

## STAFF REPORT

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**Date:** February 14, 2024

**To:** Mayor and City Council

**Thru:** Doug Thornley, City Manager

**Subject:** Staff Report (For Possible Action): Approval of a Nevada State Liquor Importer/Wholesaler License Application for Kirk Offerle, Crooked Wine Company LLC located at 4655 Longley Lane, Suite 101, Reno, Nevada and if approved, authorize the Mayor to sign the Nevada State Liquor License Application.

**From:** Lance Ferrato, Director of Business Licensing

**Department:** Business Licensing

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### **Summary:**

This application is for a Nevada state liquor importer/wholesaler license (“state license”) to operate as an importer and wholesaler of wine, beer, and spirits at 4655 Longley Lane, Suite 101, Reno, Nevada. Nevada Revised Statutes (“NRS”) require Council to review applications submitted for state licenses that will operate within the City. Based upon a background investigation conducted by the Reno Police Department (“RPD”), Council must find satisfactory evidence that the applicant is of good moral character in order to approve.

Staff recommends that Council find satisfactory evidence that the applicant, Kirk Offerle, is of good moral character and approve the state license application for Crooked Wine Company LLC (“Crooked Wine”) and authorize the Mayor to sign the application.

### **Previous Council Action:**

There is no recent Council action relevant to this item.

### **Background:**

Pursuant to NRS Chapter 369 entitled “Intoxicating Liquor: Licenses and Taxes,” certain persons and businesses engaged in the importation of liquor; wholesale dealers of beer, wine, and liquors; winemakers; instructional wine-making facilities; breweries; brew pubs; and craft distilleries are required to obtain a state license to engage in the activities listed involving intoxicating liquor. Prior to the revisions in Senate Bill 22 (“SB22” [2015 legislative session]), state law required applications for state licenses to be submitted to the Board of County Commissioners in the county in which the applicant maintained their principal place of business.

SB22 revised the provisions of NRS 369.190, governing the review and approval of the state license. The revisions in the bill now require an applicant whose principal place of business is located within an incorporated city to submit the state license application to the governing body of the City instead of the Board of County Commissioners. The governing body shall approve or disapprove the application based on evidence that the applicant is of good moral character. The state license requirement is in addition to any licensing requirements in the municipal code of the local jurisdiction(s) in which the business is physically located.

**Discussion:**

On December 27, 2023, staff received a state license application from Crooked Wine to be licensed as an importer and wholesaler of wine, beer, and spirits (Exhibit A).

NRS 369.190(3) and Reno Municipal Code (“RMC”) sec. 5.07.055(c) specify that Council shall determine if there is “satisfactory evidence that the applicant is a person of good moral character” when reviewing and approving a state license application.

RPD completed the applicant’s background investigation on January 26, 2024, and recommended approval for the wholesale alcohol license. Based on the completion of the background investigation, staff has determined that the applicant is “of good moral character” and suitable to hold the state license under the provisions of NRS and RMC.

**Financial Implications:**

No financial implications at this time.

**Legal Implications:**

Legal review completed for compliance with City procedures and Nevada Law.

**Recommendation:**

Staff recommends that Council find satisfactory evidence the applicant, Kirk Offerle, is of good moral character and approve the Nevada State Liquor Importer/Wholesaler License for Crooked Wine Company LLC and authorize the Mayor to sign the application.

**Proposed Motion:**

I move to approve staff recommendation.

**Attachments:**

Exhibit A – Crooked Wine Company LLC  
Notice of Waiver – Kirk Offerle