



# City of San Antonio

## Agenda Memorandum

**File Number:**

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**Agenda Item Number:** 14

**Agenda Date:** June 16, 2022

**In Control:** City Council A Session

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**DEPARTMENT:** Aviation Department

**DEPARTMENT HEAD:** Jesus H. Saenz Jr.

**COUNCIL DISTRICTS IMPACTED:** Citywide

**SUBJECT:**

Amendment to Chapter 3 (Airports) of the City Code -- Alcohol Consumption

**SUMMARY:**

This ordinance will authorize an amendment to Chapter 3 (Airports) of the San Antonio Municipal Code which sets forth the standards that all persons, businesses, and tenants conducting operations at San Antonio International Airport and Stinson Municipal Airport must abide by and provides the Aviation Department the authority to enforce these standards. The revision will update Section 3.24 to allow passengers in possession of an open container of an alcoholic beverage to possess and consume such alcoholic beverages in public areas in the airports previously prohibited.

**BACKGROUND INFORMATION:**

On May 12, 2021, Governor Greg Abbott signed House Bill 1024 into law, effective immediately, to allow beer, wine and mixed drinks be included in pickup and delivery food orders. Currently, patrons at the San Antonio Airport System are limited to consuming their alcoholic beverages within the premises of the airport concessionaire from which they purchased the alcoholic beverage from.

The proposed revision will allow patrons to possess and consume alcoholic beverage within the public areas of the terminal areas without being limited to the premises of the restaurant or bar from which an alcoholic beverage was purchased. The alcoholic beverage must be purchased with food in accordance with the provisions of the Texas Alcoholic Beverage Code governing the off-premises consumption of alcohol from a vendor located within the terminal area which the vendor has been issued a valid permit or license issued by the Texas Alcoholic Beverage commission.

This change will allow authorized airport concessionaires an opportunity to increase revenues and passengers to enjoy alcoholic beverages in areas other than the concessionaire area that they purchased the alcoholic beverage while waiting for a flight.

#### **ISSUE:**

City Council approval is required to amend the San Antonio Municipal Code. The proposed revision will allow passengers to possess an alcoholic beverage in areas previously prohibited aligned with the new state law. It will also allow the opportunity for greater revenue potential for airport concessionaires and the Airport System.

#### **ALTERNATIVES:**

City Council has the option to not approve the revision which would result in limited areas for passengers to consume alcoholic beverages at the Airport System.

#### **FISCAL IMPACT:**

This Ordinance will amend Chapter 3 of the City Code of San Antonio. Revenues from airport activities governed by the rules and regulations ordinance will be deposited into the Airport Operations & Maintenance Fund.

#### **RECOMMENDATION:**

Staff recommends the amendment of Chapter 3 of the San Antonio Municipal Code.