

Chapter 10, Article 1X

Sec. 10-318. - Off-premises permit available.

Notwithstanding any other section of this chapter to the contrary, any state-licensed alcoholic beverage caterers who additionally holds a valid city license authorizing the licensee to sell malt beverages, wine or distilled spirits by the drink for consumption on the premises may be issued an off-premises permit which authorizes such licensed beverage caterer to sell malt beverages, wine or distilled spirits by the drink off the premises and in connection with an authorized catered event.

Sec10-319. - Application for off-premises permit.

(a) An alcoholic beverage caterer desiring to engage in activities permitted by this division shall make written application to the City of Jasper for the appropriate off-premises permit on forms prescribed by and filed with the business license clerk. All applications shall be accompanied by an off-premises permit fee as set forth in the schedule of fees and charges together with an alcoholic beverage caterer license fee which shall be prescribed by the Jasper City Council. If the application is denied or if the applicant withdraws the application prior to its approval, the permit fee, without interest, shall be refunded. The application shall include the name, age, address and telephone number of the applicant; the date, address and times of the proposed catered event; and the licensed alcoholic beverage caterer's state license number. All applications shall be sworn to by the applicant before a notary public or other officer authorized to administer oaths.

(b) The business license clerk shall have authority to prescribe forms for new or renewal applications. Failure to furnish any requested data shall automatically serve to deny the application.

Sec10-320. License requirements for alcohol beverage caterers.

(a) It shall be unlawful for any person to engage in, carry on, or conduct the sale or distribution of alcoholic beverages off-premises and in connection with a catered event or function without first having obtained a license as provided herein.

(b) Any resident caterer who possesses a valid license from the city to sell or otherwise dispense malt beverages, wine or distilled spirits by the drink at a fixed location within the city may apply for an off-premises license that permits sales at authorized catered events or functions.

c) Each off-premises catering license, authorized herein, shall be valid only for the event for which the license is issued. The fee for each license shall be set by resolution of the city council, and this fee amount shall remain in effect until modified or amended by subsequent resolution adopted by the city council.

(d) A licensed alcoholic beverage caterer may sell or otherwise dispense only that which is authorized by his alcoholic beverage license. For example, if the alcoholic beverage caterer possesses a valid license to sell malt beverages, he may sell or otherwise dispense only malt beverages at the authorized catered event or function.

(e) Excise taxes are imposed upon the sale of alcoholic beverages by a licensed caterer as provided in article 9 Division 2 of this chapter.

(f) Any untrue or misleading information contained in or material statement omitted from an original or renewal application for an off-premises permit shall be cause for the denial or revocation of the permit.

Sec. 10-321. - Duration of permit.

If an off-premises permit is granted by the business license clerk under this division, it shall be good only for the specific event at the specified address and times set forth in the application, not in excess of five days.

Sec. 10-322. - Compliance with chapter.

Except as set forth in this division, an off-premises permit holder must comply with all other sections set forth in this chapter.

Sec. 10-323. - Event permits.

In addition to state law requirements, in order to distribute or sell malt beverages, wine or distilled spirits at an authorized catered function, a licensed alcoholic beverage caterer shall be required to:

(1) Apply to the business license clerk for an event permit. The application shall include the name of the caterer; the date, address, and time of the event; and the licensed alcoholic beverage caterer's license number.

(2) Maintain original local event permits and documents required by state law in the vehicle transporting the alcoholic beverages to the catered function at all times.

Sec. 10-324. - Violations.

(a) It shall be unlawful for a licensed alcoholic beverage caterer licensed under this division to sell alcoholic beverages off the premises except in connection with an authorized catered function within the scope of the event permit.

(b) It shall be unlawful for a licensed alcoholic beverage caterer to distribute or sell alcoholic beverages during any hours in which the sale of alcoholic beverages by the drink for consumption only on the premises is not permitted.

(c) It shall be unlawful for a licensed alcoholic beverage caterer to employ any person less than 21 years of age who, in the course of such employment, would supervise, dispense, serve, sell or handle alcoholic beverages.