

AN ORDINANCE AMENDING ORDINANCE NO. 4788, "THE MUNICIPAL CODE OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, CHAPTER 600, ALCOHOLIC BEVERAGES: ARTICLE 1, INTOXICATING BEVERAGES; SECTION 600.140, NUMBER OF LICENSES LIMITED, ADDING ONE ADDITIONAL CLASS 4 LIQUOR LICENSE.

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WHEREAS, Ordinance No. 4788, the Municipal Code of the City of Richmond Heights, Section 600.130, a Class 4 Liquor License is described as the sale of malt liquors containing alcohol in excess of three and two-tenths percent (3.2%) and not in excess of five percent (5%) by the drink at retail for consumption on the premises where sold; and

WHEREAS, the Municipal Code currently authorizes the number of Class Four (4) liquor licenses to two (2) and the City has been approached to increase that number to three (3).

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, as follows:

SECTION 1. Ordinance No. 4788, the Municipal Code of the City of Richmond Heights, Missouri, Section 600.140, is hereby amended as follows:

**SECTION 600.140: NUMBER OF LICENSES LIMITED**

The number of licenses authorizing the sale of all types of intoxicating and non-intoxicating liquor at retail by the drink to be consumed upon the premises where sold issued and outstanding in the City at any one time in the classes set out in Section 600.130 shall be limited as follows:

Class 4	<u>Three (3)</u>
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(All other designations remain the same.)

SECTION 2. The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered in the process of recodifying or servicing the City's Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations the editor may also change other designations and numerical assignment of code sections to accommodate such changes.

SECTION 3. It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

SECTION 4. This ordinance shall be in full force and effect on the 31<sup>st</sup> day after its passage as provided by law.

PASSED and SIGNED this 4th day of October, 2010.

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JAMES J. BECK  
MAYOR

ATTEST:

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PATRICIA S. VILLMER  
DEPUTY CITY CLERK

APPROVED AS TO FORM:

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KENNETH J. HEINZ  
CITY ATTORNEY

First reading:           September 20, 2010  
Second reading:       October 4, 2010