

CITY OF LA GRANGE, KENTUCKY

ORDINANCE 11, SERIES 2013
AN ORDINANCE AMENDING AN ORDINANCE RELATING TO THE
REGULATION OF ALCOHOLIC BEVERAGES IN THE
CITY OF LA GRANGE

WHEREAS, KRS 243.030 establishes the licenses and fees that may be imposed by the legislative body of a city or consolidated local government in which alcohol sales are permitted pursuant to KRS Chapter 242. Cities can only issue licenses set out in the statute, and the license fees must not exceed the amounts specified.

WHEREAS, Ordinance 11, Series 2012, as amended by Ordinance 14, Series 2012, contains terms that the city council wants to be changed, based on recommendations changes in Kentucky law,

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE CITY OF LA GRANGE, KENTUCKY, THAT:

Section 1:

(7) ISSUANCE OF LICENSE; RECEIPT OF FEES

All licenses permitted under Kentucky law for a city with a population of the fourth class shall be allowed and all licenses granted under this chapter shall be approved and issued by the City of La Grange ABC Administrator. All license fees from licenses issued under this ordinance shall be collected by the City of La Grange ABC Administrator.

All licenses approved by the City of La Grange ABC Administrator and issued by the city shall begin on July 1 of any year and shall expire on June 30 of the following year.

All fees that are imposed by KRS 243.030 and 243.040 are to be paid to the Kentucky ABC. In addition to those fees paid to the Kentucky ABC, any licensee engaged in the sale, possession, or distribution of spirituous, vinous, or malt liquors, or operating a brew-on-premises establishment, shall pay the following fees to the City of La Grange ABC Administrator, which are authorized under KRS 243.030, and the fees shall be paid when application for a license is made.

FEES

~~(1) Distilled spirit and wine licenses:~~

~~(a) Wholesaler's distilled spirits and wine license, per annum \$3,000.00~~

~~(b) Distilled spirits and wine retail package license, per annum..... \$600.00~~

~~(c) Distilled spirits and wine retail drink license, motel drink license, airport drink license, restaurant drink license, or supplemental bar license, per annum:~~

~~_____ New applicants
\$600.00~~

~~_____ Applicants for renewal
\$400.00~~

~~(d) Distilled spirits and wine special temporary liquor license, per event.... \$100.00~~

- ~~(e) Special temporary wine license, per event \$50.00~~
- ~~(f) Distilled spirits and wine special temporary auction license, per event.. \$200.00~~
- ~~(g) Special private club license, per annum \$300.00~~
- ~~(h) Nonresident special agent or solicitor's license, per annum \$40.00~~
- ~~(i) Restaurant wine license, per annum:~~
 - ~~— New applicants \$600.00~~
 - ~~— Applicants for renewal \$400.00~~
- ~~(j) Extended hours supplemental license, per annum \$200.00~~
- ~~(k) Limited Restaurant Alcoholic Beverage by the Drink, per annum:~~
 - ~~— New applicants \$1,000.00~~
 - ~~— Applicants for renewal \$750.00~~

~~(2) Caterer's license:~~

~~Caterers may be issued a caterer's license as a supplementary license, provided that the caterer holds a retail package liquor license or a distilled spirits and wine by the drink license or a limited restaurant license. See KRS 243.033(1). Owners and/or operators of a restaurant which is open to the public and which does not have a retail package liquor license or a distilled spirits and wine by the drink retail license or a malt beverage license or a limited restaurant license shall not qualify for a caterer's license as a primary license. See KRS 243.033(2). No publication is required for a supplemental caterer's license. See KRS 243.033(1). However, an application must be filed with and approved by the City ABC Administrator. All approved applicants (whether for an alcoholic beverage license or a supplemental caterer's license) must also obtain a City business license. The annual City fee for a caterer's supplemental license for distilled spirits, wine and beer by the drink shall be \$350.00 and for renewal, the fee shall be \$175.00.~~

~~(3) Malt beverage licenses:~~

- ~~(a) Brewer's license, per annum \$500.00~~
- ~~(b) Microbrewery license, per annum \$500.00~~
- ~~(c) Malt beverage distributor's license, per annum \$400.00~~
- ~~(d) Retail malt beverage license, per annum \$200.00~~
- ~~(e) Special temporary retail malt beverage license, per event \$25.00~~
- ~~(f) Malt beverage brew on premises license, per annum \$100.00~~

~~Other:~~

- ~~(a) The fee for a sidewalk café permit shall be \$100.00 per annum.~~
- ~~(b) Distilled spirits and wine special Sunday retail drink license shall be \$1.00 per annum.~~

Distilled Spirit Licenses as set forth in KRS 243.030

- Distiller's License, per annum \$500.00
- Rectifier's License, per annum \$3,000.00
- Wholesaler's Distilled Spirit and Wine License, per annum \$3,000.00
- Quota Retail Package License, per annum \$600.00
- Quota Retail Drink License, per annum \$600.00
- Special Temporary License, per event \$166.66

Nonquota Type 1 Retail Drink License (includes distilled spirits, wine, and malt beverages), per annum \$2,000.00
Nonquota Type 2 Retail Drink License (includes distilled spirits, wine, and malt beverages), per annum \$1,000.00
Nonquota Type 3 Retail Drink License (includes distilled spirits, wine, and malt beverages), per annum \$300.00
Distilled Spirits and Wine Special Temporary Auction License, per event \$200.00
Special Sunday Retail Drink License, per annum \$300.00
Extended Hours Supplemental License, per annum \$2,000.00
Caterer's License, per annum \$800.00
Bottling House or Bottling House Storage License, per annum \$1,000.00

Malt Beverage Licenses as follows:

Brewer's License, per annum \$500.00
Microbrewery License, per annum \$500.00
Malt Beverage Distributor's License, per annum \$400.00
Nonquota Retail Malt Beverage Package License, per annum \$200.00
Nonquota Type 4 Retail Malt Beverage Drink License, per annum \$200.00
Malt Beverage Brew-On-Premises License, per annum \$100.00
Limited Restaurant License (includes distilled spirits, wine, and malt beverages), per annum \$1,000.00
Limited golf course license (includes distilled spirits, wine, and malt beverages), per annum \$1,200.00

The fee for each of the first five 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 to the same licensee at the same premises.

The holder of a nonquota retail malt beverage package license may obtain a Nonquota type 4 malt beverage drink license for a fee of fifty dollars. The holder of a Nonquota type 4 malt beverage drink license may obtain a nonquota retail malt beverage package license for a fee of fifty dollars.

* Any licenses issued after January 1 of any year shall be assessed a fee equal to one-half (1/2) of the annual fee for the remainder of the license period.

Section 2: Effective date

This ordinance shall take effect upon its reading, adoption and publication according to law.

Adopted this 1st day of July, 2013.

Introduction and First Reading: June 24, 2013

Second Reading and Passage: July 1, 2013

Original signature on file
William Lammlein, Mayor

ATTEST:

To be a true Ordinance enacted by the City Council of the City of La Grange, Kentucky on this 1st day of July, 2013.

Original signature on file
Clerk, City of La Grange, Kentucky

VOTE:

FOR:	7
AGAINST:	0
ABSTAINED:	0
PRESENT:	7