

ABC ORDINANCE #2024-019  
ARTICLE II. LICENSE REQUIREMENTS

A. City Licenses:

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 KRS 243.070, there is hereby established a corresponding city license for each of the city licenses described in KRS 243.070. The fee for each city license shall be as set out in the schedule set forth below. In the event KRS 243.070 shall hereafter be amended to authorize additional city licenses, the city shall have authority to issue that additional city license type and the fee for such license shall be the maximum fee provided in KRS 243.070 as amended.

1.	Distiller's License, per annum	\$500.00
2.	Rectifier's License	
	a. Class A, per annum	\$3,000.00
	b. Class B (craft rectifier), per annum	\$960.00
3.	Wholesaler's License, per annum	\$3,000.00
4.	Quota Retail Package License, per annum	\$600.00
5.	Quota Retail Drink License, per annum	\$600.00
6.	Non-quota Type 1 Retail Drink License, per annum	\$600.00
7.	Non-quota Type 2 Retail Drink License, per annum	\$600.00
9.	Non-quota Type 3 Retail Drink License, per annum	\$600.00
8.	Special Temporary License, per event	\$100.00
9.	Special Temporary Alcohol Auction License, per event	\$100.00
11.	Special Sunday Retail Drink License, per annum	\$0.00
12.	Extended Hours Supplement License, per annum	\$2,000.00
13.	Caterer's License, per annum	\$600.00
14.	Bottling House or Bottling House Storage License, per annum	\$1,000.00
15.	Brewer's License, per annum	\$500.00
16.	Microbrewery License, per annum	\$500.00
17.	Malt Beverage Distributor's License, per annum	\$400.00
18.	Non-quota Retail Malt Beverage Package License, per annum	\$200.00
19.	Non-quota Type 4 Retail Malt Beverage Drink License, per annum	\$200.00
20.	Limited Restaurant License, per annum	\$600.00
21.	Limited Golf Course License, per annum	\$500.00
22.	Qualified Historic Site, per annum	\$1,030.00
23.	Authorized Public Consumption License, per annum (if want to allow)	\$250.00

B. The fee for each of the first five (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.

C. 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 (\$50). 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 (\$50).

D. Expiration of License; Proration of Fees

All city licenses, except temporary licenses, shall begin on July 1 of any year and shall expire on June 30<sup>th</sup> of the following year as set forth in KRS 243.090 and 804 KAR 4:390. Any licenses issued after July 1<sup>st</sup> of any year shall be assessed a fee which is based on the pro rata portion of the remainder of the license period; however, the cost of any license shall not be less than one-half (1/2) the amount of the full fee for an annual license of that type.

Special Temporary Licenses requires an application to be filed with the Department of Alcoholic Beverage Control no later than five (5) working days prior to the date for which the license is requested. The Department will deny all applications that are received less than five (5) days prior to the requested date.

E. Payment of License Fees; Delinquency

No licensee shall enter into or begin operating any business for which a license is required by this chapter until the license fee has been paid in full. The fee for renewal of any license shall be paid with the renewal application. Failure to pay any license fee within ten (10) days after it becomes due shall result in a penalty equal to ten percent (10%) of the license fee. Any licensee failing to pay the fees, including penalties, within ten (10) days after such fees are due may be subject to revocation of the license and to other penalties as provided in this Ordinance.

F. Refund of Fees

(1) Should any licensee under this Ordinance be prohibited from conducting the licensed business for the full period covered by the license because of any changes that may hereafter be made in the laws of the Commonwealth with reference to alcoholic beverages or other cause outside licensee's control, then the city shall refund to licensee the proportionate part of the license fee for the period during which licensee is prevented from carrying on said business if the licensee provides sufficient proof to the City ABC Administrator that such period of inactivity was not the fault of the licensee or the result of a revocation, suspension or other wrongdoing by licensee, or an agent or employee of the licensee.

(2) In the event a violation of this Ordinance occurs that results in the suspension or revocation of the license, the city shall not be required to refund any portion of the license fee.

(3) Payment of said regulatory fee shall be remitted to the City ABC Administrator, who shall transmit all fees to the City Clerk, or his designee, for deposit into the appropriate designated account. The City may use said fees as permitted by law, including but not limited to, any 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 fees or licenses permitted by law, except that a credit against a regulatory license fee in the City shall be allowed in an amount equal to any license fee shall be based on paperwork required by the local and/or state ABC Administrator, which may include but is not limited to tax returns and financial statements. Said paperwork and payment will be due according to the schedule set forth by the Mayor, or his designee, which may be set at, but is not limited to, time periods consisting of a monthly or quarterly billing by the local ABC office and/or the City.

(4) Failure to pay such remittance within ten (10) days of the due date constitutes a violation and shall subject a licensee to suspension or revocation.

(5) Penalty for failure to file a return and pay remittance by the due date is five percent (5%) of the regulatory fee for each ninety (90) days or fraction thereof. The total late filing penalty shall not exceed twenty-five percent (25%) of the regulatory fee; provided, however, that in no case shall the penalty be less than ten dollars (\$10.00).

(6) Interest at the rate of eight percent (8%) per annum will apply to any late payments.

G. Disposition of Fees and any other type of payment to the City:

The City ABC Administrator shall transmit all fees and any other types of payment made to the City, upon collection, to the City Clerk, or his/her designee, for deposit into the appropriate designated account.