



# City of San Antonio

## Agenda Memorandum

**File Number:**  
**{{item.tracking\_number}}**

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**Agenda Item Number:** 9

**Agenda Date:** April 17, 2024

**In Control:** Governance Committee Meeting

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**DEPARTMENT:** Development Services Department

**DEPARTMENT HEAD:** Michael Shannon

**COUNCIL DISTRICTS IMPACTED:** Citywide

**SUBJECT:**

Bring Your Own Beer (BYOB) Establishments

**SUMMARY:**

On November 28, 2023, Councilmember Manny Pelaez (District 8) submitted a CCR requesting staff in order to research possible restrictions to Bring Your Own Beer establishments to stem the increasing rate of incidents involving violent crimes, property crimes, noise violations, and other threats to the public health, safety, and welfare.

**BACKGROUND INFORMATION:**

On November 28, 2023, Councilmember Manny Pelaez (District 8) submitted a CCR requesting staff to research possible restrictions to Bring Your Own Beer (BYOB) establishments in order to stem the increasing rate of incidents involving violent crimes, property crimes, noise violations, and other threats to the public health, safety, and welfare. The request directed staff to research possible ordinances that would meet the following goals as they pertain to BYOB businesses:

- Curbing criminal conduct.
- Protecting surrounding residents' rights to quiet enjoyment of their neighborhoods.
- Requiring BYOB establishment owners/operators to apply for and obtain a BYOB permit.
- Requiring BYOB establishment owners/operators to adopt and enforce written policies that guide the establishment's staff and management as it relates to:
  - Security,
  - Video monitoring equipment and practices
  - Vehicle parking
  - Interior and exterior lighting
  - Noise
- Requiring annual compliance inspections by Code Enforcement and S.A.P.D.
- Giving City Council, by way of zoning, the ability to keep after-midnight BYOB business activities away from residences, schools, or places of worship.

The proposed rules applicable to BYOB establishments should be limited to ONLY restaurants and other businesses that the Texas Alcohol Beverage Commission ("TABC") does not already license. Further, the business operation must encompass a time frame that includes open hours between the hours of 12:01 a.m. and 7:00 a.m.

#### **ISSUE:**

This is a briefing item is for briefing purposes only.

#### **FISCAL IMPACT:**

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#### **ALTERNATIVES:**

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#### **RECOMMENDATION:**

Staff recommends that the Development Services Department (DSD), San Antonio Police Department (SAPD), and City Attorney's Office (CAO) evaluate potential ordinance options and measures that aim to regulate BYOB establishments to address the cited public safety concerns in the CCR, and present draft ordinance and/or potential options to the Public Safety Committee.