

AGENDA ITEM
January 21st, 2014

Subject: Casey's Marketing Company dba Casey's General Store
Sell liquor in original package not for resale

Department: Finance

Casey's Marketing Company dba Casey's General Store has filled out the application for City license to sell in the City intoxicating liquor in excess of five percent of alcohol by weight in the original package, at retail and not for consumption on the premises at 401 N. Osage. They have submitted the application to begin selling malt liquor at their business location within the City limits.

Per Municipal Code Chapter 3, Casey's Marketing Company dba Casey's General Store has met all requirements for a liquor license at 401 N. Osage. The prorated license fee is \$62.50 and has been paid. If approved, this license will expire July 31, 2014.

RESOLUTION NO. 1388

A RESOLUTION OF THE CITY OF NEVADA, MISSOURI APPROVING A LIQUOR LICENSE FOR CASEY'S GENERAL STORE, 401 N OSAGE, TO SELL LIQUOR IN THE ORIGINAL PACKAGE NOT FOR CONSUMPTION ON THE PREMISES

WHEREAS, Casey's Marketing Company dba Casey's General Store submitted an application for a liquor license to liquor in excess of five percent of alcohol by weight in original package, and;

WHEREAS, Casey's Marketing Company dba Casey's General Store is applying for a new liquor license to sell liquor in original package, at retail and not for consumption on premises at 401 N Osage, and;

WHEREAS, the City Council of the City of Nevada, hereby authorizes the Business License Officer to draft a letter to the Missouri Department of Liquor Control advising that a license to sell intoxicating liquor in excess of five percent in the original package, at retail and not for consumption on the premises has been conditionally approved by the City Council contingent upon receipt by the City a State liquor license in the name of Casey's Marketing Company dba Casey's General Store and;

WHEREAS, upon receipt of a newly issued State of Missouri liquor license in the name of Casey's Marketing Company dba Casey's General Store to sell liquor in original package not for consumption on premises, by the City, a liquor license will be issued.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Nevada, Missouri that the application for liquor license for is hereby Casey's Marketing Company dba Casey's General Store approved.

PASSED, APPROVED AND ADOPTED, by the City Council of the City of Nevada, Missouri this 21st day of January, 2014.

Seth Barrett, Mayor

(seal)
ATTEST:

Bev Baker, City Clerk

CITY OF NEVADA, MISSOURI
Application For City License to Sell Beer or Liquor Under the
Provisions of the Non-Intoxicating Beer Act or
Liquor Control Act of 1935

Date: 1-13-14

To the Honorable City Council of the City of Nevada, Missouri:

The undersigned, hereby makes application for a license to be granted for sale by him of:

- For the privilege of selling in the city intoxicating liquor in excess of five percent of alcohol by weight in the original package, at retail and not for consumption on the premises, the license fee shall be \$150.00 per year. This license shall also permit the holder thereof to sell malt liquor of all kinds in the original package direct to consumer and not for resale.
- For the privilege of selling malt liquors containing in excess of 3.2 percent alcohol by weight, but not in excess of five percent by weight in the original package and not for consumption on the premises, direct to consumers and not for resale, the license fee shall be \$75.00.
- For the privilege of selling malt liquor not in excess of 3.2 percent alcohol by weight in the original package and not for consumption on the premises, direct to consumers and not for resale, the license fee shall be \$22.50 per year.
- For the privilege of selling malt liquors containing in excess of 3.2 percent alcohol by weight and not in excess of five percent by weight, by the drink at retail for consumption on the premises where it is sold, or light wines containing not in excess of 14 percent alcohol by weight, or both, by the drink at retail for consumption on premises where it is sold, the license fee shall be \$75.00.
- For the privilege of selling malt liquors containing not in excess of 3.2 percent alcohol by weight, by the drink at retail for consumption on the premises where it is sold, the license fee shall be \$37.50.
- For the privilege of selling intoxicating liquor in excess of five percent of alcohol by weight, by the drink for consumption on the premises, the license fee shall be \$450.00 per year; provided that the establishment shall have qualified in all ways for a state liquor license under RSMo § 311.095, 1969.

Under provisions of the applicable act of 1935 (Non-Intoxicating Beer Act-Liquor Control Act of Missouri) such sales to be on the following described premises only, to-wit: Darla Hawerth, Managing Officer for Carly's Marketing Company, 401 N. Osage, in the

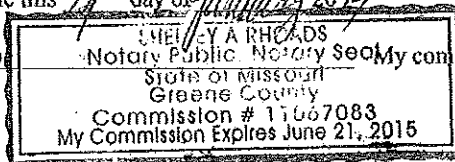
Company Name Carly's Marketing Company, 401 N. Osage Company Physical Address
City of Nevada, County of Vernon and State of Missouri. The applicant states that he has applied for and been granted a license for such purposes by the County Clerk of Vernon County, Missouri, said license being conditioned upon the granting to the applicant of the City License herein applied for; that the applicant herein is now making application for a license and permit for such purpose to be granted by the Supervisor of Liquor Control of the State of Missouri and it is understood and agreed that the City License applied for shall not be in force and effect unless and until such state permit or license is issued to the applicant for the premises above described. The applicant agrees that when and if said license be issued to him he will obey and abide by all lawful ordinances, regulations and rules adopted by said City in the conduct of said business. The applicant represents that he is in all respects qualified in law to receive such license. It is understood and agreed that the license when and if issued shall be subject to revocation for cause by the City Council and when and if lawfully revoked for cause, no part of the fee paid shall be returned to the applicant.

The applicant hereby tenders application fee of \$ 12.50 in full.

By: Darla Hawerth Title: Managing Officer
being duly sworn, deposes and states that the facts set out in the above application are true.

Subscribed and sworn to before me this 14 day of January 2014

Sheep Chocob



My commission expires 6-21-15

Liquor License Approval Form
Date: January 13, 2014

Business Name:	Casey's Marking Company dba Casey's General Store	Contact Person:	Sandy Kamp
Business Address:	401 N. Osage	Contact Number:	515-965-6129
Type Liquor Sales:	Original Package not for Consumption on Premises	Opening Date:	Early February

Planning and Zoning :


Sec 3-26 Sales near churches, schools, parks

Complies Violation

Sec 3-27 Sale of intoxicating liquor for consumption on premises around the public square

Complies Violation

Notes :


Signature and Date

Police Department

Please note any issues in sec 3-51 (d) that would prevent this individual from obtaining Liquor license within the City of Nevada?

Notes :

Signature and Date

Liquor License Approval Form

Date: January 13, 2014

Business Name:	Casey's Marking Company dba Casey's General Store	Contact Person:	Donita Haworth
Business Address:	401 N. Osage	Contact Number:	515-965-6129
Type Liquor Sales:	Original Package not for Consumption on Premises	Opening Date:	Early February

Planning and Zoning :

Sec 3-26 Sales near churches, schools, parks

Complies Violation

Sec 3-27 Sale of intoxicating liquor for consumption on premises around the public square

Complies Violation

Notes :

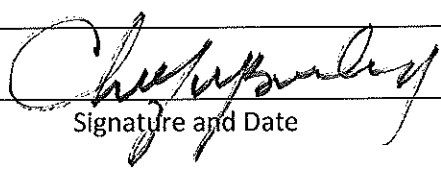
Signature and Date

Police Department

Please note any issues in sec 3-51 (d) that would prevent this individual from obtaining Liquor license within the City of Nevada?

Notes :

NO KNOWN ISSUES .



Signature and Date