

RESOLUTION NO. 2720

A RESOLUTION ESTABLISHING AN ADMINISTRATIVE PROCESS AND FEE FOR THE ISSUANCE OF A CERTIFICATE OF COMPLIANCE FOR INTERIM LICENSING OF THE SALE OF STRONG BEER AND WINE BY CERTAIN RETAILERS IN ACCORDANCE WITH TITLE 37A, OKLAHOMA STATUTES

WHEREAS, on November 8, 2016, Oklahoma voters approved SQ 792, which repealed Article 28 of the Oklahoma Constitution governing the sale and consumption of alcoholic beverages and replaced it with Article 28A, reforming such processes; and

WHEREAS, said constitutional referendum facilitated the adoption of Title 37A of Oklahoma Statutes, effective October 1, 2018, which among other things, will permit the sale of strong beer and wine in convenience and grocery stores; and

WHEREAS, part of the implementation of Title 37A, the State of Oklahoma, through the Alcoholic Beverage Licensing and Enforcement Commission (“ABLE Commission”), has commenced the issuance of “interim licenses” to such retailers; and

WHEREAS, The ABLE licensing process requires the submission of “Certificate of Compliance from the city or county where the business is located stating all building codes for zoning, fire, safety, and health are in compliance or are not required”; and

WHEREAS, it is necessary to establish an administrative process and fee for the issuance of such a certificates by the City Clerk during the interim period.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council that the City Manager is hereby directed to establish within 10 days of the issuance of this resolution, an administrative process for the issuance of a “Certificate of Compliance” in accordance with Title 37A, Oklahoma Statutes, and any other regulation promulgated and adopted by the ABLE Commission.

BE IT FURTHER RESOLVED, that the fee for issuance of such “Certificate of Compliance” shall be One Hundred Dollars (\$100.00) per location.

ADOPTED AND APPROVED THIS _____ DAY OF _____, 2018

CITY OF MUSKOGEE

JOHN R. COBURN, MAYOR

ATTEST:

TAMMY L. TRACY, ACTING CITY CLERK

(SEAL)

Approved as to form and legality this ____ day of _____, 2018.

ROY D. TUCKER, CITY ATTORNEY