



## TOWN OF OKEENE

### Off Premises Nonintoxicating Beverage License Application

**\$10.00 Annual Fee – Expires June 30th**

1. Name of Owners of Business \_\_\_\_\_
2. Name of Business \_\_\_\_\_
3. Kind of Business \_\_\_\_\_
4. Street of Rural Address of Business \_\_\_\_\_
5. Town of Okeene, Blaine County, Oklahoma 73763
6. Mailing Address \_\_\_\_\_
7. Telephone Number \_\_\_\_\_

All provisions regarding zoning requirements as required by the Code of the Town of Okeene are in compliance.

Planning & Zoning Clerk	Date
118 W. Madison Avenue	(580) 822-3065

Remarks: \_\_\_\_\_

All provisions regarding building codes as required by the Code of the Town of Okeene are in compliance.

Building Code Inspector	Date
118 W. Madison Avenue	(580) 822-3065

Remarks: \_\_\_\_\_

All provisions regarding fire requirements as required by the Code of the Town of Okeene are in compliance.

Fire Chief	Date
118 W. Madison Avenue	(580) 822-3065

Remarks: \_\_\_\_\_

After all signatures are obtained, the Certificate of Compliance needs to be submitted to: ABLE Commission

3812 N. Santa Fe, Suite 200

Oklahoma City, OK 73118

(405) 522-3033

[www.ok.gov/able/](http://www.ok.gov/able/)

The Town of Okeene Retail Liquor Store Permit needs to be obtained after State License is issued.

Section 3-202 LICENSE FEE LEVIED.

A. There is hereby levied an annual occupation tax upon each retail dealer in nonintoxicating beverages for consumption on or off the premises and for sale of nonintoxicating beverages which are in original packages and are not for consumption on the premises, all as established in the Town's fee schedule.

B. All such municipal license fee taxes shall be paid to the Town clerk at the time of issuance of license and in the manner prescribed herein.

C. All license fees levied under the provisions of this chapter shall expire annually. The amount of any license fee levied shall be computed pro rata from the months remaining in the year. Such fees paid on or before the 15th day of any month shall be on the basis of the first day of the month and such fees paid after the 15th day of the month shall be on the basis of the first day of the next succeeding month.

State Law Reference: State license requirements, cities not to levy more than state license 37 O.S. Section 163.7.

Cross Reference: See also Section 3-102 for retail package stores.

Section 3-203 LICENSE REQUIRED.

It is unlawful for any retail dealer, whether permanent or temporary, to sell, distribute, or dispense any nonintoxicating beverages without having first received a municipal license as herein required.

Section 3-204 COMPLIANCE WITH LAW; EXPIRATION OF LICENSE.

No municipal license shall be issued to any retail dealer by the Town clerk without a satisfactory showing that the applicant has obtained all state and county permits required by law, and has in all other respects complied with the state and local alcoholic beverage control requirements. No license shall be transferable.

Section 3-205 REVOCATION OF LICENSE.

The Town Board shall have power, after public hearing, to revoke any license granted hereunder for violation of law or ordinance by the license holder.

Section 3-206 PROHIBITED LOCATION.

It shall be unlawful for any place which has received a permit or which has been licensed to sell nonintoxicating beverage and which has as its main purpose the selling or serving of nonintoxicating beverage for consumption on the premises to be located within three hundred (300) feet of any public or private school or church property primarily and regularly used for worship services and religious activities. The distance indicated in this Section shall be measured from the nearest property line of such public or private school or church to the nearest perimeter wall of the premises of any such place which has received a permit or which has been licensed to sell nonintoxicating beverage. The provisions of this Section shall not apply to places which have received a permit or which have been licensed to sell nonintoxicating beverage for on-premises consumption prior to the effective date of this Section. If any school or church shall be established within three hundred (300) feet of place subject to the provisions of this Section after such place has received a permit or been licensed, the provisions of this Section shall not be a deterrent to the renewal of such permit or license if there has not been a lapse of more than sixty (60) days. When any place subject to the provisions of this Section which has a permit or license to sell nonintoxicating beverage for on-premises consumption changes ownership or the operator thereof is changed, and such change results in the same type of business being conducted on the premises, the provisions of this Section shall not be a deterrent to the issuance of a license or permit to the new owner or operator if he or she is otherwise qualified.

Section 3-207 SALE AND PURCHASE TO OR BY MINORS.

It is unlawful for any person, firm or corporation to sell, offer for sale, give away, procure for, or otherwise dispense to any minor any nonintoxicating beverage; or for any minor to purchase, receive or procure any nonintoxicating beverage.

Section 3-208 PERSONS UNDER EIGHTEEN (18) NOT TO BE EMPLOYED.

A. It shall be unlawful for any person under eighteen (18) years of age to be employed or permitted to work, in any capacity whatsoever, in a place where low-point beer is sold or dispensed for consumption on the premises.

B. It shall be unlawful for any person under the age of majority to be employed or permitted to work, in any capacity whatsoever, in the separate or enclosed bar area of a place where the main purpose of the area is the sale or consumption of low-point beer. The provisions of this subsection shall not apply to any area which has as its main purpose some objective other than the sale or serving of low-point beer, in which sales or serving of said beverages are incidental to the main purpose; however, the incidental service of food in the bar area shall not exempt a holder of a license to sell low-point beer for consumption on the premises from the provisions of this subsection.

C. A parent as regards the employment of his or her own child or children is excepted from the provisions of this Section, provided that such employment shall in no capacity whatsoever be related to the selling or dispensing of such beverages.

D. The provisions of subsection A of this Section shall not apply to any business or establishment where sales of said beverages do not exceed twenty-five percent (25%) of the gross sales of the business or establishment.

State Law Reference: Similar provisions, 37 O.S. Section 243.

#### Section 3-213 HOURS OF SALE.

No place licensed to sell nonintoxicating beverages shall sell such beverages for consumption on the premises between the hours of 2:00 a.m. and 7:00 a.m. except Saturday nights, when such beverages shall not be sold between the hours of 2:00 a.m. and 12:00 noon on Sundays.

State Law Reference: Similar provisions, 37 O.S. Section 213.

#### Nonintoxicating Beverages

3-202	License fees off premises	10.00
	License fees on premises	20.00