

ORDINANCE NO. 8-2014

AN ORDINANCE OF THE CITY OF CORBIN, KENTUCKY, AMENDING ORDINANCE NO. 5-2012 KNOWN AS THE ALCOHOLIC BEVERAGE CONTROL ORDINANCE, ORDINANCE 13-2012 AND ORDINANCE NO. 13-2013 WHICH AMENDED ORDINANCE NO. 5-2012 TO DELETE, ADD, AND CHANGE CERTAIN RESTRICTIONS, REQUIREMENTS, REGULATIONS, FUNDING, PROHIBITIONS, FEES, AND DATES, RELATING TO LICENSING AND OPERATIONS OF ESTABLISHMENTS FOR THE SALE OF ALCOHOLIC BEVERAGES WITHIN THE CITY OF CORBIN, KENTUCKY, AND TO COMPLY WITH THE KENTUCKY STATE LAWS AND REGULATIONS RELATING TO LICENSING AND OPERATIONS OF ESTABLISHMENTS FOR THE SALE OF ALCOHOLIC BEVERAGES, WITHIN THE CITY OF CORBIN, KENTUCKY.

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BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF CORBIN, KENTUCKY, AS FOLLOWS:

**SECTION ONE:** Ordinance No. 5-2012 at SECTION 10. LICENSING AND HEARINGS. (J) License fees. (1) Malt beverage; (2) Distilled spirits and wine at Pages 9 and 10 and Ordinance No. 13-2013 at SECTION SEVEN: Pages 2, 3, and 4 are hereby amended and shall read as follows:

(J) *License fees.* For the privilege of causing, permitting and engaging in the actions, business and transactions authorized thereby in regard to traffic in alcoholic beverages in the city, and pursuant to the authority of the Kentucky Revised Statutes, there is hereby established a corresponding city license for each of the state licenses. The fee for each city license shall be as set out in the following schedule:

(1) Malt beverages:

Type of License	Fee
Distributor's License	\$400.00
NQ-Retail Malt Beverage License	\$200.00
Special Temporary License	\$100.00
Microbrewery License	\$500.00

(2) Distilled spirits and wine:

Type of License	Fee
Wholesaler's license	\$3,000.00
Quota Retail Package License	\$800.00
Quota Retail Drink License	\$500.00

NQ-4 Retail Malt Beverage Drink License***	<del>\$800.00</del>	<u>\$200.00</u>
NQ-3 Retail Drink License		\$300.00
Special Sunday Retail Drink License		\$300.00
Special Agent or Solicitors License		\$40.00
Limited Restaurant License		\$800.00
NQ-2 Retail Drink License***	<del>\$600.00</del>	<u>\$800.00</u>
Caterer's License		\$800.00
Distiller's License		\$500.00
NQ-1 Retail Drink License		\$800.00
Extended Hours Supplemental License		\$300.00
<u>Convention Center</u>		<u>\$1,000.00</u>

**All license types have a one year licensing renewal option available.**

**\*\*\*Must be bona fide restaurant open to the general public having dining facilities for not less than ~~one hundred (100)~~ fifty (50) persons; or a hotel, motel, or inn containing not less than fifty (50) sleeping units and having dining facilities for not less than ~~one hundred (100)~~ fifty (50) persons.**

The City may, as the occasion arises, issue any licenses and collect fees permitted by law for the privilege, manufacturing and trafficking in alcoholic beverages, as designated in KRS 243.070, as amended, as allowed under governing state law.

Statutory reference:

*City license fees, see KRS 243.070*

**SECTION TWO:** Ordinance No. 5-2012 at SECTION 11. WHOLESALE DISTRIBUTION AND SALES (D) License fee; separate places; expiration date at subsection (d) and Ordinance No. 13-2013 at SECTION TEN. Pages 7 and 8 are hereby amended and shall read as follows:

*(D) License fee; separate places; expiration date.*

(1) Any person desiring to engage in the distribution or sale by wholesale of any cereal, malt, or vinous beverage shall first obtain from the City Administrator a license therefor, for which he or she shall pay the license fees as provided in this Ordinance.

(2) If any person maintains more than one place of business or warehouse, agent, distributor, broker, or jobber from which orders are received or beverages are distributed, then the person shall pay an additional fee per year for each separate place of business or warehouse, agent, distributor, broker, or jobber. The fees to be paid are in the amounts as provided in this Ordinance.

(3) All licenses provided for herein shall commence as of ~~March 1~~ May 1 and expire on April 30 next after the date of issue. When a license is issued after October 1 of any year, the licensee shall be required only to pay a proportionate part of the license tax fee required therefor from the first day of the month in which the licensee commences to carry on said business until April 30 next. However, no license shall be issued for less than 50% of the annual license fee.

**SECTION THREE:** All ordinance and/or portions of ordinances in conflict with this Ordinance are hereby repealed.

**SECTION FOUR:** This Ordinance shall take effect upon proper passage and legal advertisement.

FIRST READING 7-21-14

SECOND READING 8-12-14

APPROVED

BY:

WILLARD McBURNEY, MAYOR

ATTEST:

ERIN TYE, CITY CLERK