

ORDINANCE S2020-\_\_\_\_

**AN ORDINANCE REPEALING CITY OF GALLUP ORDINANCE S2020-3 WHICH RESTRICTS THE SALE OF ALCOHOL BY CERTAIN OUTLETS TO AID IN STOPPING THE SPREAD OF THE COVID-19 VIRUS AND ESTABLISHING AN EFFECTIVE DATE**

**WHEREAS**, the Gallup City Council adopted Ordinance Number S2020-3 on the 14<sup>th</sup> day of April, 2020 which forbids the dispensing of alcohol by convenience stores until such time as the Governor of the State of New Mexico revokes the State of a Health Emergency contained in Executive Order 2020-004 unless that Ordinance is sooner revoked by the Gallup City Council; and

**WHEREAS**, the New Mexico Health Secretary has issued a Public Health Order allowing alcohol outlets that hold a dispenser license other than those associated with the sale of groceries and other items, commonly known as “package stores,” to reopen under certain restrictions effective June 1, 2020; and

**WHEREAS**, restricting the sale of alcohol by convenience stores while alcohol is being sold at package stores within the City and the surrounding areas of McKinley County is unlikely to significantly aid in the spread of the COVID19 virus; and

**WHEREAS**, there no longer exists a reasonable basis to distinguish between the sale of alcohol sold at convenience stores and the sale of alcohol sold by other dispenser licensees;

**THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF GALLUP THAT Ordinance S2020-3 be, and hereby is, repealed.**

The Council finds that there is an urgent public need for this measure to become effective as soon as possible and therefore declares this Ordinance to be an emergency measure. This ordinance shall become effective five days after publication as required by Gallup City Code §1-6-10.

PASSED, ADOPTED AND APPROVED this 9th day of June, 2020.

CITY OF GALLUP, NEW MEXICO

By: \_\_\_\_\_  
Louie Bonaguidi, Mayor

ATTEST:

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Alfred Abeita II, City Clerk