

11/6/2015

Required for new liquor license in City: Section 3-5 and 3-8

1. Legal description of property
2. Current photograph of applicant
3. Fingerprints of applicant to be taken by City of Lake Park Police
4. Signed consent forms for GCIC for release of criminal records
5. A sketch or plat of proposed location showing surrounding area for 500 feet, and noting any church, school, public library or child care facility within 500 feet of the proposed location.
6. Notice of application published, at least once a week for two weeks immediately preceding the hearing before Council at applicant's expense in any newspaper used for Sheriff's advertisements and shall include: name & address of applicant, type of license applied for, business location applied for and the time, date and location of the council meeting for which the appeal of the application shall be heard.
7. Location being considered shall also be posted with the date, time and place application is being considered.
8. All applications for new license under this chapter shall be accompanied by payment in the form of certified funds, for all minimum fees and business taxes.

Sec. 3-146. - Schedule of license fees and excise taxes.

There shall be an application fee of \$100.00 for all applications for a new alcoholic beverage license. Applicants applying for more than one type of license at the same time shall only be required to pay one application fee. The application fee shall not apply to applications to renew existing licenses. In addition to any other business license fees that may be applicable under this Code, the following annual license taxes shall be paid for the type of license being acquired as follows:

- (1) License fee for on-premises consumption of:
 - a. Malt beverages:\$165.00
 - b. Wine:\$165.00
 - c. Distilled spirits:\$2,920.00
 - d. Sunday sales of alcoholic beverages by the drink for consumption on the premises (in addition to all licenses to sell alcoholic beverages by the drink):\$500.00
- (2) License fee for package sale (no on-premises consumption) of malt beverages:\$165.00
- (3) License fee for package sale (no on-premises consumption) of wine:\$165.00
- (4) License fee for package sale (no on premises consumption) of distilled spirits:\$2,920.00
- (5) License fee for on-premises consumption of malt beverages and wine at private membership club:\$400.00
 - a. Sunday sales of alcoholic beverages by the drink for consumption on the premises at private membership club (in addition to all licenses to sell alcoholic beverages by the drink):\$500.00
- (6) Excise tax upon wholesalers selling malt beverages within the city per 12-ounce container or fraction thereof:0.05
Or, per ounce of malt beverage sold by each wholesale dealer within the corporate limits of the city:0.0041
- (7) Excise tax upon distilled spirits wholesalers: \$0.22/liter, excluding fortified wines, and a proportionate tax at the same rate for all fractional parts of a liter.
- (8) Excise tax upon retail sales of distilled spirits by the drink: Three percent of the charge to the public for the beverages.
- (9) Excise tax upon all retail dealers of wine in the amount of: \$0.22/liter and a proportionate tax at the same rate for all fractional parts of a liter, except that the following shall be exempt from tax:
 - a. Wine sold to and used by established and recognized churches and synagogues for use in sacramental services only;
 - b. Any wine exempt from taxation by the state under the United States Constitution;
 - c. Wine sold to persons outside this state for resale or consumption outside this state; and
 - d. Wine containing less than one-half of one percent alcohol by volume.

Ord. No. 104, 1-4-2011)

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE
CITY OF LAKE PARK, GEORGIA

I. Applicant:

A. Name of Applicant: _____
Residence Address: _____
Residence Telephone: _____ Work Telephone: _____

B. Business Name: _____
Business Address: _____
Business Telephone: _____

This Business is a -

- Individual Proprietorship
- Corporation (Please state what form of corporation i.e. "S", "C", etc.)
- Partnership
- Club
- Joint Venture
- Association
- Limited Liability Company

(i) For Corporations, please provide the following information:

Date of Incorporation: _____
Federal Employer or Tax Identification Number: _____
State of Incorporation: _____

Names and Addresses of Officers:

Names and Addresses of Directors:

Names and Addresses of the 3 largest Principal Stockholders:

Name and Address of Registered Agent:

(ii) For Partnerships, please provide the following information:

Date of formation of partnership: _____

Federal Employer or Tax Identification Number: _____

State of formation: _____

Names and Addresses of all partners:

Names and Addresses of Managing personnel:

Name and Address of Agent for service purposes:

Is there a written partnership agreement?

Yes No

If Yes, provide a copy of that agreement with your application.

If No, please state the terms of your partnership agreement and attach to this application as an Exhibit. All partners must sign this application and designate the partner who will be the holder of the license and primarily responsible for overseeing the conduct of business under this license.

(iii) For Joint Ventures, please provide the following information:

Date of formation of Joint Venture: _____

Federal Employer or Tax Identification Number: _____

State of formation: _____

Names and Addresses of all participants in the Joint Venture:

Names and Addresses of Managing personnel:

Name and Address of Agent for service purposes:

Is there a written Joint Venture agreement?

Yes No

If Yes, provide a copy of that agreement with your application.

If No, please state the terms of your Joint Venture agreement and attach to this application as an Exhibit. All participants in the Joint Venture must sign this application and designate the member who will be the holder of the license and primarily responsible for overseeing the conduct of business under this license.

(iv) For Limited Liability Companies, please provide the following information:

Date of Formation: _____

Federal Employer or Tax Identification Number: _____

State of Formation: _____

Names and Addresses of Members:

Names and Addresses of Managing Members:

Names and Addresses of the 3 largest Principal Members:

Name and Address of Registered Agent:

II. The License:

(i) Proposed location for use of license:

(ii) License Requested: _____

Wholesale Malt Beverages only

Retail Spiritus Liquors only

Retail Wine only

Retail Malt Beverages only

Retail Liquor by the drink only

(iii) Nearest Church location and distance in feet: _____

(iv) Nearest school location and distance in feet: _____

III. Employees:

(i) Service Employees: List here all Employees and their addresses who will be involved in the provision of alcoholic beverages pursuant to the proposed license, including management:

Has any person listed in Sections I or III ever had a license revoked or a license application refused? Yes No

If Yes, answer the following:

Where: _____

When: _____

By Whom: _____

For what reason: _____

Has any person listed in Sections I or III been convicted in the last five (5) years of a misdemeanor or felony involving gambling? Yes No

If Yes, answer the following:

Where: _____

When: _____

By Whom: _____

Has any person listed in Sections I or III been convicted in the last five (5) years of a misdemeanor or felony involving a violation of the Georgia Controlled Substances Act?

Yes No

If Yes, answer the following:

Where: _____

When: _____

By Whom: _____

Has any person listed in Sections I or III been convicted in the last five (5) years of any felony, in this or any state? Yes No

If Yes, answer the following:

Where: _____

When: _____

By Whom: _____

IV. Certification and consent:

"I hereby swear under oath, for myself or as the authorized representative of the business applicant as the case may be, that the business to be conducted pursuant to the license or licenses requested herein, if granted, shall be conducted in accordance with the laws of the State of Georgia, the United States of America, and the Ordinances of the City of Lake Park, Georgia, and that the proposed license location meets all of the standards necessary for issuance of a similar license by the State of Georgia."

Applicant

Sworn to and Subscribed
before me this ____ day
of _____, 19__.

Notary Public

(Note, each Partner, Applicant, Joint Venturer, or Managing Member of a Limited Liability Company must certify separately under oath)

"I hereby consent to the City of Lake Park, Georgia, by and through its duly authorized personnel, obtaining and making full investigations and reports relating to the facts, statements and information contained herein, and to the obtaining of full criminal histories and such other reports and investigatory information as Lake Park, Georgia may deem proper in its investigation of this application".

This the ____ day of _____, 19__.

Signature of Applicant: _____

V. City Action:

Review by Clerk: Application Complete? ____ Yes ____ No
Investigation Complete and details attached? Date: _____
Disposition: ____ Accepted Date: _____
 ____ Refused Date: _____

CONSENT FORM

(To be executed by each employee and applicant)

I hereby authorize THE CITY OF LAKE PARK, GEORGIA to receive any criminal history record information pertaining to me which may be in the files of any state or local criminal justice agency in Georgia.

Full Name Printed

Address

DOB

SSN

Sex

Race

Signature

Date

Notary Public

APPLICANT/LICENSEE INFORMATION (authorized to apply on behalf of licensee):

(a) Applicant/Licensee Name: _____
(b) Title/Position: _____
(c) Contact Phone No.: _____
(d) Contact Email: _____

PLANNING DEPARTMENT USE ONLY

Reviewed By: _____ Date: _____

APPROVED BY: _____ Date: _____

CERTIFICATION

This is to certify that no change has taken place with respect to the operation of the above named business affecting its ownership as stated in the previous application. I certify and affirm that I have read Section 3-16 of the City of Lake Park Alcoholic Beverage Ordinance (attached hereto) and that I am in compliance with the ordinance. The answers to all questions in the previous applications about the above named business are correct and remain unchanged. Additionally I certify to compliance to the City of Lake Park and the State of Georgia laws governing the above named business. All sections of the application have been answered fully and correctly.

Signature of Applicant/Licensee

Print Name

Title Date

Sworn to and subscribed before me
This _____ of _____, 20____

Notary Public

Section 3-16. Legal hours of sale; separate from package sale rooms; adequate seating

(a) Sales by the drink. No licensee shall sell, give away or otherwise dispense distilled spirits, wines, champagnes or malt beverages or other alcoholic beverages by the drink for consumption on the premises except between the hours of 9:00 a.m. and 2:00 a.m. Monday through Saturday and between the hours of 12:30 p.m. to 12:00 Midnight on Sunday, according to standard time in effect at the time the sale is made. To clarify, Saturday sales by the drink shall be allowed to continue until 2:00 a.m. Sunday morning.

Sunday alcohol sales of alcoholic beverages by the drink for consumption on the premises shall be permitted only in licensed liquor or beer and wine by the drink establishments which (1) obtain a Sunday sales license; and (2) derive at least fifty percent (50%) of their annual gross sales from the sale of prepared meals or food in all of the combined retail outlets of the individual establishments where food is served and in any licensed establishment which derives at least fifty percent (50%) of its total annual gross income from the rental of rooms for overnight lodging. Alcoholic beverages shall not be sold or dispensed in the same room used for the sale of packaged alcoholic beverages except where adequate seating arrangements are provided for the licensee's patrons.

(b) Package sales. Package sales of distilled spirits, malt beverages, wine and other alcoholic beverages by licensees shall be permitted between the hours of 9:00 a.m. and 12:00 Midnight Monday through Saturday and between the hours of 12:30 p.m. to 11:30 p.m. on Sunday, according to standard time in effect at the time the sale is made.