

BILL NO. 495  
ORDINANCE NO. 495

AN ORDINANCE AMENDING MESQUITE MUNICIPAL CODE TITLE 2 CHAPTER 1, SECTION 2-1-5 ENTITLED "PAYMENT OF LICENSE FEES," SUBSECTION ENTITLED "LIQUOR LICENSE FEES;" AND CHAPTER 4, SECTION 2-4-23 ENTITLED "ORIGINATION FEES AND LICENSE RENEWAL RATES"; AND OTHER MATTERS PROPERLY RELATED THERETO.

**WHEREAS**, the City of Mesquite is a rapidly growing community;

**WHEREAS**, Nevada Revised Statutes grants the City the authority and power to regulate the sale of beer, wine, liquor and other alcoholic beverages and to impose and collect a license fee on the same;

**WHEREAS**, it is in the best interest of the City of Mesquite to increase the liquor license fees for Beer, wine, and spirit based products off-sale and Full liquor off-sale

**WHEREAS**, the City has engaged in a comprehensive review of its current alcohol and liquor regulations and has determined that such regulations are in need of revision, restructuring and modernization in order to meet the needs of the City, its residents and the business community;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE AS FOLLOWS:**

SECTION: The Municipal Code of the City of Mesquite, Nevada is hereby amended as followed:

CHAPTER 2

BUSINESS LICENSE REGULATIONS

Liquor license fees:

A. Origination license fees are imposed 1 time for new businesses for the following and are payable prior to license issuance:

License Classification	Origination Fee
Beer, wine, spirit based products and liqueur tasting	None
Beer, wine, and spirit based products off-sale	\$ 5,000 .00
Beer, wine, and spirit based products on-sale	2,500 .00

Full liquor off-sale	20,000 .00
Full liquor on-sale	2,500 .00
Liquor catering	150 .00/day
Nonprofit club liquor	300 .00
Nonrestricted/restricted gaming liquor	25,000 .00
Restaurant with bar	3,500 .00
Restaurant with service bar	2,500 .00
Tavern	12,500 .00
Wholesale/import liquor	3,500 .00

Origination fees are in addition to semiannual renewal fees. All persons who have submitted a business license application for, or have submitted an application for or have received a use permit for any of the listed liquor licenses prior to July 15, 2008, shall not be required to pay the origination fee.

Additionally, liquor license fees are required on a semiannual basis, are not prorated, are fixed and established and must be paid in advance by all persons receiving such licenses, respectively as follows:

<b>License Classification</b>	<b>Semiannual Fee</b>
Beer, wine, spirit based products and liqueur tasting	Special event fee
Beer, wine, and spirit based products off-sale	0
Beer, wine, and spirit based products on-sale	750 .00
Full liquor off-sale	0
Full liquor on-sale	350 .00
Liquor catering	
Nonprofit club liquor	200 .00
Nonrestricted/restricted gaming liquor	3,500 .00
Restaurant with bar	750 .00
Restaurant with service bar	500 .00
Tavern	1,000 .00

Wholesale/import liquor	750 .00
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The renewal fees above shall become effective July 15, 2008, for all businesses that have a current, valid alcoholic liquor license at the time of the effective date of the ordinance codified in chapter 4 of this title.

B. A semiannual gross sales fee in the amount of three (3) percent is imposed on Beer, Wine, Spirit, based products off-sale and Full Liquor off-sale Liquor Licenses. The three (3) percent gross sales fee replaces the above semiannual license fee.

**CHAPTER4**

**LIQUOR REGULATIONSANDLICENSES**

**2-4-23: ORIGATION FEES AND LICENSE RENEWAL RATES**

A. Origination license fees, in addition to the semiannual renewal fees listed in this section, are imposed for the following and are payable prior to the issuance of license:

<b>License Classification</b>	<b>Origination Fee</b>
Beer, wine, spirit based products and liqueur tasting	None
Beer, wine, and spirit based products off-sale	\$ 5,000.00
Beer, wine, and spirit based products on-sale	2,500.00
Full liquor off-sale	20,000.00
Full liquor on-sale	2,500.00
Liquor catering	150.00/day
Nonprofit club liquor	300.00
Nonrestricted/restricted gaming liquor	25,000.00
Restaurant with bar	3,500.00
Restaurant with service bar	2,500.00
Tavern	12,500.00
Wholesale/import liquor	3,500.00

All persons who have submitted a business license application for, or have submitted an

application for or have received a use permit for any of the listed liquor licenses prior to the effective date hereof shall not be required to pay the origination fee.

The licenses provided for in this chapter are issued on a semiannual basis, are not prorated, are fixed and established and must be paid in advance by all persons receiving such licenses, respectively as follows:

<b>License Classification</b>	<b>Semiannual Fee</b>
Beer, wine, spirit based products and liqueur tasting	Special event fee
Beer, wine, and spirit based products off-sale	0
Beer, wine, and spirit based products on-sale	750.00
Full liquor off-sale	0
Full liquor on-sale	350.00
Liquor catering	
Nonprofit club liquor	200.00
Nonrestricted/restricted gaming liquor	3,500.00
Restaurant with bar	750.00
Restaurant with service bar	500.00
Tavern	1,000.00
Wholesale/import liquor	750.00

The renewal fees above shall become effective twenty (20) days after publication of adoption of the ordinance codified herein for all businesses that have a current, valid alcoholic liquor license at the time of the effective date hereof. (Ord. 408, 8-26-2008, eff. 9-18-2008)

B. A semiannual gross sales fee in the amount of three (3) percent is imposed on Beer, Wine, Spirit, based products off-sale and Full Liquor off-sale Liquor Licenses. The three (3) percent gross sales fee replaces the above semiannual license fee.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. The City Clerk is instructed and authorized to publish the title to this ordinance as provided by law.

SECTION 5. This ordinance shall become effective upon passage, approval and publication.

SECTION 6. The provisions of this ordinance shall be liberally construed to effectively carry out its purpose in the interest of the public health safety, welfare and convenience.

SECTION 7. If any subsection, phrase, sentence or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions.

SECTION 8. The City Council finds that this ordinance is not likely to impose a direct and significant economic burden upon a business or directly restrict the formation, operation or expansion of a business, or is otherwise exempt from Nevada Revised Statutes Chapter 237.

ADOPTED THIS \_\_\_ DAY OF \_\_\_\_\_, 2015

AYES:

NAYS:

Abstentions:

By: \_\_\_\_\_  
Allan Littman, Mayor

ATTEST: By: \_\_\_\_\_  
Tracy Beck, Deputy City Clerk

Approved as to Form and Legality:

By: \_\_\_\_\_  
Robert Sweetin, City Attorney

Publication Date:

Effective Date: