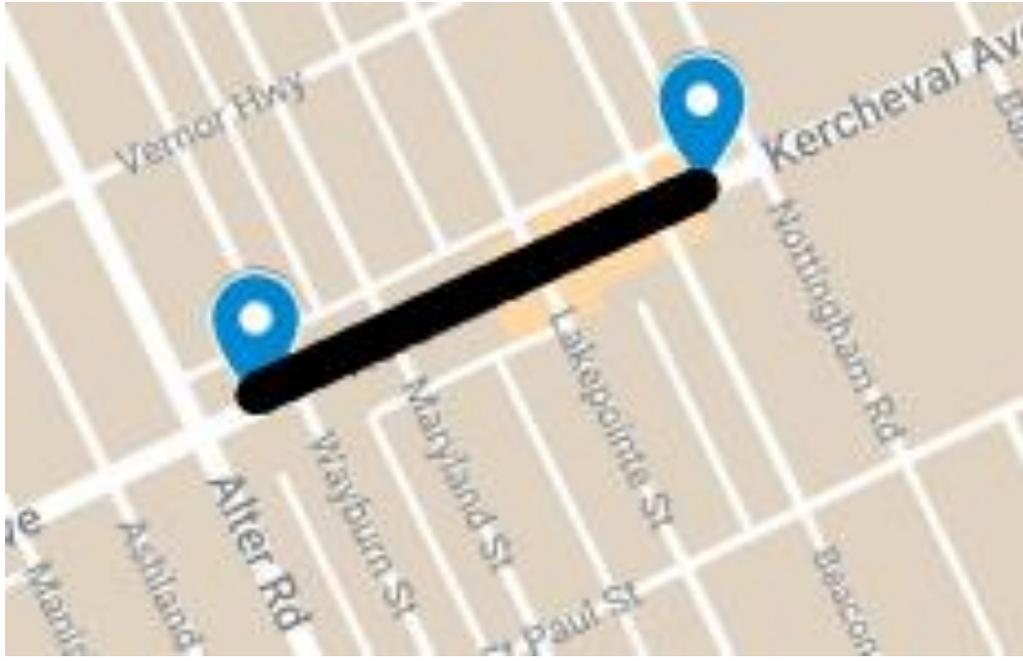
A purchaser may remove a container of alcoholic liquor sold by the holder of a Social District permit from the Social District permittee's licensed premises if both of the following conditions are met: (i) the purchaser does not remove the container from the commons area and (ii) while possessing the container, the purchaser does not enter the licensed premises of a Social District permittee other than the Social District permittee from which the purchaser purchased the container.

The consumption of alcoholic liquor in the commons area as allowed herein may only occur during the legal hours of the sale of alcoholic liquor of the social district permittee.

Social District Boundary Map



Kercheval Commons Area Boundary Map



Charlevoix Commons Area Boundary Map

