

1 (Published in the Topeka Metro News March 22, 2006)
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3 ORDINANCE NO. 18592
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5 AN ORDINANCE introduced by City Manager Neil Dobler relating to alcoholic
6 beverages amending Topeka City Code § 30-52 and repealing said
7 original section.
8

9 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

10 Section 1. That City of Topeka Code § 30-52, Alcoholic beverages--Alcoholic
11 liquor sales, is hereby amended to read as follows:

12 **Alcoholic beverages--Alcoholic liquor sales.**

13 (a) There is hereby imposed upon all holders of the following licenses issued
14 by the state director of alcoholic beverage control under the provisions of the Kansas
15 Liquor Control Act (K.S.A. 41-101 et seq.), an annual city occupation tax in the following
16 amounts:

- 17 (1) For a license to manufacture alcohol and spirits . . . \$ 2,500.00
18 (2) For a license to manufacture beer and cereal malt beverage:
19 a. For one to 100 barrel daily capacity or any part thereof . . . 200.00
20 b. For 101 to 150 barrel daily capacity . . . 400.00
21 c. For 151 to 200 barrel daily capacity . . . 700.00
22 d. For 201 to 300 barrel daily capacity . . . 1,000.00
23 e. For 301 to 400 barrel daily capacity . . . 1,300.00
24 f. For 401 to 500 barrel daily capacity . . . 1,400.00
25 g. For 501 or more barrel daily capacity . . . 1,600.00

26 Provided, that the words "daily capacity" as used in this section shall mean the
27 average daily barrel production for the previous 12 months of manufacturing operations;

28 provided further, that if no such basis for comparison exists, the manufacturing licensee
29 shall pay in advance for the first year's operation an occupation tax of \$1,000.00.

30 (3) For a license to manufacture wine . . . 500.00

31 (4) For a microbrewery license or a farm winery license . . . 3250.00

32 (5) For a spirits distributor's license for the first and each additional
33 distributing place of business operated in the city by the same licensee and wholesaling
34 and jobbing spirits . . . 1,000.00

35 (6) For a beer distributor's license, for the first and each additional wholesale
36 distributing place of business operated in the city by the same licensee and wholesaling
37 or jobbing beer and cereal malt beverage . . . 700.00

38 (7) For a retailer's license . . . 42300.00

39 (8) For a nonbeverage user's license:

40 a. For class 1 . . . 10.00

41 b. For class 2 . . . 50.00

42 c. For class 3 . . . 100.00

43 d. For class 4 . . . 200.00

44 e. For class 5 . . . 500.00

45 (9) For any private club or drinking establishment . . . 3250.00

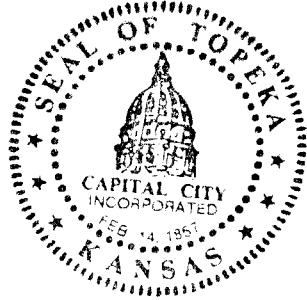
46 (b) The annual city occupation tax imposed upon holders of both a spirits
47 distributor's license and a beer distributor's license shall be either of the applicable
48 occupation taxes set forth in subsections (a)(5) and (a)(6), but not both. If one such
49 occupation tax is higher than the other by virtue of multiple licenses, the higher tax shall
50 be imposed.

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Section 2. That City of Topeka Code § 30-52 is hereby specifically repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the City Council MAR 14 2006.



William W. Bunten
William W. Bunten, Mayor

ATTEST:

Iris E. Walker
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY	
DATE <u>2/20/06</u>	BY <u>BBC</u>
TO BE CODIFIED	<u>X</u>
NOT TO BE CODIFIED	_____