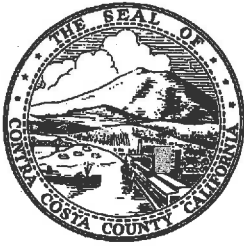


EXHIBIT 2



CONTRA COSTA COUNTY
Department of Conservation and Development
Community Development Division
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TO: Public Protection Committee
Supervisor Federal Glover
Supervisor John Gioia

FROM: Catherine Kutsuris, Director
By: Bob Calkins, CDBG Program Manager

DATE: June 23, 2014

SUBJECT: **Proposed Work Plan to Review Ordinance 82-38 – Alcoholic Beverage Sales Commercial Activities (Deemed Approved Ordinance)**

RECOMMENDATION

APPROVE the proposed work plan for reviewing the "Deemed Approved" ordinance.

BACKGROUND

Through the efforts of District 5 Supervisor Federal Glover, it has come to the attention of the Board of Supervisors that a type of alcoholic beverage product known as "alcopops" has been identified as a contributor to under-age drinking in the County. On June 3, 2014, the Board of Supervisors referred to this Committee (Attachment #1) the task of reviewing Chapter 82-38 of the ordinance code, known as the "Deemed Approved" ordinance (Attachment #2) to determine if relevant changes can, or need to be made to the ordinance in order to better regulate the sale of alcopops by liquor stores, as well as reviewing the entire ordinance to make any needed changes that would improve its overall effectiveness relating the sale of alcohol in the unincorporated areas.

A 4-phase work plan has been developed by the Department Conservation and Development (DCD) to examine the overall adequacy of the Deemed Approved ordinance and to explore possible amendments that could be made to specifically address the sale of alcopops.

Phase I: Data Gathering (June/July 2014)

In this phase of the process, data will be collected from various sources including the Health Services Department and the state Alcoholic Beverage Control, related to:

- Determining how alcohol consumption/sales impact communities especially its youth.
- Identifying viable resources for quantitative data collection and analysis regarding community impact aspects of alcohol sales on the community and general compliance with Deemed Approved Ordinance.
- Mapping of existing alcohol-sales outlets in relation to schools, public parks, playgrounds, recreational areas, churches, etc.
- Researching existing literature on alcopops.
- Reviewing and updating the list of Deemed Approved alcohol-sales outlets and establish protocols/methods of verifying "exempt status" of alcohol-selling establishments.
- Updating all Deemed Approved contact information, brochure, literature and electronic information.
- Cross referencing State ABC list of active liquor licenses in the unincorporated County against the current Deemed Approved list and Tax Collector's list of Deemed Approved fees collected.

Phase II: Site Inspections (July/August 2014)

Site visits will be conducted by DCD's Code Enforcement Division to all of the deemed approved locations in the unincorporated areas. The task list will include:

- Conduct site inspections of all Deemed Approved alcohol selling establishments to verify compliance with current Ordinance (Sec. 82-38.808).
- Review complaint data and/or law enforcement actions, if any, for each establishment.
- Compile/analyze results of site visits and complaint/law enforcement action data.

Phase III: Analyze Data (July/August 2014)

This phase will consist of analyzing the data collected in Phase I, and analyzing the field information gathered from the site inspections conducted by Code Enforcement. This information will aid in developing a strategy for making policy recommendations, updates, or changes to the Deemed Approved ordinance and enforcement procedures that will allow the County to better regulate the sale of alcohol in the unincorporated areas.

Phase IV: Develop Policy Recommendations (August/September 2014)

Working with the Public Protection Committee, determine what kinds of policies along with possible revisions to the Deemed Approved ordinance should be recommended to the Board of Supervisors that will help the affected communities in a real and meaningful way. Any policy revisions and ordinance changes will then be presented to

the Planning Commission for review and approval, and ultimately considered by the Board of Supervisors.

Attachments