

**ORDINANCE NO 03-2019  
CITY OF GRAND RIVERS, KENTUCKY  
REGULATORY LICENSE FEE**

**AN ORDINANCE AMENDING ORDINANCE 01-2017 TO PROVIDE FOR THE  
COLLECTION OF A REGULATORY LICENSE FEE ON THE SALE OF ALCOHOL  
WITHIN THE CITY OF GRAND RIVERS**

**WHEREAS**, City of Grand Rivers Ordinance 01-2017 provides regulations for the sale of alcohol within the City of Grand Rivers, and

**WHEREAS**, SB 29 amended KRS §243.075 to allow for the collection of a regulatory license fee in the City of Grand Rivers, and

**WHEREAS**, the City of Grand Rivers desires to implement a regulatory license fee to mitigate the additional expenses incurred due to the sale of alcohol.

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF GRAND RIVERS,  
KENTUCKY AS FOLLOWS:**

**City of Grand Rivers Ordinance 01-2017 is hereby amended as follows:**

**ARTICLE XVI. REGULATORY LICENSE FEE**

- (A) A regulatory license fee is imposed upon the gross receipts of each establishment licensed to sell alcoholic beverages. The regulatory license fee is for the purpose of insuring full reimbursement to the City for the costs of any additional policing, regulatory, or administrative expenses related to the sale of alcoholic beverages in the City. The City Council shall adopt, at the budget adoption for the fiscal year, an annual rate for the regulatory license fee as shall be reasonably estimated to insure full reimbursement to the city for the cost of any 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 taxes, fees, or licenses permitted by law, but a credit against the fee shall be allowed in an amount equal to the licenses or fees imposed under the provisions of Ordinance 01-2017.
- (B) The regulatory license fee shall be five percent (5%) for the licensing year beginning August 19, 2019, and continuing thereafter until amended or repealed.
- (C) Payment of the regulatory license fee shall accompany tax returns approved for use by the Grand Rivers Alcohol Administrator and the City Clerk. The return shall be submitted to City Hall by the fifteenth (15th) day of each month for the preceding month's sales. The fraction of the fee required under the provisions of this Ordinance, represented by one divided by the number of months for which the City license was issued, shall be deducted each month as a credit.
- (D) Failure to pay the monthly remittance within ten (10) days after the due date shall constitute a violation of this Ordinance.
- (E) Interest shall be assessed upon any past due payments at the rate of twelve (12%) percent per annum.
- (F) Every licensee shall keep and maintain adequate books and records of all transactions involved in the sale of alcoholic beverages in the same manner required by the rules and regulations of the State Alcoholic Beverage Control Board. Where the sales of alcoholic beverages as they relate to other sales are determinative of the licensee's eligibility to retain a license, the licensee shall maintain adequate records to show that relationship. The books and records shall be available at all reasonable times for inspection by the Grand Rivers Alcohol Administrator, the City Clerk, the City Auditor, or any authorized representatives.
- (G) If the holder of any license shall fail to pay the regulatory license fee imposed by this Section within ten (10) days of the due date, an automatic penalty of fifty dollars (\$50.00) shall be assessed for the first offense. An automatic penalty of one hundred dollars

(\$100.00) shall be assessed on the second offense, and an automatic penalty of two hundred dollars (\$200.00) shall be assessed on the third offense. In addition to the monetary penalty, the Grand Rivers Alcohol Administrator may hold a hearing for a second and third offense requiring the licensee to show cause why the license should not be suspended or revoked with full authority to do so upon appropriate findings. The calculation of the number of offenses for the purpose of invoking the above penalties shall be done on a twelve (12) month basis, with the number of offenses being reduced to zero at the beginning of each new license period.

All ordinances, orders, resolutions, motions or parts thereof insofar as some may be in conflict herewith are repealed.

This ordinance shall be published and take effect thereafter.

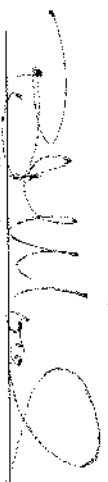
Date of First Reading of Ordinance: July 9, 2019

Date of Second Reading of Ordinance: July 12, 2019


Date of Publication of Ordinance: ~~7-18-19~~<sup>em</sup> 7-18-19

Ordinance published in: Livingston Ledger

Ordinance Referenced: Minutes Book , Page

  
B.T. Moodie, Mayor

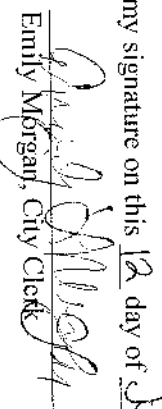
ATTEST:

  
Emily Morgan, City Clerk

#### Certification

I, Emily Morgan, do hereby certify that I am the duly appointed clerk of the City of Grand Rivers, Kentucky, that the foregoing Ordinance is a true and correct copy of an ordinance duly adopted at a meeting of the City Council on July 12, 2019, that the Ordinance referred to therein is in the form presented to said meeting and in the form executed, and the said ordinance appears as a matter of public record in the Official City Ordinance Book and is still in full force and effect.

IN TESTIMONY WHEREOF, witness my signature on this 12 day of July 2019.

  
Emily Morgan, City Clerk