CITY OF OAK GROVE, KENTUCKY ORDINANCE 2020-01

AN ORDINANCE BY THE CITY OF OAK GROVE, KENTUCKY AMENDING ORDINANCE 2013-08 CONCERNING THE REGULATION OF THE SALE AND SERVING OF ALCOHOLIC BEVERAGES.

WHEREAS, on October 29, 2013, the Oak Grove City Council passed Ordinance 2013-08 regarding the regulation of the sale and serving of alcoholic beverages to comply with changes under state law governing such regulations; and

WHEREAS, since 2013 additional changes to state law regarding the sale and serving of alcoholic beverages have been passed by the Kentucky General Assembly, which requires revisions to the currently existing statute; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF OAK GROVE, KENTUCKY AS FOLLOWS:

SECTION 1

City of Oak Grove Ordinance No. 2013-08, Section 4 shall be amended to read as follows:

The City shall have the power and authority to issue the following kinds of licenses upon proper application and the payment of prescribed fee(s)

| A. | NQ-1 Retail Drink License, per annum (Combo License/Convention Cntr Only | \$ 800 | | | | | |
|----|--|--|--|--|--|--|--|
| В. | NQ-2 Restaurant and Motel Retail Drink License, per annum (Combo-License) | \$ 210 | | | | | |
| C. | C. NQ-3 Special Private Club License Retail Drink License, per annum (Combo License)\$ 300 | | | | | | |
| D. | NQ-4 Retail Malt Beverage Drink License, per annum | \$ -210 <u>\$200</u> | | | | | |
| E. | NQ Retail Malt Beverage Package License, per annum | <u>\$ 210 </u> | | | | | |
| F. | Quota Retail Package, per annum (Distilled Spirits/Wine) | \$ 630 | | | | | |
| G. | Quota Retail Drink License, per annum (Distilled Spirits/Wine) | \$ 630 | | | | | |
| Н. | Special Temporary License, per event, (Combo License) | \$ 105 | | | | | |
| I. | Special Sunday Retail Drink License, per annum | \$ 105 | | | | | |
| | Supplemental Bar License, per annum (Up to 5, no charge additional) | \$ 210 | | | | | |
| | Malt Beverage Brew On Premises License, per annum | \$ 50 | | | | | |
| J. | Malt Beverage Brewers License, per annum | \$ 500 | | | | | |
| K. | Distiller's License, per annum | \$ 500 | | | | | |
| L. | Rectifier's License, Class A, per annum | \$3000 | | | | | |
| M. | Rectifier's License, Class B, (craft rectifier), per annum | \$ 96 <u>0</u> | | | | | |
| N. | Wholesaler's Distilled Spirits and Wine License, per annum | \$3000 | | | | | |
| O. | Special Temporary Alcoholic Beverage Auction License, per event | \$ 100 | | | | | |

| P. Extended Hours Supplemental License, per annum | \$2000 \$200.00 |
|--|----------------------------|
| Q. Caterer's License, per annum | \$ 800 |
| R. Bottling House or Bottling House Storage License, per annum | \$1000 |
| S. Microbrewery License, per annum | \$ 500 |
| T. Malt Beverage Distributor's License, per annum | \$ 400 |
| U. Limited Restaurant License, per annum | \$1200 |
| V. Authorized Public Consumption License, per annum | \$ 250 |
| W. Qualified Historic Site License, per annum | \$1030 |
| X. Limited Golf Course License, per annum | \$1200 |

Y. <u>Supplemental Bar License</u>, per annum (The fee for the first (5) supplemental bar licenses shall be the same as the fee for the primary drink license. There shall be no charge for each supplemental license issued in excess of five (5) to the same licensee at the same premises.

SECTION 2

City of Oak Grove Ordinance No. 2013-08, Section 7 shall be amended to read as follows:

All monies derived from license fees or from fines as provided in this chapter, with the exception of the regulatory license fee imposed on the gross receipts from retail sales of alcoholic beverages, shall be paid to the treasury of the City and become part of the general fund of the City. All moneys derived from the regulatory license fee on the gross receipts from retail sale of alcoholic beverages shall deposited into a segregated fund of the city, spent only for alcohol policing, regulatory, and administrative costs.

SECTION 3

City of Oak Grove Ordinance No. 2013-08, Section 18 shall be amended to read as follows:

All renewal of licenses and payment of the license fee must be on file with the ABC Administrator thirty (30) days before the expiration of the licenses for the preceding license period or the license shall be canceled, except that the licensee may file a written, verified statement thirty (30) days prior to the expiration date of the license, setting forth the facts justifying an extension. The ABC Administrator may then extend the time for filing of a renewal of the license for a reasonable length of time within the exercise of his/her sound discretion. The licensee shall pay the license fee from the expiration date of the former license or licenses and payment shall be refunded to the licensee in the event that the license or licenses are not renewed at or before the end of the extension period.

(1) Except licenses for special events, temporary licenses, and licenses for alcoholic beverage producers, wholesalers, and distributors, all licenses issued after January 1, 2017, by under this ordinance are valid for a period of no more than one year and are renewable on the date and license year established under KRS 243.090

(2) When any person applies for and is issued a new license authorized under KRS 241 to 244, they shall be charged, if the license is issued, the full fee for the respective license if six months or more remain before the license is due to be renewed, and one-half the fee if less than six months remain before the license is due to be renewed. No abatement of license fees is permitted to any person who held a license of the same kind for the same premises in the preceding license period and who was actually doing business under the license during the last month of the preceding license period.

SECTION 4

City of Oak Grove Ordinance No. 2013-08, Section 23 shall be amended to read as follows:

- (A) A regulatory license fee is imposed on the gross receipts from retail sales of alcoholic beverages under each license issued for the purpose of insuring full reimbursement to the City for the cost of additional policing, regulatory, or administrative expenses related to the sale of alcoholic beverages in the City. The City Council shall adopt, at the budget adoption for the fiscal year, an annual rate for the regulatory license fee as shall be reasonably estimated to insure full, reimbursement to the City for the cost of additional policing, regulatory, or administrative expenses related to the sale of alcoholic beverages in the City. The regulatory license fee shall be in addition to any other taxes, fees, or licenses permitted by law, but a credit shall be allowed in an amount equal to the cost of the license under the provisions of this chapter.
- (B) The regulatory license fee shall be Three Percent (3%) for the fiscal year, beginning and continuing thereafter until amended or repealed.
- (C) Payment of such fee shall accompany tax returns approved for use by the City Finance Director and a majority of the City Council. The monthly regulatory license fee return shall be submitted to the Deputy Alcoholic Beverage Control Administrator and approved for use by City Council. The return shall be submitted to the City Finance Director Deputy Alcoholic Beverage Control Administrator by the thirtieth (30th) day of each month for the preceding month's sales. The fraction, represented by one divided by the number of months for which the city license was issued, of the fee required under the provisions of this chapter shall be deducted each month as a credit.

| Approved on second reading this7 da | y of <u>January</u> , 2020. | |
|-------------------------------------|---|---|
| APPROVED: Theresa Jarvis, Mayor | ATTEST: Cureu Conquir Angela Comperry, City Clerk | Y |

Approved on First Reading this 3 day of December , 2019.

Published in the Kentucky New Era, the 18 day of January, 2020.

Affidavit of Publication

STATE OF KY }
COUNTY OF CHRISTIAN }

SS

Bobbie Fisher, being duly sworn, says:

That she is Accounting Clerk of the Kentucky New Era, a daily newspaper of general circulation, printed and published in Hopkinsville, Christian County, KY; that the publication, a copy of which is attached hereto, was published in the said newspaper on the following dates:

January 18, 2020

That said newspaper was regularly issued and circulated on those dates.

SIGNED:

Accounting Clerk

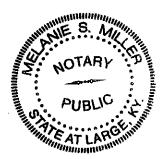
Subscribed to and sworn to me this 18th day of January 2020.

Melanie Miller, , Christian County, KY

My commission expires: September 26, 2023

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Angela Comperry 25NE-City of Oak Grove 8505 Pembroke Oak Grove Rd POBox 250 OAK GROVE, KY 42262



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ORDINANCE NO. 2020-02

AM ORDINANCE REPEALING GROWANCE NOS. 2003-05 AND 2011-02 REGARDING THE SALE OF ALCOHOLIC BEVERAGES

Writeress, the City of Oak Grove has previously passed Dr 2011-02 which regulated the sale of alcoholic beverages, and

How, wherefore, built urdained by the Chy of Call Grove, Mer

City of Oak Grove Ordinance No. 2003-05 (passed June 8, 2003)

City of Oak Grave Ordinance No. 2011-02 (passed February 1, 2011)

APPROVED on Second Reading this 7th day of January, 2020.

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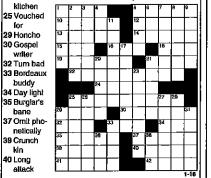
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CHIEF ACADEMIC AFFAIRS OFFICER

STUDENT AFFAIRS ASSISTANT II Application Deadline: Jaquery 27, 2020

CITY OF OAK GROVE, KENTUCKY ORDINANCE 2020-01

AN ORDINANCE BY THE CITY OF OAK GRIVE, KENTUCKY AMENDING ORDINANCE 2013-08 CONCERNING THE REGULATION OF THE SALE AND SERVING OF ALCOHOLIC DEVERAGES.

WHEREAS, to October 29, 2013, the Och Orove City Council passed Ordinance 2013-08 ding the regulation, of the rate and serving of absolutio beverages to comply with changes under state overning such regulations; and

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| A. NQ-I Retail Drink License, per anotto (Combo Livense/Convention-Gair-O | 0082 (v la |
| B. NQ-2 Restaurant and Motel Retail Debut Likense, per annum (Combo-Likes | se) \$210 |
| C. NQ-3 Special Private Club License Retail Drink License, per somm (Comb | a Lluma)\$ 100 |
| D. NQ 4 Retail Mait Deverage Drink License, per annum | \$-210 <u>\$200</u> |
| E. NQ Ressil Mair Beverage Portrage License, per annum | \$-210 \$200 |
| F. Quota Retall Puckage, per surrom (Distillad Spirits/Wine) | \$ 630 |
| O. Quota Retaît Drink License, per sumum (Distilled Spinis/Wine) | S 630 |
| H. Special Temparacy License, per event, (Combo License) | \$ 105 |
| I. Special Sunday Retail Drink Literase, per manus. | \$ 105 |
| Supplemental Her Liceren, per toward (Up to 5, no sharge stelltional) | 8-240 |
| Malt-Beverage Brew On Premises Assense, per concre | \$-50 |
| I. Malt-Boverage Brewers License, per annum | \$ 500 |
| R. Distiller's License, per amatim | \$ 500 |
| L. Rectifier's License, Class A. per monum | \$3000 |
| M. Rectifier's License, Class B. (craft rectifier), per annum | \$ 960 |
| N. Wholesaler's Distilled Spirits and Wine License, per contum | \$1999 |
| O. Special Temporary Alcoholic Beverage Auction License, per event | \$ 100 |
| P. Extended Hours Supplemental License, per symm | \$3000-\$200.00 |
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| V. Authorized Public Consumption License, per sepsim | \$ 250 |
| W. Qualified Historic Site License, per engage | \$1030 |
| X. Limited Golf Course License, per sensor | \$1200 |
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| be the same as the fee for the primary drink lineuse. There shall be no change for a liceuse issued in excess of free (5) to the same liceuses of the same provises. | <u>teh amplemental</u> |
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SECTION 2

City of Oak Grove Ordinance No. 2013-03, Section 7 shall be amended to read as follows:

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(1) Except ligrater, for special create, proposery ligrances, and ligrance for absolute increase producers, wholestelow, and distributes, all ligrances agreed after atmosp 1, 2017, by under this engine, not will for a more of or more than one year, and are represented an discrete rear established under KSS 240,009.

(2). When one person applies for add is toged a new liverse authorized under KRS 241 is any shall be changed. If the liveson is knowd, the full fire for the respective liverse if it meaths or market or mark

City of Cak Crays Ordinance No. 2013-08, Section 23 shall be annualed to read as follows:

(A) A regulatory literate for its inspirate for the purpose receipts from retail table of elabidolic beverages under melt incame facual for the purpose of instring foll eviaburements to the City for the cost of stilliforal policing, regulatory, or administrative expanses related to the safe of doubtile beverages in the City. The City, Concell shall adept, and be badged adoption for the first purpose represents to the cost of elabidolic pleases the as ability to example, explaining the mental policing, regulatory, as abundantistative oxpenses related to the adel alcoholic beverages in the City. The regulatory itemase for shall be in addition to my other taxes, free, or alcoholic beverages in the City. The regulatory itemase for shall be in addition to my other taxes, free, or licenses permitted by Jaw, but a consist shall be allowed in an ensured spatial in the cost of the ifenses under, the provisions of that chapter.

(B) The regulatory license for shall be Three Percent (3%) for the fiscal year, beginning and continuing thereafter ontal associated or expected.

(C) Paymans-of-south-fee-shall sammanary-tais returns approved fee-use-by-the-Gity-Pivatace blowlets and a majority-of-the-Gity-Pivatace. The monthly regulatery liceups fee return shall be robusticed to the Depart, Almohade Revenues Cappent Administrator and apparent for page by Citts Consult. The return shall be submitted to the Gity-Pivatace Diversor Engrey, Alcoholite Bercrage Control Administrator by she heighted, [107] shape of the Gity-Pivatace Diversor Engrey, Alcoholite Bercrage Control Administrator by the heighted, [107] shape of the months for the precoding month's sales. The lineation, spreamed by one divided by the number of manths for whitch the city foremer was issued, of the fee required under the provisions of this classifies a new testing.

Approved on First Reading this 3 day of Decomber

Approved on second reading this 7 day of January , 2020.



Angela Company, City Clerk

Published in the Kentucky New Era. the 18 day of January, 2020.