

ORDINANCE NO. 315

AN ORDINANCE SETTING FORTH CERTAIN REGULATIONS FOR THE SALE OF ALCOHOL, BEER, AND WINE IN THE CITY LIMITS OF BETHEL HEIGHTS, ARKANSAS AND DECLARING AN EMERGENCY

WHEREAS, pursuant to an election of the people of Benton County, Arkansas, the sale of alcohol, beer, and wine is now permitted in Benton County; and

WHEREAS, in order to provide a safe environment for such sales, to comply with applicable state laws and to promote the orderly operation of business which will begin to sell alcohol, beer, and wine in Bethel Heights, the City Council adopts the following regulations:

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF BETHEL HEIGHTS, ARKANSAS:

Section 1. The City of Bethel Heights hereby recognizes that the sale of alcohol, beer, and wine whether wholesale, retail or by the drink, is thoroughly regulated by the State of Arkansas, and nothing in this ordinance shall contradict the laws of Arkansas. The definitions of the terms of this ordinance shall be consistent with those found in Title Three (A.C.A § 3-1-101 et seq.) of the most current Arkansas Code.

Section 2. The sale of alcohol, beer, and wine in Bethel Heights, Arkansas is declared a privilege and any seller of alcohol, beer, or wine shall obtain a privilege license, or "business permit" and shall renew it annually, in accordance with Bethel Heights ordinances. Fees shall be as follows:


- a. Wholesaler's License - \$750.00
- b. Off-Premises Retail - \$500.00
- c. On-Premises Retail - \$500.00

Section 3. Retailers may sell liquor, beer, and wine for off-premises consumption only between the hours of seven a.m. and eleven p.m. on Mondays, Tuesdays, Wednesdays, and Thursdays and between the hours of seven a.m. and twelve a.m. on Fridays and Saturdays. Sales of liquor, beer, and wine for off-premises consumption are prohibited on Christmas day.

Section 4. As set forth in Arkansas law, no store selling liquor for off-premises consumption may be located closer than one thousand feet (1000') to a church or schoolhouse, as defined by applicable Arkansas law.

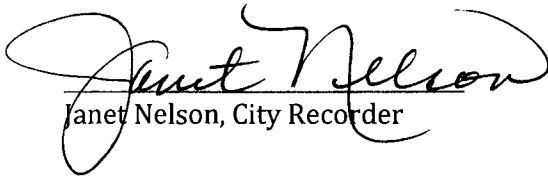
Section 5. EMERGENCY CLAUSE: The City council has determined that in order to provide for an orderly transition from a dry to wet area, and safely provide for alcohol, beer, and wine sales within the city limits of Bethel Heights, the immediate regulation of some aspects of such sales is essential. For these reasons an emergency is hereby declared to exist, and this Ordinance shall become effective upon its passage and approval.

PASSED AND APPROVED this 21 day of May, 2013.



Jeff Hutcheson, Mayor

ATTEST:



Janet Nelson, City Recorder

