

AGENDA ITEM
May 6, 2014

Subject: Intoxicating liquor by the drink application

Department: Finance

Sharky's Pub and Grub II has submitted an application for a City liquor license to sell intoxicating liquor in excess of five percent of alcohol by weight, by the drink for consumption on the premises of 224 N. Main.

RESOLUTION NO. 1398

A RESOLUTION OF THE CITY OF NEVADA, MISSOURI APPROVING SHARKY'S PUB AND GRUB II TO SELL INTOXICATING LIQUOR IN EXCESS OF FIVE PERCENT OF ALCOHOL BY WEIGHT, BY THE DRINK FOR CONSUMPTION ON THE PREMISES WHERE SOLD.

WHEREAS, Sharky's Pub and Grub II has submitted an application for a liquor license to sell intoxicating liquor in excess of five percent of alcohol by weight, by the drink for consumption on the premises where sold, and;

WHEREAS, Sharky's Pub and Grub II is located at 224 N. Main and;

WHEREAS, the applicant has met the requirements of the city to be licensed to sell intoxicating liquor by the drink.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Nevada, Missouri that the application for intoxicating liquor license for the above mentioned business is hereby approved.

PASSED, APPROVED AND ADOPTED, by the City Council of the City of Nevada, Missouri, this 6th day of May, 2014.

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk

Liquor License Requirements

Notarized Application

Manager's Voters Registration Card

Application Fee \$ 150.00

Department approval form: *(date sent: 4-7-14)*

**Planning and Zoning Approved Denied

**Police Department Approved Denied

___ Agenda and Resolution submitted to City Clerk (Date: _____)

___ Agenda and Resolution presented at Council Meeting (Date: _____)

Approved

Denied

___ Draft Letter for State Liquor Control

___ Copy of State Liquor License

___ Release City Liquor License to Customer

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: April 7, 2014

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.

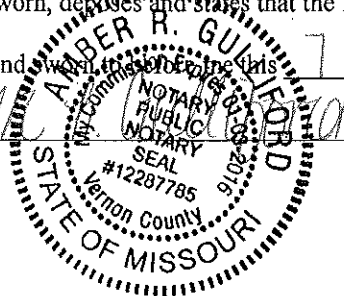
Under provisions of the applicable act of 1935 (Non-Intoxicating Beer Act-Liquor Control Act of Missouri) such sales to be on the following described premises only, to-wit: Keith Hoza, **Managing Officer for** Sharky's Pub and Beer II, 224 N. MAIN NEVADA MO, in the

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 \$ 150.00 in full.

By: Keith Hoza 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 7 day of 4 2014
Amber H. Guillard My commission expires 1-3-16



How to apply for a new City Liquor License

Submit: Notarized application ✓

Copy of managing officer's voter's registration card

Application fee ✓

(faxing or email)

City Council: Your application will be presented to the City Council. You are encouraged to attend the meeting. City Council meets on the first and third Tuesday of each month in the Council Chambers, 120 South Ash, Nevada Missouri at 7:00 pm.

State Liquor Control: Upon City Council approval, the City Licensing Officer will issue a letter of approval addressed to State Liquor Control.

State Liquor License: Mail or bring a copy of your State Liquor License to:

City of Nevada
Attn: Licensing
110 South Ash
Nevada, MO. 64772

City Liquor License: A City Liquor License will be issued and delivered to your place of business. The license term begins August 1 and expires July 31

Yearly Fee Schedule: *(amount will be pro-rated based on date application is submitted)*

Not for Consumption on Premises

Intoxicating liquor in excess 5% alcohol weight original package	\$150.00
Malt liquor 3.2% - 5% alcohol weight original package	\$ 75.00
Malt liquor up to 3.2% alcohol weight original package	\$ 22.50

For Consumption on Premises

Malt liquor 3.2% - 5% alcohol weight or light wine up to 14% alcohol weight by the drink	\$ 75.00
Malt liquor up to 3.2% alcohol weight by the drink	\$ 37.50
Intoxicating liquor in excess of 5% alcohol weight by drink	\$450.00

Handwritten calculation:
37.50
x 4

\$150

Wholesale Not for Consumption on Premises

Wholesale / warehouse malt liquor up to 5% alcohol weight	\$ 75.00
Wholesale / warehouse intox liquor up to 22% alcohol weight & non-intoxicating beer	\$150.00
Wholesale / warehouse intox. liquor & non-intox. beer all kinds	\$375.00

Manufacturing

Manufacturing / brewing malt liquor not in excess of 5%	\$300.00
Manufacturing intoxicating liquor not in excess of 22%	\$150.00
Manufacturing, distilling, blending intoxicating liquor of all kinds	\$300.00

Liquor License Approval Form

Date: April 7, 2014

Business Name:	SHARKY'S PUB AND GRUB II	Contact Person:	KEITH HORN
Business Address:	224 N MAIN	Contact Number:	
Type Liquor Sales:	LIQUOR BY THE DRINK	Opening Date:	JUNE

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 :

None identified

Casey D 4-7-14

Signature and Date

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: APRIL 7, 2014

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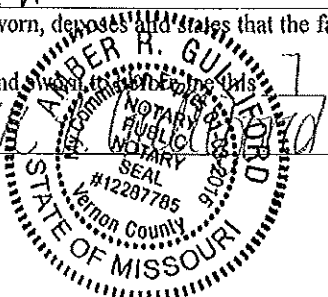
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Company Name Company Physical Address

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.

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By: Keith Hozal 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 7 day of 4 20 14
AMBER H. GULBERG My commission expires 1-3-16



Liquor License Approval Form

Date: April 7, 2014

Business Name:	SHARKY'S PUB AND GRUB II	Contact Person:	KEITH HORN
Business Address:	224 N MAIN	Contact Number:	
Type Liquor Sales:	LIQUOR BY THE DRINK	Opening Date:	JUNE

Planning and Zoning :

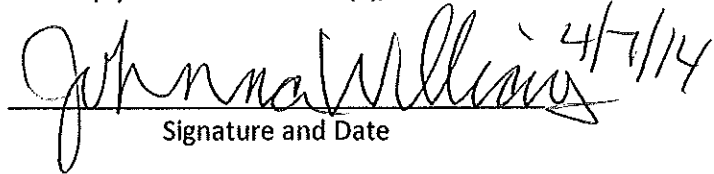
Sec 3-26 Sales near churches, schools, parks

Complies Violation

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

Complies Violation

Notes : The restaurant is located right across the street from the Bushwhacker Museum...if that is not considered a park than they comply. The restaurant does not comply with Section 3-27 (a), it is a block off the square, unless it complys with 3-27 (c)

 4/7/14
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