

ORDINANCE #1309
AN ORDINANCE AMENDING CHAPTER 5.04 ALCOHOLIC BEVERAGES

WHEREAS, the Deadwood City Commission desires to amend Chapter 5.04 to comply with amendments to state law regarding sale of alcoholic beverages within the City of Deadwood, now therefore

BE IT ORDAINED by the Deadwood City Commission of the City of Deadwood, that Chapter 5.04 be amended as follows:

5.04.010 Definitions

Retail (on-sale) restaurant:

- a. The fee for this license shall be set by the City Commission but may not be less than one dollar (\$1.00) for each person residing within the city as measured by the last preceding federal census.
- b. The renewal fee for this license is one thousand five hundred dollars (\$1,500.00) per year.
- c. An applicant for this license shall provide documentation to the Finance Officer that the applicant meets all requirements of state law.
- d. In its initial application, an applicant for this license must provide documentation to the Finance Officer to prove that the primary source of revenue from the operation of the restaurant will be derived from the sale of prepared food and nonalcoholic beverages and not from the sale of alcoholic beverage. This supporting documentation is confidential.
- e. Before this license will be renewed, the licensee must submit a report to the Finance Officer verifying under oath that at least sixty percent of gross operating revenue generated over the preceding twelve-month period was derived from the sale of food and nonalcoholic beverages. The report shall contain the annual gross revenue of food and nonalcoholic beverages and total gross revenues. This report will be confidential.

5.04.090 License fees.

Annual License Type	Initial Fee	Renewal Fee
Retail (on-off sale) malt beverage (RB) and Retail (on-off sale) South Dakota farm wine	\$ 300.00	\$ 300.00
On Premises Retail (on-sale) liquor license (RL)	\$ 1,500.00	\$ 1,500.00
Package (off-sale) liquor license (PL)	\$ 500.00	\$ 500.00
Retail (on-off sale) wine license (RW)	\$ 500.00	\$ 500.00
Convention facility (on-sale) license	\$100,000.00	\$1,500.00

(CL)		
Retail (on-sale) Liquor – Restaurant	\$100,000.00	\$1,500.00
Special alcohol beverage license, malt beverage retailer, on-sale wine retailer, special on-sale liquor, special off-sale South Dakota farm wine dealer	\$50 per day not to exceed 15 consecutive days	Special alcohol beverage license, malt beverage retailer, on-sale wine retailer, special on-sale liquor, special off-sale South Dakota farm wine dealer

All fees not otherwise specifically set by this section may be set by resolution of the Deadwood City Commission.

Dated this 18th of February, 2020.



CITY OF DEADWOOD

David Ruth, Jr., Mayor

ATTEST:

Jessicca McKeown, Finance Officer

First Reading: February 3, 2020
 Second Reading: February 18, 2020
 Published: February 20, 2020
 Adopted: March 11, 2020