

Section 4-11. Return of License Fee.

When a license applicant applies for and is issued an initial license and that applicant does not operate any establishment pursuant to the issued license, the license fee (but not the Administrative Fee) for such license may be returned to the applicant. (The annual license fee paid for a renewal of a license shall not be refundable.) All requests for such return must be made by the applicant in writing to the County's Finance Director within thirty (30) days of the date the license is issued.

To receive a return of the license fee, the applicant must not have used the license to conduct any business or activity allowed by the license whatsoever. The Board of Commissioners shall review each request for a license fee return and make a determination as to whether or not the license fee shall be returned. The Board of Commissioners may consider how long the license holder held the license, whether or not the license holder conducted any business or activity under the license, and whether or not the request for license fee return is timely filed.

Should the Board of Commissioners grant such request to return the license fee, such license thereupon shall then be null and void and, upon return to the Finance Director of the original such license, the license fee shall be refunded to the applicant.

Section 4-12. Report on State Taxes; Records of Delivery.

(a) Each licensee who is a wholesale dealer shall furnish monthly to the County in writing the amount of state alcoholic beverage taxes paid by each retailer and retail consumption dealer in the unincorporated area of the County to such wholesale dealer for all alcoholic beverages delivered to such retailer and retail consumption dealer by such wholesale dealer during each calendar month. Such report shall be made on forms promulgated by the County or at the discretion of the County, such report may be made in the form of duplicate copies of the wholesaler dealer's invoices. Such report shall be delivered to the Finance Director not later than the tenth (10th) day of each calendar month following the month of delivery of said alcoholic beverages by such wholesale dealer.

(b) Each licensee who is a wholesale dealer shall maintain for a period of at least twelve (12) months records of all deliveries of alcoholic beverages by such wholesale dealer to each retailer or retail consumption dealer in the unincorporated area of the County, which records shall include copies of the wholesaler dealer's invoices accompanying said deliveries. Each such wholesale dealer shall make available to the County all such records upon request.

ARTICLE V. MALT BEVERAGE AND WINE.

Division 1. Retail Sale – Off Premises Consumption (Malt Beverages; Wine).

Section 5-1. License Required.

(a) No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of malt beverages for consumption off of the premises where sold without having first obtained a license pursuant to this Ordinance for such sales.