
Sec. 3-8. Approval and issuance.

- (a) The director of finance shall either approve or disapprove all applications for alcoholic beverage licenses within a period of 21 business days from the date of the filing of such application.
- (b) The director of finance shall issue licenses upon payment of the proper license fee by a qualified applicant, but in no event shall the director of finance issue a license more than 12 months after the date of the approval of a new application, or, if the licensed premises will exceed 100,000 square feet or is a new construction project exceeding 20,000 square feet, more than 24 months after the date of the approval of a new application. The director of finance shall not issue a license more than three months after the date of the approval of a transfer application.
- (c) All licenses shall be conspicuously posted in the licensee's place of business and shall set forth the name of the licensee and the address of the business and the type of license.
- (d) The director of finance shall neither approve nor issue any alcoholic beverage license to any applicant who applies for an alcoholic beverage license within a period of one year from the date of disapproval of an application for cause based on failure to meet any criteria contained in section 3-6. When an application for an alcoholic beverage license has been disapproved based on failure to meet any criteria contained in section 3-5, an applicant may reapply one time only for an alcoholic beverage license at the same location within a period of one year from the date of disapproval and an applicant may reapply for an alcoholic beverage license at a different location without a one-year waiting period. The director of finance shall neither approve nor issue any alcoholic beverage license to any applicant who applies for an alcoholic beverage license within a period of one year from the date of revocation of a previous license.
- (e) The director of finance shall neither approve nor issue any alcoholic beverage license to any applicant who applies for an alcoholic beverage license within a period of one year from the date of nonrenewal of a previous license. The term "applicant" as used above in subsection (d) and in this subsection includes the original applicant, the original applicant's spouse or cohabitant, a relative of the original applicant within the second degree of consanguinity, so as to include a step, adopted, or foster, parent, sibling, grandparent, uncle, aunt, niece, nephew, and first cousin. The term "applicant" shall also include any partner or stockholder of the original applicant's partnership or corporation, and any person who has acquired the original applicant's business other than through a bona fide sale. The burden is upon the party seeking the license to prove that the sale of the business is bona fide. However, if the revocation or nonrenewal was due to the applicant's failure to satisfy the food sale requirement of a conditional location pursuant to an audit under section 3-20, the applicant may reapply for an alcoholic beverage license for an unconditional location without waiting a period of one year.

(Ord. No. 78-117, 10-17-78; Ord. No. 95-29, 5-2-95; Ord. No. 95-119, 11-28-95; Ord. No. 01-80, §§ 1, 2, 8-21-01; Ord. No. 04-1, § 6, 1-6-04; Ord. No. 14-15, § 4, 4-22-14)