

AN ORDINANCE AMMENDING SECTION 600.050 SUBSECTION C, APPLICATION FOR LICENSES AND RENEWAL OF THE CITY OF ROGERSVILLE MUNICIPAL CODE

WHEREAS, the City of Rogersville, Missouri is a municipal corporation of the fourth class, duly organized and existing under the laws of the State of Missouri; and

WHEREAS, the Board of Aldermen agrees to amend Section 600.050 Subsection C, Application for License and Renewal OF THE CITY OF ROGERSVILLE MUNICIPAL CODE

C. Review of Application. Upon the submission of an application to the City, the City Clerk shall review the application and all documents filed therewith and approve or deny the application in accordance with the following:

1. Qualifications. The applicant meets the qualifications set forth in Subsection **(B)** above.

2. The City Clerk shall not approve the issuance of a license if in the opinion of the Clerk extraordinary or unusual circumstances exist which would result in detrimental harm to the surrounding community. In such a circumstance, the matter shall be referred to the Board of Aldermen for its determination.

3. The City Clerk shall approve the application and issue a license if after said application is reviewed it is found that:

a. The applicant is a person of good moral character, a native born or naturalized citizen of the United States of America, with no delinquent taxes;

b. No license theretofore issued to such applicant to sell intoxicating liquors has been revoked within two (2) years of the date of the application;

c. The applicant has not been convicted since the ratification of the Twenty-First Amendment to the Constitution of the United States of the violation of any law applicable to the sale of intoxicating liquor, or that such applicant has not employed in his/her business any person whose license has been revoked or who has been convicted of violating the provisions of such law since the date aforesaid;

d. The applicant plans and proposes to conduct a retail liquor business in compliance with the laws of the State of Missouri, the ordinances of the City and the provisions of this Chapter.

e. No license shall be granted for the sale of intoxicating liquor, as defined by this chapter, within 100 feet of any school, church or other building regularly used as a place of religious worship, except when a school, church or place of worship shall hereafter be established within 100 feet of any place of business licensed to sell intoxicating liquor, the license shall not be denied for this reason.

f. The method of determining the distance shall be the distance between the two closest points of the buildings. If in the same building, it will be measured from doorway to doorway.

g. Exception — The Board of Alderman may consider a reduction of the distance requirements set out in Subsection (a) and grant reduction of the distance requirements by resolution to a distance down to and including zero feet in its discretion following notice and a hearing as required by RSMo 311.080, as amended in 2005, and as amended from time to time.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ROGERSVILLE, MISSOURI AS FOLLOWS:

PASSED by the Board of Aldermen of the City of Rogersville this August 21, 2023, after its second reading.

APPROVED by the Mayor of the City of Rogersville this August 21, 2023.

BE IT REMEMBERED THAT THE ABOVE ORDINANCE WAS ADOPTED BY THE FOLLOWING VOTE:

<u>Aldermen</u>	<u>Vote (Aye or Nay)</u>
Kory Stucki	<u>Aye</u>
Janie Pyle	<u>Aye</u>
Tim Clarkson	<u>Aye</u>
Jeff Lee	<u>Aye</u>

Attest: Glenda Stegner
Glenda Stegner, City Clerk

Jack Cole PRESIDENT OF THE BOARD
Jack Cole, Mayor of the City of Rogersville