



## Legislation Text

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**File #:** ORD-17:071, **Version:** 2

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AN ORDINANCE TO AMEND THE ALCOHOL ORDINANCE OF THE CITY OF JONESBORO AND ADD SECTION 6-30 TO ARTICLE II PERMITS

WHEREAS, the City Council of the City of Jonesboro, Arkansas has established requirements for local alcohol permits in Chapter 6 Article II of the Code of Ordinances, and

WHEREAS, the legislature for the State of Arkansas now requires local city council approval of all applications for a private club permit prior to them being submitted to the Alcoholic Beverage Control Division, and

WHEREAS, the City Council for the City of Jonesboro desires to establish a procedure for this approval process.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS:

SECTION ONE: That Ordinance 6-30 shall be added to Chapter 6, Article II of the Jonesboro Code of Ordinances and shall contain the following language:

6-30 Approval of private club new permit applications, transfers of business location applications, and changes in type of business operation applications, to be submitted to the Arkansas Beverage Control Division

- (a) Prior to submitting an application for a new private club permit, transfer of business location, or change in type of business operation to the Arkansas Beverage Control Division, the applicant must first submit an application to the City of Jonesboro for approval. Said application shall be made available at the Jonesboro Police Department and on the City of Jonesboro website.
- (b) Completed applications should be submitted to the Chief of Police at the Jonesboro Police Department. Applications shall be reviewed for compliance by the Police Department and Planning Department to ensure that all required information is contained in the application. Applications shall be verified within 30 days of their receipt by the Chief of Police, unless extenuating circumstances apply which require more information or assistance from the applicant.
- (c) The application shall be submitted with a one time, non-refundable application fee in an amount to be established by the City Council. This fee is completely separate from any licensing fees which may later be due to the city to operate a business in the City of Jonesboro.

- (d) Once the completed application has been verified by the city, the applicant will be notified to request that the City Clerk place the application on the City Council agenda for consideration. If applicant does not submit the verified application to the council for approval within 60 days of the application being verified, it shall be deemed denied. If an application is deemed denied for lack of action by applicant, applicant must wait six months before submitting another application.
  
- (e) Any denial of an application by the City Council may be appealed to Craighead County Circuit Court.

SECTION TWO: Provisions of this ordinance are hereby declared to be severable and if any section, phrase, or provision shall be declared or held invalid each invalidity shall not affect the remainder of the sections, phrases or provisions.

PASSED AND APPROVED this 17th day of October, 2017.