

BILL NO: 25-23

ORDINANCE NO: 4.707

AN ORDINANCE AMENDING TITLE V, BUSINESS AND OCCUPATION, OF THE CODE OF ORDINANCES OF THE CITY OF GLADSTONE, MISSOURI, TO AMEND CHAPTER 110 ALCOHOLIC BEVERAGES, ARTICLE II LICENSING, AND ARTICLE III ADMINISTRATION.

WHEREAS, The Code of Ordinances of the City of Gladstone, Missouri (the “City Code”) includes provisions in Title V addressing business and occupation regulations within the City of Gladstone, Missouri (the “City”); and

WHEREAS, the City staff have prepared revisions to amend Title V of the City Code to revise Chapter 110 Article II and Article III to address current licensing and fee requirements as they pertain to the manufacturing of wine and operation of a domestic winery.

WHEREAS, the City Council desires to approve the proposed amendments to Title V of the City Code as set forth in this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, AS FOLLOWS:

SECTION 1: That Title V, Business and Occupation, Chapter 110 Alcoholic Beverages, Article II Licensing, of the City Code is hereby amended with additions in bold underline and deletions in ~~strike through~~ notation as follows:

Article 2. – LICENSING

Sec. 5.110.2000. – License required; classification of licenses.

It shall be unlawful for any person to sell or expose for sale in the city any intoxicating or malt liquor in any quantity, without first obtaining a license therefor from the city. For the purposes of this chapter the following classes of licenses or permits are hereby created:

(1) Class A retail licenses:

- a. *Original package.* For the sale of intoxicating liquor in the original package, not to be consumed on the premises where sold, by persons engaged in the operation of a drug store, a cigar and tobacco store, a grocery store, a general merchandise store, a confectionery or delicatessen store.
- b. *Package malt liquor.* For the sale of malt liquor not in excess of five percent by weight by grocers and other merchants and dealers in the original package. Notwithstanding the provisions of section 5.110.400, any person licensed pursuant to this subsection may also sell malt liquor at retail between the hours of 9:00 a.m. and midnight on Sunday.

- c. *Malt liquor by the drink.* For the sale of malt liquor at retail by the drink for consumption on the premises where sold. Notwithstanding the provisions of section 5.110.400, any person licensed pursuant to this subsection may also sell malt liquor at retail between the hours of 9:00 a.m. and midnight on Sunday.
- d. *Malt liquor and light wine by the drink.* For the sale of malt liquor and light wines at retail by the drink for consumption on the premises where sold.
- e. *All intoxicating liquor by the drink.* For the sale of all intoxicating liquor at retail by the drink for consumption on the premises which shall include the sale of intoxicating liquor in the original package.
- f. *All intoxicating liquor by the drink at eating or entertainment places.* For the sale of all intoxicating liquor at retail by the drink for consumption on the premises for persons operating any premises where food or entertainment are sold.
- g. *Fifty-day special caterers.* For persons already holding licenses to sell intoxicating liquor by the drink at retail for consumption on the premises for use at a particular function, occasion, or event at a particular location other than the licensed premises. The special license shall be effective for a maximum of 50 days during any year, and shall authorize the service of intoxicating liquor at such function, occasion, or event during the hours at which intoxicating liquor may lawfully be sold or served upon premises licensed to sell intoxicating liquor for on-premises consumption.
- h. *Unlimited special caterers.* A special license under the same terms and conditions as the 50-day special caterer's license described in subsection (1)g. above except for an unlimited number of functions during the year.
- i. *Tax exempt charitable, fraternal, religious, service or veterans' organizations.* For the sale of intoxicating liquor at retail by the drink for consumption on the premises where sold. If the licensee's premises include two or more buildings in close proximity, such license shall be valid for the sale at any such building.

(2) Class B Licenses:

- a. *Sunday sales.* Any person who is licensed to sell intoxicating liquor at retail, including by the drink, may apply for a special license to sell intoxicating liquor at retail, including by the drink, between the hours of 9:00 a.m. and midnight on Sundays.

(3) Class C permits:

- a. *Wine, malt liquor and spirits tasting.* Licensees holding a license to sell intoxicating liquor in the original package at retail under subsections (1)a.,

(1)b. and (2)a. above may apply for a special permit to conduct wine, malt liquor and spirituous liquors tastings on the licensed premises. This subsection shall not be construed to permit the sale of wine, malt liquor or spirituous liquors for on premises consumption.

- b. *Picnic.* For the sale of all intoxicating liquor, at retail by the drink for consumption on the premises at a picnic, bazaar, fair, or similar gathering held by any church, school, civic, service, fraternal, veteran, political, or charitable club or organization. The permit shall be issued only for the day or days requested and shall not authorize the sale of intoxicating liquor for more than a total of seven days in any calendar year.
- c. *Caterer/special event.* For caterers or other persons already holding licenses to sell intoxicating liquor by the drink at retail for consumption on the premises who furnish provisions and service for use at a particular function, occasion or event at a particular location other than the licensed premises. The temporary permit shall be effective for a period not to exceed 168 consecutive hours, during hours at which intoxicating liquor may lawfully be sold or served upon premises licensed to sell for on-premises consumption.
- d. *Festival.* For persons already holding licenses to sell intoxicating liquor by the drink at retail for consumption on the premises who furnish provisions and service for use at a festival as defined in RSMO Ch. 316. The application for a permit shall be made at least five business days prior to the festival. The permit shall be effective for a period not to exceed 168 consecutive hours, and shall authorize the service of intoxicating liquor at such festival during the hours at which intoxicating liquor may lawfully be sold or served upon premises licensed to sell intoxicating liquor for on-premises consumption. This permit shall allow for the sale of intoxicating liquor in the original package.

(4) Class D Licenses:

- a. *Under 21 patrons.* For persons already holding licenses to sell intoxicating liquor by the drink at retail under subsections (1)c., d., e. or f. who allow patrons under 21 years of age on the premises. No person who holds a license to sell intoxicating liquor at retail by the drink under subsections (1)c., d., e. or f. may allow patrons under 21 years of age upon the premises unless the primary business at the licensed premises is other than the sale of intoxicating liquor or malt liquor. For purposes of this subsection, a business is primarily for other than the sale of intoxicating liquor and malt liquor if 50 percent or more of the gross income of such business is derived from the sale of food, products, goods, items, activities, or services other than intoxicating liquor, malt liquor or wine.

- (1) A wine manufacturer licensed under subsection (5)b., who also has obtained a license to sell intoxicating liquor by the drink under subsections (1)e. and (1)f., shall not be subject to the Under 21 patrons license requirements of subsection (4)a.

(5) *Class E Licenses:*

- a. *Manufacture of Beer and Malt Liquor.* For the manufacture of beer and malt liquor, in quantities not to exceed 10,000 barrels per annum.
- b. *Manufacture of Wine and Brandy.* A license to manufacture wine or brandy not to exceed 500,000 gallons not in excess of 18 percent of alcohol by weight for wine, or not in excess of 34 percent of alcohol by weight for brandy, from grapes, berries, other fruits, fruit products, honey, and vegetables produced or grown in the state, exclusive of sugar, water and spirits.
 - (1) A wine manufacturer licensed under this subsection may use in any calendar year such wine and brandy-making material produced or grown outside the state in a quantity not to exceed 15 percent of the manufacturer's wine entered into fermentation in the prior calendar year.
 - (2) A manufacturer licensed under this subsection may offer samples of wine, may sell wine and brandy in its original package directly to consumers at the winery, and may open wine purchased by customers so that it may be consumed on winery premises Monday through Saturday between 6:00 a.m. and midnight and, provided the manufacturer licensed under this section also obtains a Sunday License under subsection 2(a), on Sundays between the hours of 9:00 a.m. and midnight.

SECTION 2: That Title V, Business and Occupation, Chapter 110 Alcoholic Beverages, Article III Administration, of the City Code is hereby amended with additions in bold underline and deletions in ~~strikethrough~~ notation as follows:

Sec. 5.110.3400. – Fees.

- (a) Upon presentation of the application to the officer each applicant shall submit annual fees applicable to the particular class of license requested, as follows:

Class A(1)	\$ 150.00
Class A(2)	22.50
Class A(3)	50.00
Class A(4)	52.50
Class A(5)	450.00
Class A(6)	450.00
Class A(7)	500.00
Class A(8)	1,000.00
Class A(9)	450.00
Class B(1)	300.00
Class C(1)	25.00
Class C(2)	15.00
Class C(3)	10.00 per day
Class C(4)	15.00 per day
Class D(1)	25.00
Class E(1)	7.50 for each 100 barrels or fraction thereof, up to a maximum fee of \$375.00.
<u>Class E(2)</u>	<u>5.00 for each 500 gallons or fraction thereof, up to a maximum fee of \$300.00.</u>

- (b) All license fees collected by the city collector shall be accounted for and paid into the city treasury. If the license is for less than one year, the fee shall be one-twelfth of the annual fee for each month, or fraction thereof, remaining in the licensed year. A fee of \$12.50 shall be charged for any transfer or assignment of a license. If the license is a probationary license the fee shall be one-half the amount of the fee for such license classification.

SECTION 3: This Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

INTRODUCED, READ, PASSED, AND ADOPTED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI, THIS 28TH DAY OF JULY 2025.



Mayor Les Smith

ATTEST:


Kris Keller, City Clerk

First Reading: July 28, 2025

Second Reading: July 28, 2025



Request for Council Action

RES ☐# City Clerk Only

BILL ☒# 25-23

ORD ☒# 4.707

Date: 7/17/2025

Department: General Administration

Meeting Date Requested: 7/28/2025

Public Hearing: Yes ☐ Date: Click here to enter a date.

Subject: An Ordinance authorizing amendments to the Liquor License Code of the Gladstone City Code.

Background: Upon review of our current City Code sections pertaining to the different classes of liquor licenses granted by the City, it has come to our attention that the current structure of the City's liquor license code does not adequately account for the emergence of businesses in Gladstone that have the capability to manufacture wine and operate a domestic winery. In order to account for this, staff is proposing amendments to Sections 5.110.2000 and 5.110.3400 that would allow for businesses to manufacture wine and operate a domestic winery in Gladstone in compliance with state statutes.

Budget Discussion: N/A.

Public/Board/Staff Input: Staff Recommends Approval of the proposed Ordinance.

Provide Original Contracts, Leases, Agreements, etc. to: City Clerk and Vendor.

Bob Baer
Department Director/Administrator

JA
City Attorney

BB
City Manager