



## BUSINESS IMPACT STATEMENT

**Title of Ordinance:** 4.36.010 – Definitions and 4.36.240 – Delivery Regulations

**Anticipated City Council Meeting Date:** May 7 & 21, 2024

**Initiating Department:** Finance

**No. 1 Will this ordinance impose, increase or change the basis for the calculation of a fee that is paid in whole or in substantial part by businesses? Check one:**

☒ Yes

☐ No

If no, provide the explanation for preparing this Business Impact Statement for the proposed ordinance:

Pursuant to NRS Chapter 237, the following information has been prepared and filed with the City Clerk's office located at 240 Water Street, Henderson, Nevada 89015.

**No. 2 Description of the proposed ordinance:**

Allows for delivery of alcoholic beverages in original packaging from grocery stores, full-liquor off-sale and gift-basket liquor licensees by either the licensee's employees or third-party delivery service.

**No. 3 Notification was sent to the following entities (check all that apply):**

☒ Henderson Chamber of Commerce  
☒ Las Vegas Metro Chamber of Commerce  
☒ Boulder City Chamber of Commerce

Griffin Company  
Kaempfer Crowell  
Strategies 360  
Saltzman Mugan Dushoff

\_\_\_\_\_  
\_\_\_\_\_

☒ Other (Please list)

89 current City of Henderson licensees

☒ Posted on Business License Web Page

**No. 4 Summary of the comments gathered and of any workshop held regarding the proposed ordinance:**

- Concerns with commercial versus residential addresses and delivery services ability to distinguish between the two at the time of an order.
- Request for clarification of “contractor” in the definition of Liquor Delivery Support Service.
- Request for a customer affirmation of age or a type of identification instead of just a type of identification.
- Change address required to that of the delivery and not the address of the purchaser.
- Request for delivery to be allowed for all liquor retailers including beer/wine off-sale and on-sale establishments.
- Clarify that the recipient of the delivery is the person who must provide identification.
- Clarify the use of the definition of “liquor product.”

**No. 5 Estimated economic effect on businesses by the proposed ordinance:**

- a. Explain the adverse and beneficial effects:

None – will expand service to be provided by some liquor licensees.

- b. Explain the direct and indirect effects:

Will allow for grocery stores, full-liquor off-sale, gift-basket liquor and liquor delivery support services to deliver alcohol to customers post purchase.

- c. Number of businesses likely to be affected by the proposed ordinance \_90+\_\_\_\_\_.

**No. 6 Describe the methods considered and/or used to reduce the impact of the ordinance:**

No origination fee is being proposed for this business activity. Most liquor license types have an associated origination fee, however, since this is an ancillary activity it was deemed not to require an origination fee.

**No. 7 Estimated cost of enforcement of the proposed rule:**

Unknown. Allowing delivery of alcohol will require a different approach to compliance/enforcement of laws regarding alcohol purchases. Compliance checks may include orders placed through the Henderson Police Department to determine efficacy of the business’s policies to not allow sales to minors.

**No. 8 Estimated revenues expected to be generated by the proposed ordinance and the manner in which the money is to be used:**

Between \$2,000 and \$5,000 for the new Liquor Delivery Support Service licensees.  
New funds will be used in enforcement of the new rules for alcohol delivery.

**No. 9 Are the provisions of the proposed ordinance duplicative or more stringent than existing local, state, or federal standards?**

☐ Yes

☒ No

If yes, explain:

**No. 10 State the reasons for the conclusions regarding the impact of the proposed ordinance on businesses.**

All conclusions were reached in discussions with stakeholders and impacted businesses.


CAO Reviewed and Approved

  
\_\_\_\_\_  
Signature of Reviewing Attorney

4/16/24  
Date

**Certification of Business Impact Statement**

I certify that, to the best of my knowledge or belief, the information contained in this Business Impact Statement was prepared properly and is accurate.

  
\_\_\_\_\_  
Richard Derrick  
City Manager/CEO

4/16/24  
Date