2022

City of Casper Liquor License Review

Robert Grant
CITY OF CASPER POLICE DEPARTMENT

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February 2, 2023

TO: J. Carter Napier, City Manager

FROM: Keith McPheeters, Chief of Police KMcP 307

SUBJECT: Annual City of Casper Liquor License Review and Report

Meeting Type & Date
Work Session, February 14, 2023

Recommendation
Information only.

Summary
Attached is the annual City of Casper Liquor License Review for the 2022 calendar year. Similar to last year, no licensed establishments created an overwhelming, inordinate police response. Some establishments saw decreases in their demand for police services and should be congratulated. A few establishments saw significant increases in calls for police services. The most significant increase may possibly be related to the introduction of gambling this year, compared with the same location last year.

In accordance with State of Wyoming grant funding, multiple compliance operations were conducted during the calendar year. Twenty-five (25) businesses failed the compliance check, up 67% from the fifteen (15) that occurred the prior year. Only one (1) establishment had more than one failure during this year's compliance operations. However, three (3) establishments from this year also failed a compliance check last year.

Across all licensed establishments throughout the entire year, Casper Police responded to calls for service associated with licensed liquor establishments a total of five-hundred and forty (540) more times than last year, a 26.8% increase.

In this report will be a visual indication on how individual licensed establishments compared to last year's calls for police services at their location. Following the number of total calls for service for each establishment will be an indication of call increases, in red, decreases, in green, or NC for no change. New establishments are marked N/A. Statistically relevant changes occurred at the following establishments:

307 Racing	(+814%)
2nd Street Liquor and Wine	(+700%)
Gaslight Social	(+387%)
Albertsons Liquors #60	(+57%)
Ramkota Hotel	(+35.8%)
The Horse Palace	(+33%)
Smith's Food and Drug	(+21.1%)
Econo Lodge	(-18.1%)

The following data represents relevant alcohol-related crimes and calls for service for 2022, compared to 2021.

	2022	2021	% Change
DUIs	310	294	**5.4%**
Public Intoxication	320	291	**10.0%**
Minor Possession of Alcohol	22	66	**-66.7%**
REDDI Calls	693	675	**2.7%**
DUI Accidents	63	74	**-14.9%**
Alcohol Related Accidents	80	90	**-11.1%**
Alcohol Related Incidents	1174	1262	**-7.0%**
Average BAC	0.166	0.163	**1.8%**

Although the number of alcohol related crashes declined, there is anecdotal evidence that the *severity* of the alcohol involved crashes increased.

Through increased training, such as ARIDE, the Department's capacity to investigate and apprehend drivers with lower BACs has improved, resulting in persons being arrested with lower BAC averages, thus bringing down the overall BAC at time of arrest. However, the aforementioned anecdotal observations indicates the average BAC of drivers at the scene of a crash has significantly increased.

The Department has no recommendations for any adjustments to enforcement changes or for Council driven policy or ordinance changes.

Attachments
2022 City of Casper Liquor License Review

2022 Alcohol Compliance Summary

Retailer	Incident Number	Date	Violation	Cited for CO5.08.420 – Gift/Selling Liquor To A Minor	Citation Number	Court Date & Adjudication
3243 TALON DR SUITE 400; FUZZY'S TACO SHOP	22-016757	3/20/2022 3:42:00 PM	CO5.08.420	YES	93179P	05/20/2022 Plead Guilty – fine $120
2024 CY AVE; Frank's Butcher Shop	22-016771	3/20/2022 4:42:00 PM	CO5.08.420	YES	93180P	05/05/2022 Plead Guilty - $120 fine
395 NEWPORT SUITE 1; FIREHOUSE PIZZA WOOD FIRED	22-018012	3/25/2022 4:05:00 PM	CO5.08.420	YES	92669P	04/25/2022 Plead Guilty – fine $120
1800 BRYAN STOCK TRL; Casper VFW Memorial Post 9439	22-018038	3/25/2022 6:30:00 PM	CO5.08.420	YES	92668P	04/25/2022 Plead No Contest – fine $120
1600 E 2ND ST; LA COSTA RESTAURANT	22-018046	3/25/2022 7:06:00 PM	CO5.08.420	YES	92667P	04/25/2022 Plead Guilty – fine $120
845 E 2ND ST; LIME LEAF ASIAN BISTRO	22-021575	4/10/2022 1:34:00 PM	CO5.08.420	YES	93215P	Paid $120 fine at the window 06/10/2022
5011 E 2ND ST; PIZZA RANCH	22-021583	4/10/2022 2:18:00 PM	CO5.08.420	YES	93216P	05/25/2022 Plead Guilty - $120 fine
4600 E 2ND ST; SAMS CLUB	22-021586	4/10/2022 2:37:00 PM	CO5.08.420	YES	93217P	05/25/2022 Plead Guilty - $120 fine
4220 HOSPITALITY LN; DENNY'S	22-021595	4/10/2022 3:13:00 PM	CO5.08.420	YES	93218P	05/25/2022 Plead Guilty – fine $120
314 W MIDWEST AVE # 200; GASLIGHT SOCIAL	22-021611	4/10/2022 4:29:00 PM	CO5.08.420	YES	93219P	05/25/2022 Plead Guilty - $120 fine
800 N POPLAR ST; Ramkota	22-027854	5/6/2022 5:45:00 PM	CO5.08.420	YES	93181P	06/17/2022 Plead Guilty - $120 fine
500 W F ST; The Fort Saloon N' Eatery	22-027867	5/6/2022 6:09:00 PM	CO5.08.420	YES	93182P	Juvenile; SPOE; NOLO by DA
2117 E 12TH ST; Tacos Mexico	22-027871	5/6/2022 7:00:00 PM	CO5.08.420	YES	93183P	06/17/2022 Plead Guilty - $120 fine

Retailer	Incident Number	Date	Violation	Cited for CO5.08.420 – Gift/Selling Liquor To A Minor	Citation Number	Court Date & Adjudication
321 E E ST; La Cocina Mexican Restaurant	22-027879	5/6/2022 7:28:00 PM	CO5.08.420	YES	93184P	06/17/2022 Plead Guilty - $120 fine
520 S ASH ST; The Office Bar and Grill	22-031833	5/23/2022 1:46:00 PM	CO5.08.420	YES	92189P	06/27/2022 Plead Guilty - $120 fine
2120 ALLENDALE BLVD; Casper Golf Course	22-031840	5/23/2022 2:09:00 PM	CO5.08.420	YES	92190P	06/29/2022 Plead Guilty - $120 fine
4370 S POPLAR ST; Prime Time Pub and Grill	22-079011	12/6/2022 5:38:00 PM	CO5.08.420	YES	67604N	Paid at window 12/19/2022
150 W 2ND ST; FRONTIER BREWING COMPANY & TAPROOM	22-079013	12/6/2022 7:20:00 PM	CO5.08.420	YES	67605N	Pending bench trial 02/16/2023
144 S CENTER ST; DON JUAN'S	22-079747	12/10/2022 11:30:00 AM	CO5.08.420	YES	92446P	01/13/2023 Dismissed by City
251 S CENTER ST; STEAMBOAT DELI & OUTLET	22-079754	12/10/2022 12:45:00 PM	CO5.08.420	YES	92447P	01/11/2023 Plead Guilty - $120 fine
1015 E C ST; STAHOO'S BREWERY AND TAPROOM	22-079786	12/10/2022 3:30:00 PM	CO5.08.420	YES	92449P	01/11/2023 Plead Guilty - $120 fine
4120 CENTENNIAL HILLS BLVD SUITE 200; LOCAL LIQUOR	22-082527	12/23/2022 2:35:00 PM	CO5.08.420	YES	66491N	01/26/2023 Plead Guilty - $120 paid fine
214 S WOLCOTT ST; Backwards Distilling Company	22-083119	12/27/2022 3:20:00 AM	CO5.08.420	YES	93609P	Pending arraignment 02/20/2023
1301 WILKINS CIR; GRUNER BROTHERS BREWING	22-083125	12/27/2022 3:35:00 PM	CO5.08.420	YES	93610P	Pending arraignment 02/23/2023
150 W 2ND ST; FRONTIER BREWING COMPANY & TAPROOM	22-079771	12/27/2022 3:35:00 PM	CO5.08.420	YES	92448P	Plead Guilty 01/31/2023 and set up payment plan

307 ENTERPRISES LLC

307 GOLF
License Type: COMBINATION BAR & PACKAGE STORE
Address: 455 THELMA DR
Total Calls: 2 N/A

911 Welfare	1
Hit and Run	1

307 HORSE RACING INC

307 HORSE RACING (Formerly The Keg & Cork)
License Type: Bar
Address: 5371 BLACKMORE RD
Total Calls: 14 +1

Citizen Assist	2
Suspicious	2
Accident PD	1
Assault	1
Disturbance	1
EMS Assist	1
Fight	1
Reddi	1
Traffic Stop	1
Vehicle Theft	1
Wanted Person	1
Welfare Check	1

307 RACING MANAGEMENT INC

307 RACING
License Type: Combo Bar & Package Store
Address: 739 N CENTER ST
Total Calls: 64 +57

Theft	8
Citizen Assist	7
Disturbance	6
Wanted Person	5
Accident PD	3
Alarm Security	3
Public Intox	3
Fraud	3
911-Welfare	2
Assault	2

307 RACING MANAGEMENT INC

continued

Burglary Busine	2
Citizen Comp	2
Trespassing	2
Vehicle Aband.	2
Vehicle Theft	2
Welfare Check	2
Burglary Auto	1
Drugs	1
Fight	1
Hit and Run	1
Parking Problem	1
Property Damage	1
Shoplifting	1
Suicidal Subj	1
Telephone Ord	1
Traffic Stop	1

71 SE WYOMING BLVD LLC

THE HORSE PALACE
License Type: BAR & GRILL
Address: 71 SE WYOMING BLVD
Total Calls: 44 +11

Alarm Holdup	8
Alarm Security	7
Suspicious	6
Welfare Check	5
Burglary Auto	2
Citizen Assist	2
Disturbance	2
Drugs	2
Reddi	2
911-Welfare	1
Animal Problem	1
Citizen Comp	1
FVPA Violation	1
Gas Leak	1
Theft	1
Trespassing	1
Wanted Person	1

ALBERTSON'S LIQUORS INC
ALBERTSON'S LIQUORS #60
License Type: PACKAGE STORE
Address: 1076 CY AVE
Total Calls: 115 +42

Traffic Stop	40
Accident PD	9
911-Welfare	6
Shoplifting	6
Welfare Check	6
Hit and Run	5
Animal Problem	4
Citizen Assist	4
Stray Animal	4
Attempt-Locate	3
Juvenile Prob	3
Disturbance	2
Property Found	2
Public Intox	2
Reddi	2
Suspicious	2
Unconsciousness	2
Agency Assist	1
Alarm Misc	1
Burglary Auto	1
Citizen Comp	1
Extra Patrol	1
FVPA Violation	1
Harassment	1
Indecent Exp	1
Property Damage	1
Property Lost	1
Threatening	1
Vicious Animal	1
Wanted Person	1

ALBERTSONS LLC
ALBERTSONS #62
License Type: PACKAGE STORE
Address: 2625 E 2ND ST
Total Calls: 108 +9

Traffic Stop	31
Accident PD	13
Accident PI	8
Hit and Run	7
Attempt-Locate	6
Welfare Check	5
911-Welfare	4
Suspicious	4
Animal Problem	3
Citizen Comp	3
Parking Problem	3
Citizen Assist	2
Power Line Down	2
Public Intox	2
Stray Animal	2
Theft	2
Wanted Person	2
Burglary Auto	1
Disturbance	1
EMS Assist	1
Juvenile Prob	1
Missing Person	1
Reddi	1
Shoplifting	1
Telephone Ord	1

ALEJANDRO ROSALES
TACOS MEXICO
License Type: RESTAURANT
Address: 2117 E 12TH ST A
Total Calls: 10 +2

Shoplifting	3
Alarm Security	1
Alcohol Offense	1
Burglary Busine	1
Citizen Assist	1
Compliance Chk	1
Public Intox	1
Suspicious	1

ALIBI BAR & LOUNGE INC
ALIBI BAR & LOUNGE
License Type: COMBINATION BAR & PACKAGE STORE
Address: 1740 E YELLOWSTONE
Total Calls: 16

Welfare Check	3
Traffic Stop	2
Unconsciousness	2
Assault	1
Burglary Auto	1
Citizen Comp	1
Fraud	1
Hit and Run	1
Misc. FIRE	1
Vehicle Theft	1
Wanted Person	1
Weapon Offense	1

AMOCO REUSE AGREEMENT JOINT POWERS BOARD
THREE CROWNS GOLF CLUB
License Type: Bar
Address: 1601 KING BLVD
Total Calls: 10 N/C

911-Welfare	2
Alarm Security	2
Accident PD	1

AMOCO REUSE AGREEMENT JOINT POWERS BOARD *continued*

Animal Bite	1
Attempt-Locate	1
Extra Patrol	1
Property Damage	1
Welfare Check	1

ARMOR'S RESTAURANT INC
SILVER FOX STEAKHOUSE
License Type: Bar
Address: 3422 S ENERGY LN
Total Calls: 32 +18

Traffic Stop	9
Accident PI	4
Stray Animal	4
911-Welfare	2
Accident PD	2
Public Intox	2
Alarm Security	1
Attempt-Locate	1
Choking	1
EMS Assist	1
Motorist Assist	1
Reddi	1
Theft	1
Wanted Person	1
Welfare Check	1

BACKWARDS DISTILLING COMPANY LLC
BACKWARDS DISTILLING COMPANY SATELLITE
License Type: COMBINATION BAR & PACKAGE STORE
Address: 214 S WOLCOTT ST
Total Calls: 4 +1

Alcohol Offense	1
Animal Problem	1
Fight	1
Public Intox	1

BLACK TOOTH BREWING COMPANY LLC

BLACK TOOTH BREWING COMPANY
License Type: COMBINATION BAR & PACKAGE STORE
Address: 322 S DAVID ST STE A
Total Calls: 4 N/A

Animal Problem	1
Disturbance	1
Suicidal Subj	1
Traffic Stop	1

BLUES GYPSY LLC

THE BLUEBIRD AT THE CHEESE BARREL
License Type: RESTAURANT
Address: 544 S CENTER ST
Total Calls: 9 N/A

Burglary Auto	1
Drugs	1
Hit and Run	2
Parking Problem	1
Property Damage	1
Stray Animal	1
Suspicious	1
Theft	1

BOSCO'S INC

BOSCO'S
License Type: RESTAURANT
Address: 847 EAST A ST
*Total Calls:*1 -7

Property Found	1

BPO ELKS #1353

ELKS LODGE #1353
License Type: BAR
Address: 108 E 7TH ST
Total Calls: 10 +5

Burglary Auto	3
Alarm Security	2
Animal Problem	1

BPO ELKS #1353 *Continued*

Property Found	1
Public Intox	1
Unconsciousness	1
Welfare Check	1

BREWSTORY LLC

FRONTIER BREWING COMPANY
License Type: RESTAURANT
Address: 544 S CENTER ST
Total Calls: 10 +9

Parking Problem	5
Alcohol Offense	2
Disturbance	1
Fire assist	1
Hit and Run	1

BULL HORN BREWING LLC

BULLHORN BREWING
License Type: COMBINATION BAR & PACKAGE STORE
Address: 2027 E YELLOWSTONE HWY UNIT B
Total Calls: 3 N/A

Fire assist	2
Traffic Stop	1

CABIN CREEK GOLF LLC

PARADISE VALLEY COUNTRY CLUB
License Type: BAR
Address: 70 MAGNOLIA
Total Calls: 4 -6

911-Welfare	3
Public Intox	1

CASPER CHOP HOUSE LLC

WYOMINGS RIB & CHOP HOUSE
License Type: BAR
Address: 256 S CENTER ST
Total Calls: 10 +8

Burglary Auto	3
Alarm Security	2
Accident PD	1

CASPER CHOP HOUSE LLC *Continued*

Citizen Assist	1
FVPA Violation	1
Reddi	1
Traffic Stop	1

CASPER DAVE'S LLC
WYOMING ALE WORKS
License Type: BAR & GRILL
Address: 5900 E 2ND ST
*Total Calls:*18 +2

911-Welfare	4
Alarm Security	2
Animal Problem	2
Burglary Auto	1
Disturbance	1
Public Intox	1
Reddi	3
Traffic Stop	2
Trespassing	1
Unconsciousness	1

CASPER HOSPITALITY LLC
COURTYARD BY MARRIOTT
License Type: BAR
Address: 4260 HOSPITALITY LN
*Total Calls:*32 N/C

Citizen Assist	6
Suspicious	4
911-Welfare	3
Family Fight	2
Public Intox	2
Animal Problem	1
Attempt-Locate	1
Burglary Auto	1
Drugs	1
Fraud	1
Hit and Run	1
Loud Music	1
Property Damage	1
Property Found	1
Reddi	1

CASPER HOSPITALITY LLC *Continued*

Stray Animal	1
Threatening	1
Vehicle Tow	1
Weapon Offense	1
Welfare Check	1

CASPER INN LLC
HOLIDAY INN
License Type: BAR
Address: 721 GRANITE PEAK DR
Total Calls: 41 +9

911-Welfare	25
Burglary Auto	6
Citizen Assist	2
Welfare Check	2
Drugs	1
Family Fight	1
Fire assist	1
Parking Problem	1
Suicidal Subj	1
Theft	1

CASPER MUSTANG POST VFW 10677
VFW POST 10677
License Type: BAR
Address: 420 N ELK
Total Calls: 0 -1

CASPER SHRINE CLUB
SHRINE CLUB
License Type: BAR
Address: 1501 W 39TH AVE
Total Calls: 1 +1

Juvenile Prob	1

CASPER TACO SHOP LLC
FUZZY'S TACO SHOP
License Type: BAR & GRILL
Address: 3243 TALON DR STE 400
Total Calls: 12 +10

Citizen Comp	2
911-Welfare	1
Alcohol Offense	1
Citizen Assist	1
Extra Patrol	1
Gas Leak	1
Property Lost	1
Reddi	1
Shoplifting	1
Theft	1
Traffic Stop	1

CASPER VFW MEMORIAL POST 9439
CASPER VFW MEMORIAL POST 9439
License Type: BAR
Address: 1800 BRYAN STOCK TRL
Total Calls: 4 -4

Alarm Security	2
Assault	1
Alcohol Offense	1

CHARGER HOLDINGS LLC
YELLOWSTONE GARAGE
License Type: BAR
Address: 355 W YELLOWSTONE
Total Calls: 7 -5

Alarm Security	2
Traffic Stop	2
Attempt-Locate	1
Stray Animal	1
Welfare Check	1

CHILDS CORP
LA COCINA MEXICAN RESTAURANT
License Type: RESTAURANT
Address: 321 EAST E ST
Total Calls: 9 +8

Alarm Security	4

CHILDS CORP *Continued*
LA COCINA MEXICAN RESTAURANT

911-Welfare	2
Compliance Check	1
Traffic Stop	1
Welfare Check	1

CHILDS CORP
LA COCINA MEXICAN RESTAURANT
License Type: BAR & GRILL
Address: 4110 CENTENNIAL HILLS BLVD
Total Calls: 0 N/A

CITY OF CASPER
HOGADON BASIN SKI AREA
License Type: BAR
Address: 2500 W HOGADON RD
Total Calls: 0 N/C

CITY OF CASPER WYOMING
THE 19TH HOLE
License Type: BAR
Address: 2120 ALLENDALE BLVD
Total Calls: 29 +6

Alarm Security	15
911-Welfare	5
Welfare Check	2
Alcohol Offense	1
Animal Problem	1
Assault	1
Dead Animal	1
Property Lost	1
Stray Animal	1
Suspicious	1

DORSEY VAN GALLOWAY
GALLOWAY'S IRISH PUB
License Type: BAR
Address: 2800 CY AVE
Total Calls: 58 +8

Accident PI	4
Animal Problem	4
Hit and Run	4
Theft	4
Unconsciousness	4
911-Welfare	3
Fraud	3
Reddi	3
Shots Fired	3
Suspicious	3
Wanted Person	3
Welfare Check	3
Property Damage	2
Public Intox	2
Sick Animal	2
Accident PD	1
Alcohol Offense	1
Assault	1
Burglary Auto	1
Citizen Assist	1
EMS Assist	1
Fireworks	1
Property Found	1
Property Lost	1
Stray Animal	1
Telephone Ord	1

DOUBLE C HOSPITALITY LLC
C85 @ GALLES LIQUOR MART
License Type: PACKAGE STORE
Address: 748 E YELLOWSTONE
Total Calls: 27 +3

Traffic Stop	7
Accident PD	4
Public Intox	3
Stray Animal	2
Trespassing	2
Unconsciousness	2
Alarm Security	1
Childbirth	1

DOUBLE C HOSPITALITY LLC *Continued*

Disturbance	1
Reddi	1
Suspicious	1
Vehicle Theft	1

EL BURRO LOCO LLC
BURRO LOCO
License Type: RESTAURANT
Address: 2333 E YELLOWSTONE HWY
Total Calls: 3 N/C

Accident PD	1
Stray Animal	1
911-Welfare	1

FBS CASPER LLC
FRANK'S BUTCHER SHOP & LIQUOR
License Type: COMBINATION BAR & PACKAGE STORE
Address: 2024 CY AVE
Total Calls: 20 +6

Alarm Security	6
Traffic Stop	6
Stray Animal	2
Alcohol Offense	1
Assault	1
Dead Animal	1
Disturbance	1
EMS Assist	1
Unconsciousness	1

FIRE ROCK HOSPITALITY GROUP LLC
FIRE ROCK STEAKHOUSE
License Type: BAR & GRILL
Address: 6100 E 2ND ST
*Total Calls:*26 +13

Alarm Security	6
911-Welfare	4
Accident PI	3
Dead Animal	2
Hit and Run	2
Reddi	2
Accident PD	1

Citizen Assist	1

FIRE ROCK HOSPITALITY GROUP LLC *Continued*

Assault	1
Burglary Auto	1
Disturbance	1
Fire assist	1
Sick Animal	1
Traffic Stop	1

FRATERNAL ORDER OF EAGLES #306

EAGLES LODGE
License Type: BAR
Address: 306 N DURBIN
*Total Calls:*13 +3

Alarm Security	4
Disturbance	2
Fight	1
Property Lost	1
Suspicious	1
Traffic Stop	1
Unconsciousness	1
Unsecure Premis	1
Wanted Person	1

FROSTY BEV LLC

FROSTY LOUNGE
License Type: BAR
Address: 520 S CENTER ST
Total Calls: 10 N/C

Assault	2
Citizen Comp	1
Disturbance	1
Information	1
Reddi	1
Telephone Ord	1
Traffic Stop	1
Unconsciousness	1

GLOBAL SPECTRUM LP

FORD WYOMING CENTER
License Type: BAR
Address: 1 EVENTS DR
*Total Calls:*66 +20

911-Welfare	15

GLOBAL SPECTRUM LP *Continued*

Accident PD	9
Accident PI	4
Citizen Assist	3
Dignitary Protection	3
Hit and Run	3
Agency Assist	2
Property Found	2
Property Lost	2
Stray Animal	2
Suspicious	2
Animal Problem	1
Assault	1
Attempt-Locate	1
Burglary Auto	1
Burglary Busine	1
Disturbance	1
Extra Patrol	1
Fight	1
Fire assist	1
Found Child	1
Fraud	1
Indecent Exposure	1
Information	1
Public Intox	1
Reddi	1
Shots Fired	1
Telephone Ord	1
Vehicle Theft	1
Welfare Check	1

GOOD 2 GO STORES LLC

GOOD 2 GO #216
License Type: PACKAGE STORE
Address: 1968 E YELLOWSTONE HWY
Total Calls: 32 +11

Traffic Stop	7
Citizen Assist	6
Suspicious	4
Accident PD	2
Alarm Security	2
Burglary Busine	2
911-Welfare	1
Citizen Comp	1
Disturbance	1
Drugs	1

GOOD 2 GO STORES LLC *Continued*

EMS Assist	1
Public Intox	1
Shoplifting	1
Suicidal Subj	1
Unconsciousness	1

GRUNER BROTHERS BREWING

GRUNER BROTHERS BREWING
License Type: COMBINATION BAR & PACKAGE STORE
Address: 1301 WILKINS CIR
*Total Calls:*4 -6

Stray Animal	1
Alarm Security	1
Agency Assist	1
Alcohol Offense	1

HA BASEBALL LLC

CASPER HORSEHEAD BASEBALL CLUB
License Type: BAR
Address: 330 KATI LN
Total Calls: 4 N/A

Traffic Stop	1
Property Damage	1
Juvenile Prob	1
Disturbance	1

HALF BARREL INC

PARADISE VALLEY LIQUORS
License Type: COMBINATION BAR & PACKAGE STORE
Address: 401 VALLEY DR
*Total Calls:*15 +7

Alarm Security	2
Public Intox	1
Reddi	6
Shoplifting	3
Suspicious	1
Theft	1
Vehicle Abandon	1

HAYDEN & LOFLIN INC

LOCAL LIQUOR & LOUNGE
License Type: COMBINATION BAR & PACKAGE STORE
Address: 4120 CENTENNIAL HILLS BLVD STE 200
*Total Calls:*2 N/A

Tobacco Ordinance	1
Weapon Offense	1

HIGHEND HOTEL GROUP OF AMERICA LLC

ECONO LODGE
License Type: BAR
Address: 300 W F ST
Total Calls: 136 -30

Citizen Assist	20
Traffic Stop	15
Wanted Person	11
Public Intox	10
Theft	9
Welfare Check	9
Disturbance	8
Drugs	7
Suspicious	6
Alarm Security	5
Animal Problem	4
Citizen Comp	4
Fraud	3
Property Found	3
Accident PI	2
Agency Assist	2
Fight	2
Fire assist	2
Stray Animal	2
Alarm Holdup	1
Assault	1
Burglary Auto	1
Burglary Busine	1
Civil Standby	1
Dead Animal	1
Robbery	1
Sex Offense	1
Suicidal Subj	1
Threatening	1
Trespassing	1
Vehicle Theft	1

HIMALAYAN CUISINE LLC
HIMALAYAN INDIAN CUISINE
License Type: RESTAURANT
Address: 232 E 2ND ST #100B
Total Calls: 10 +3

Welfare Check	3
Alcohol Offense	1
Property Damage	1
Public Intox	1
Stray Animal	1
Threatening	1
Vagrancy	1
911-Welfare	1

JJM CW HOSPITALITY INC
DENNY'S DINNER
License Type: RESTAURANT
Address: 4220 HOSPITALITY LN
Total Calls: 7 -2

Citizen Comp	2
Alcohol Offense	1
Attempt-Locate	1
Fraud	1
Theft	1
Welfare Check	1

JOHNNY J'S BAR & GRILL LLC
J'S PUB & GRILL
License Type: BAR & GRILL
Address: 840 CY AVE
Total Calls: 17 -3

911-Welfare	4
Theft	3
Alarm Security	2
Accident PD	1
Alcohol Offense	1
Animal Problem	1
Gas Leak	1
Hit and Run	1
Property Damage	1
Public Intox	1
Traffic Stop	1

JOHNSON RESTAURANT GROUP INC
CY DISCOUNT LIQUOR
License Type: COMBINATION BAR & PACKAGE STORE
Address: 840 CY AVE
Total Calls: 39 -4

Traffic Stop	7
911-Welfare	5
Suspicious	4
Assault	3
Disturbance	3
Animal Problem	2
Citizen Comp	2
Fraud	2
FVPA Violation	2
Alarm Security	1
Citizen Assist	1
EMS Assist	1
Extra Patrol	1
Hit and Run	1
Public Intox	1
Reddi	1
Shoplifting	1
Stray Animal	1

JUAN ROSALES
DON JUANS MEXICAN RESTAURANT
License Type: RESTAURANT
Address: 144 S CENTER
Total Calls: 5 +1

Traffic Stop	2
Power Line Down	1
Wanted Person	1
Alcohol Offense	1

KET LLC
EGGINGTON'S
License Type:
Address: 229 E 2ND ST
Total Calls: 13 +5

Welfare Check	4
Accident PD	2
Theft	2
911-Welfare	1
Alarm Security	1
Attempt-Locate	1

KET LLC *Continued*

Citizen Comp	1
Juvenile Prob	1

L & L LIQUORS INC

LIQUOR SHED

License Type: PACKAGE STORE

Address: 4241 E 2ND ST

Total Calls: 30 -1

Accident PD	10
Traffic Stop	5
Reddi	3
Shoplifting	3
911-Welfare	2
Hit and Run	2
Welfare Check	2
Citizen Comp	1
Property Damage	1
Public Intox	1

LOS ESPINOS INC

LA COSTA MEXICAN RESTAURANT

License Type: RESTAURANT

Address: 1600 EAST 2ND ST

Total Calls: 9 +4

Traffic Stop	3
Hit and Run	2
Public Intox	2
Alcohol Offense	1
Family Fight	1

MARCO'S COAL FIRED PIZZA CASPER LLC

RACCA'S PIZZERIA NAPOLETANA

License Type: BAR & GRILL

Address: 430 S ASH ST

Total Calls: 13 +2

Hit and Run	3
Traffic Stop	2
911-Welfare	1
Attempt-Locate	1
Fraud	1
Public Intox	1

MARCO'S COAL FIRED PIZZA CASPER LLC *Continued*

Robbery	1
Wanted Person	1
Weapon Offense	1
Welfare Check	1

MESA LIQUORS LLC

MESA LIQUOR

License Type: PACKAGE STORE

Address: 3243 TALON DR STE 200

Total Calls: 14 +13

Reddi	3
911-Welfare	2
Shoplifting	2
Stray Animal	2
Alarm Security	1
Extra Patrol	1
Gas Leak	1
Unconsciousness	1
Wanted Person	1

MORENO AND MORENO LLC

GUADALAJARA FAMILY MEXICAN RESTAURANT

License Type: BAR & GRILL

Address: 3350 CY AVE

Total Calls: 12 -3

Traffic Stop	4
Accident PD	1
Animal Problem	1
Attempt-Locate	1
Choking	1
Reddi	1
Stray Animal	1
Wanted Person	1
Weapon Offense	1

MOUNTAIN HOPS BREWHOUSE LLC
MOUNTAIN HOPS BREWHOUSE
License Type: COMBINATION BAR & PACKAGE STORE
Address: 612 N BEVERLY ST
Total Calls: 2 +1

Accident PD	1
Citizen Assist	1

MOVIE PALACE INC
STUDIO CITY MESA CINEMAS
License Type: RESTAURANT
Address: 3150 TALON DR
Total Calls: 10 N/A

911-Welfare	2
Attempt-Locate	2
Animal Problem	1
Civil Matter	1
Hit and Run	1
Juvenile Prob	1
Sex Offense	1
Suspicious	1

MOYLE PETROLEUM COMPANY
OUTLET LIQUOR & TOBACCO
License Type: PACKAGE STORE
Address: 627 N POPLAR
Total Calls: 23 +6

Shoplifting	6
Reddi	4
911-Welfare	2
Public Intox	2
Wanted Person	2
Welfare Check	2
Accident PD	1
Agency Assist	1
Alarm Security	1
Traffic Stop	1
Vehicle Theft	1

OC CASPER LLC
OLD CHICAGO RESTAURANT
License Type: BAR & GRILL
Address: 3580 E 2ND ST
Total Calls: 23 -4

Traffic Stop	6
Accident PI	4
Accident PD	2
Reddi	2
Alarm Holdup	1
Animal Problem	1
Attempt-Locate	1
Burglary Auto	1
Citizen Comp	1
Hit and Run	1
Juvenile Prob	1
Lockout	1
Public Intox	1
Suspicious	1
Welfare Check	1

OCCASIONS BY CORY LLC
OCCASIONS BY CORY LLC
License Type: RESTAURANT
Address: 303 S WOLCOTT
Total Calls: 3 +1

VIN Inspection	1
Burglary Auto	1
Property Damage	1

OIL CITY BEER COMPANY LLC
OIL CITY BEER COMPANY
License Type: COMBINATION BAR & PACKAGE STORE
Address: 4155 LEGION LN UNITS 3, 4, 6, 7
Total Calls: 7 -1

Assault	2
911-Welfare	1
Accident PI	1
Alarm Security	1
Disturbance	1
Hit and Run	1

ONE TWO NINE HOSPITALITY LLC
C85 THE BRANDING IRON
License Type: BAR
Address: 129 W 2ND ST
Total Calls: 10 -1

Alarm Security	2
Reddi	2
Theft	2
Juvenile Prob	1
Structure FIRE	1
Suspicious	1
Vandalism	1

PEACHTREE HOSPITALITY MANAGEMENT LLC
HILTON GARDEN INN
License Type: BAR
Address: 1150 N POPLAR ST
Total Calls: 34 +14

911-Welfare Count	10
Theft Count	6
Drugs Count	3
Traffic Stop Count	3
Agency Assist Count	2
Burglary Auto Count	2
Fire assist Count	2
Citizen Comp Count	1
Disturbance Count	1
Extra Patrol Count	1
Parking Problem Count	1
Public Intox Count	1
Sex Offense Count	1

POKES INVESTMENTS LLC
STEAMBOAT DELI & OUTLET
License Type: RESTAURANT
Address: 251 S CENTER ST
Total Calls: 3 N/A

Property Found	1
Alarm Security	1
Alcohol Offense	1

R & M BEVERAGE CO INC
RAMKOTA HOTEL
License Type: BAR
Address: 800 N POPLAR
Total Calls: 91 +24

911-Welfare	12
Disturbance	8
Welfare Check	8
Citizen Assist	7
Traffic Stop	6
Public Intox	5
Theft	5
Drugs	4
Suspicious	4
Trespassing	4
Accident PD	3
Burglary Auto	3
Sex Offense	3
Assault	2
Family Fight	2
K9 Demo	2
Alcohol Offense	1
Attempt-Locate	1
Choking	1
Dignitary Prot	1
Explosives	1
Hit and Run	1
Indecent Exp	1
Information	1
Property Damage	1
Property Found	1
Property Lost	1
Vehicle Abandon	1
Wanted Person	1

RED LOBSTER HOSPITALITY LLC
RED LOBSTER #6374
License Type: BAR
Address: 5010 EAST 2ND ST
Total Calls: 15 +8

Alarm Security	7
911-Welfare	1
Assault	1
Defraud Inn	1
Disturbance	1

RED LOBSTER HOSPITALITY LLC
Continued

Juvenile Prob	1
Property Damage	1
Theft	1
Wanted Person	1

RIDLEYS FAMILY MARKETS INC
OUTFITTER LIQUOR
License Type: PACKAGE STORE
Address: 3035 CY AVE
Total Calls: 13 -7

Shoplifting	4
Accident PD	3
Attempt-Locate	2
Stray Animal	1
Tobacco Ordinance	1
Traffic Stop	1
Trespassing	1

ROARING 22 LLC
THE GASLIGHT SOCIAL
License Type: BAR
Address: 314 W MIDWEST AVE
Total Calls: 78 +62

Disturbance	15
Fight	7
Citizen Assist	6
Citizen Comp	4
Public Intox	4
911-Welfare	3
Assault	3
Hit and Run	3
Reddi	3
Accident PI	2
Attempt-Locate	2
EMS Assist	2
Loud Music	2
Parking Problem	2
Property Damage	2
Agency Assist	1
Alcohol Offense	1
Animal Problem	1
Fireworks	1
FVPA Violation	1
Information	1
Property Found	1

ROARING 22 LLC
Continued

Property Lost	1
Structure FIRE	1
Suspicious	1
Theft	1
Traffic Stop	1
Traumatic Inj	1
Unconsciousness	1
Vehicle Aband.	1
Vehicle Theft	1
VIN Inspection	1
Welfare Check	1

SAMS WEST INC
SAMS CLUB #6425
License Type: PACKAGE STORE
Address: 4600 E 2ND ST
Total Calls: 62 -6

911-Welfare	10
Accident PD	8
Hit and Run	7
Attempt-Locate	3
Fire assist	3
Shoplifting	3
Suspicious	3
Welfare Check	3
Alarm Security	2
Animal Problem	2
Citizen Assist	2
Public Intox	2
Weapon Offense	2
Agency Assist	1
Alcohol Offense	1
Burglary Auto	1
FVPA Violation	1
Information	1
Property Damage	1
Property Found	1
Stray Animal	1
Theft	1
Threatening	1
Traffic Hazard	1
Traffic Stop	1

SCREAMIN HOT WYOMING LLC
BUFFALO WILD WINGS
License Type: BAR & GRILL
Address: 5071 E 2ND ST
Total Calls: 4 -13

911-Welfare	2
Animal Problem	1
Public Intox	1

SHOGUN RESTAURANT MANAGEMENT INC
SHOGUN RESTAURANT
License Type: RESTAURANT
Address: 3095 TALON DR #400
Total Calls: 7 -4

Alarm Security	2
911-Welfare	1
Attempt-Locate	1
Burglary Business	1
Fire assist	1
Graffiti	1

SKULL TREE BREWING LLC
SKULL TREE BREWING
License Type: COMBINATION BAR & PACKAGE STORE
Address: 1530 BURLINGTON AVE
Total Calls: 1 +1

Unconsciousness	1

SMITHS FOOD & DRUG CENTERS INC
SMITHS FOOD & DRUG #185
License Type: PACKAGE STORE
Address: 2405 CY AVE
Total Calls: 115 +20

Traffic Stop	22
Accident PD	12
Hit and Run	10
Reddi	9
Shoplifting	9
Attempt-Locate	6
911-Welfare	5
Stray Animal	5
Welfare Check	5
Public Intox	4

SMITHS FOOD & DRUG CENTERS INC
Continued

Theft	4
Citizen Assist	3
Citizen Comp	2
Disturbance	2
Drugs	2
Information	2
Suspicious	2
Tobacco Ordinance	2
Wanted Person	2
Animal Problem	1
Fire assist	1
Fraud	1
Indecent Exposure	1
Suicidal Subj	1
Threatening	1
Unconsciousness	1

SRIPHAIBOON LLC
DSASUMO
License Type: BAR & GRILL
Address: 320 W FIRST ST
Total Calls: 1 N/C

Citizen Comp	1

STAHOO'S BREWERY AND TAPROOM LLC
STAHOO'S BREWERY AND TAPROOM
License Type: COMBINATION BAR & PACKAGE STORE
Address: 1015 E C ST
Total Calls: 2 N/A

Theft	1
Alcohol Offense	1

SUNRISE CENTER ENTERTAINMENT LLC
BOOMTOWN BLAST
License Type: COMBINATION BAR & PACKAGE STORE
Address: 4370 S POPLAR ST
Total Calls: 4 N/A

Harassment	1
Fraud	1
911-Welfare	1
Alcohol Offense	1

TABLE MOUNTAIN VINEYARDS LLC
TABLE MOUNTAIN VINEYARDS SATELLITE
License Type: COMBINATION BAR & PACKAGE STORE
Address: 731 E 2ND ST
Total Calls: 2 N/C

Welfare Check	1
911-Welfare	1

THAI KITCHEN CASPER LLC
THAI KITCHEN
License Type: RESTAURANT
Address: 1120 E 12TH ST
Total Calls: 6 +6

Dead Animal	1
Power Line Down	1
Unconsciousness	1
Suspicious	1
Traffic Stop	1
Welfare Check	1

THE OFFICE BAR AND GRILL INC
THE OFFICE BAR AND GRILL
License Type: BAR
Address: 520 S ASH ST
Total Calls: 20 -8

Hit and Run	3
911-Welfare	2
Animal Problem	2
Reddi	2
Suspicious	2
Theft	2
Alcohol Offense	1
Burglary Auto	1
Citizen Assist	1
Citizen Comp	1
Disturbance	1
Property Lost	1
Traffic Stop	1

THW INC
J'S CHINESE RESTAURANT
License Type: RESTAURANT
Address: 116 W 2ND ST
Total Calls: 1 N/C

Parking Problem	1

TIN SHACK LLC
POPLAR WINES & SPIRITS
License Type: COMBINATION BAR & PACKAGE STORE
Address: 1016 S POPLAR
Total Calls: 12 +5

Alarm Security	2
Vandalism	2
Hit and Run	1
Parking Problem	1
Property Found	1
Sick Animal	1
Stray Animal	1
Traffic Stop	1
Unconsciousness	1
Vehicle Abandoned	1

UJVARY ENTERPRISES LLC
THE FORT SALOON N EATERY
License Type: BAR & GRILL
Address: 500 WEST F ST
Total Calls: 39 +7

Disturbance	7
Citizen Comp	5
911-Welfare	4
Fire assist	3
Burglary Auto	2
Burglary Busine	2
Citizen Assist	2
Traffic Stop	2
Wanted Person	2
Alcohol Offense	1
Assault	1
Choking	1
Drugs	1
Information	1
Public Intox	1
Reddi	1
Suspicious	1
Theft	1
Welfare Check	1

UNCLE FREDDIES OF WYOMING INC
SANFORDS GRUB & PUB
License Type: RESTAURANT
Address: 61 SE WYOMING BLVD
Total Calls: 18 -12

Fire assist	5
911-Welfare	4
Alarm Security	2
Alarm Holdup	1
Animal Problem	1
Defraud Inn	1
Hit and Run	1
Property Found	1
Suspicious	1
Wanted Person	1

URBAN MARKET WINES LLC
URBAN BOTTLE WINE & SPIRITS
License Type: PACKAGE STORE
Address: 410 S ASH
Total Calls: 3 +1

911-Welfare	3

WAGONS WEST MANAGEMENT LLC
PIZZA RANCH CASPER
License Type: RESTAURANT
Address: 5011 EAST 2ND ST
Total Calls: 28 +17

Traffic Stop	7
911-Welfare	5
Accident PD	4
Fire assist	2
Alcohol Offense	1
Animal Problem	1
Assault	1
Citizen Comp	1
Disturbance	1
Hit and Run	1
Motorist Assist	1
Property Damage	1
Wanted Person	1
Welfare Check	1

WALMART INC
WALMART SUPERCENTER #3778
License Type: PACKAGE STORE
Address: 4255 CY AVE
Total Calls: 392 +38

Shoplifting	87
Accident PD	41
Traffic Stop	39
911-Welfare	27
Welfare Check	21
Hit and Run	19
Disturbance	14
Animal Problem	13
Theft	13
Attempt-Locate	12
Citizen Assist	8
Citizen Comp	8
Stray Animal	8
Suspicious	8
Accident PI	7
Property Lost	6
Alarm Security	5
Trespassing	4
Unconsciousness	4
Assault	3
Burglary Auto	3
Property Damage	3
Reddi	3
Threatening	3
EMS Assist	2
Found Child	2
Missing Person	2
Property Found	2
Public Intox	2
Wanted Person	2
Animal Bite	1
Animal Noise	1
Choking	1
Deceased Person	1
Defraud Inn	1
Drugs	1
Extra Patrol	1
Fight	1
Fire assist	1
Fraud	1
FVPA Violation	1
Harassment	1
Indecent Exp	1
Juvenile Prob	1
Missing Animal	1
Motorist Assist	1
Parking Problem	1
Sick Animal	1
Suicidal Subj	1
Traffic Hazard	1
Vehicle Aband.	1

WEST CENTER HOSPITALITY OPS LLC
BEST WESTERN DOWNTOWN CASPER HOTEL
License Type: BAR
Address: 123 WEST E ST
Total Calls: 107 +13

911-Welfare	9
Accident PD	1
Accident PI	2
Assault	2
Burglary Auto	3
Burglary Res	1
Citizen Assist	5
Citizen Comp	4
Citizen Dispute	1
Disturbance	4
Drugs	2
EMS Assist	1
Extra Patrol	1
Fight	2
Fire assist	8
Fuel Spill	1
Harassment	1
Hit and Run	6
Information	1
Juvenile Prob	1
K9 Demo	1
Property Damage	4
Property Found	2
Public Intox	5
Reddi	1
Sex Offense	1
Suicidal Subj	3
Suspicious	10
Telephone Ord	2
Theft	4
Traffic Stop	3
Trespassing	1
Unconsciousness	1
Vehicle Aband.	1
Vehicle Theft	1
Vicious Animal	2
Wanted Person	4
Welfare Check	5

WHELAN CATERING INC
HOUSE OF SUSHI
License Type: RESTAURANT
Address: 260 S CENTER ST
Total Calls: 3 Data Unavailable

911-Welfare	1
Hit and Run	2

WYOMING DOWNS OTB 12 LLC
WYOMING DOWNS OTB 12
License Type: COMBINATION BAR & PACKAGE STORE
Address: 1121 WILKINS CIR
Total Calls: 23 +8

Traffic Stop	4
Wanted Person	4
Fight	3
Suspicious	2
911-Welfare	1
Accident PD	1
Animal Problem	1
Burglary Auto	1
Citizen Assist	1
Drugs	1
Fraud	1
Property Found	1
Unconsciousness	1
Welfare Check	1

WYOMING LIQUOR LLC
WYOMING DISCOUNT LIQUOR
License Type: PACKAGE STORE
Address: 4330 E 2ND ST
Total Calls: 12 N/A

Accident PD	4
Alarm Security	3
Citizen Assist	1
Fraud	1
Reddi	1
Unconsciousness	1
Wanted Person	1

WYOMING SPIRITS INC
2ND STREET LIQUOR & WINE
License Type: PACKAGE STORE
Address: 939 E 2ND ST STE 300, 400 & 500
Total Calls: 72 +63

Public Intox	9
Reddi	7
Alarm Holdup	6
Shoplifting	6
911-Welfare	5
Accident PD	5
Suspicious	5
Welfare Check	4
Citizen Comp	3
Disturbance	2
Hit and Run	2
Theft	2
Traffic Stop	2
Alarm Security	1
Assault	1
Attempt-Locate	1
Citizen Assist	1
Drugs	1
Fight	1
Fraud	1
Juvenile Prob	1
Overdose	1
Property Found	1
Stray Animal	1
Tobacco Ordinance	1
Unconsciousness	1
Wanted Person	1

YANG & ZHANG INC
LIME LEAF ASIAN BISTRO
License Type: RESTAURANT
Address: 845 E 2ND ST
Total Calls: 5 +1

911-Welfare	1
Stray Animal	1
Alcohol Offense	1
Citizen Comp	1
Property Found	1

ALROG INC
MOONLIGHT LIQUORS
License Type: COMBINATION BAR & PACKAGE STORE
Address: 2305 E 12TH ST
Total Calls: 42 +19

Disturbance	6
Traffic Stop	6
911-Welfare	5
Alarm Security	4
Citizen Assist	3
Burglary Auto	2
Hit and Run	2
Reddi	2
Unconsciousness	2
Welfare Check	2
Accident PD	1
EMS Assist	1
Fight	1
Information	1
Juvenile Prob	1
Suspicious	1
Theft	1
Threatening	1

ARMOR'S RESTAURANT INC
SILVER FOX STEAKHOUSE
License Type: BAR
Address: 3422 S ENERGY LN
Total Calls: 32 +18

Traffic Stop	9
Accident PI	4
Stray Animal	4
911-Welfare	2
Accident PD	2
Public Intox	2
Alarm Security	1
Attempt-Locate	1
Choking	1
EMS Assist	1
Motorist Assist	1
Reddi	1
Theft	1
Wanted Person	1
Welfare Check	1

OG OF CASPER INC
OLIVE GARDEN ITALIAN RESTAURANT
#1828
License Type: BAR & GRILL
Address: 5070 E 2ND ST
Total Calls: 18 +9

Alarm Security	4
Extra Patrol	2
Hit and Run	2
911-Welfare	1
Accident PD	1
Alarm Holdup	1
Animal Problem	1
Citizen Assist	1
Fire assist	1
Property Damage	1
Reddi	1
Stray Animal	1
Traffic Stop	1

Chapter 5.08 - ALCOHOLIC BEVERAGES [1]

Footnotes:
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Editor's note— Ord. No. 2-19, adopted Mar. 5, 2019, repealed the former Ch. 5.08, §§ 5.08.010, 5.08.020, 5.08.025, 5.08.030, 5.08.035, 5.08.040—5.08.180, 5.08.185, 5.08.190, 5.08.195, 5.08.200—5.08.280, 5.08.290, 5.08.295, 5.08.300—5.08.470, and enacted a new Ch. 5.08 as set out herein. The former Ch. 5.08 pertained to similar subject matter. The historical notations of the former Ch. 5.08 have been preserved for reference purposes.

5.08.010 - Definitions.

As used in this chapter:

1. "Alcoholic liquor" means any spirituous or fermented fluid, substance or compound other than malt beverage, intended for beverage purposes, which contains at least one-half of one percent of alcohol by volume. As used in this paragraph, "beverage" does not include liquid filled candies containing less than six and one-quarter percent of alcohol by volume.
2. "Bar and grill liquor license" means the authority under which a licensee is permitted to sell alcoholic liquor or malt beverages for consumption on the premises owned or leased by the licensee, and is subject to the limitations hereinafter provided.
3. "Barrel" is a unit of liquid measure equal to thirty-one U.S. gallons.
4. "Brewery" means a commercial enterprise at a single location producing more than fifty thousand barrels per year of malt beverage.
5. "Building" means a roofed and walled structure built or set in place for permanent use.
6. "Club" means any of the following organizations:

a. A post, charter, camp or other local unit composed only of veterans and its duly organized auxiliary, chartered by the Congress of the United States for patriotic, fraternal or benevolent purposes and, as the owner, lessee or occupant, operates an establishment for these purposes within the state;

b. A chapter, lodge or other local unit of an American National Fraternal Organization and, as the owner, lessee or occupant, operates an establishment for fraternal purposes within the state. As used in this subdivision, an American Fraternal Organization means an organization actively operating in not less than thirty-six states or having been in active continuous existence for not less than twenty years, but does not mean a college fraternity;

c. A hall or building association of a local unit specified in subdivisions a and b of this subsection, of which all of the capital stock is owned by the local unit or its members, operating clubroom facilities for the local unit;

d. A golf club having more than fifty bona fide members and owning, maintaining or operating a bona fide golf course together with a clubhouse;

e. A social club with more than one hundred bona fide members who are residents of the county in which it is located, owning, maintaining or operating club quarters, incorporated and operating solely as a nonprofit corporation under the laws of this state and qualified as a tax exempt organization under the Internal Revenue Service Code and having been continuously operating for a period of not less than one year. The club shall have had during this one-year period a bona fide membership paying dues of at least

twenty-five dollars per year as recorded by the secretary of the club, quarterly meetings, and an actively engaged membership carrying out the objects of the club. A social club shall, upon applying for a license, file with the licensing authority and the division a true copy of its bylaws and shall further, upon applying for a renewal of its license, file with the licensing authority and the division a detailed statement of its activities during the preceding year which were undertaken or furthered in pursuit of the objects of the club together with an itemized statement of amounts expended for such activities. Club members, at the time of application for a limited retail liquor license pursuant to this chapter, shall be in good standing by having paid at least one full year in dues;f.Club does not mean college fraternities, sororities or labor unions.

7. "Conviction" shall mean a finding of guilty, the entry of a guilty or no contest plea, or the entry of a guilty or no contest plea as part of a deferred sentence in any court.

8. "Division" means the Wyoming Liquor Division.

9. "Industry representative" means and includes all wholesalers, manufacturers, rectifiers, distillers and breweries dealing in alcoholic liquor or malt beverage, and proscriptions under their conduct includes conduct by a subsidiary, affiliate, officer, director, employee, agent, broker or any firm member of such entity.

10. "Intoxicating liquor," "alcoholic liquor," "alcoholic beverage" and "spirituous liquor" are construed as synonymous in meaning and definition.

11. "Licensee" means a person holding a:

a. Retail liquor license;

b. Limited retail liquor license;

c. Resort liquor license;

d. Twenty-four hour malt beverage permit;

e. Restaurant liquor license;

f. Catering permit;

g. Special malt beverage permit;

h. Bar and grill liquor license;

i. City-issued satellite manufacturer's permit;

j. Microbrewery permit;

k. Winery permit;

l. Winery satellite permit;

m. Special malt beverage permit for events conducted at rodeo arenas issued pursuant to Wyoming Statutes Section 12-4-507.

12. "Limited retail liquor license" means a license issued as hereinafter provided to a bona fide fraternal club.

13. "Local licensing authority" means the city council of Casper, Wyoming.

14. "Malt beverage" means any fluid, substance or compound intended for beverage purposes manufactured from malt, wholly or in part, or from any substitute therefor, containing at least one-half of one percent of alcohol by volume.

15. "Malt beverage permit" means the authorization under which the licensee is permitted to sell malt beverages only.

16. "Manufacture" or "manufactures" means distilling or rectifying and bottling or packaging any spirituous fluid, substance or compound intended for beverage purposes which contains at least one-half of one percent alcohol by volume;

17. "Microbrewery" is a commercial enterprise as defined by Wyoming Statutes Section 12-1-101(a)(xix).
18. "Operational," for nongovernmental owned properties, means offering for sale on an ongoing weekly basis for twelve months per year during the license term year to the general public, alcohol and malt beverages as authorized, and as stated herein excluding periods of time where government issued community public health orders restrict the licensee's business operations.
19. "Original package" means any receptacle or container used or labeled by the manufacturer of the substance, containing any alcoholic liquors or malt beverages.
20. "Person" includes an individual person, partnership, corporation, limited liability company or association.
21. "Resident" means a domiciled resident and citizen of Wyoming for a period of not less than one year who has not claimed residency elsewhere for any purpose within a one-year period immediately preceding the date of application for any license or permit authorized under this chapter.
22. "Restaurant" means space in a building maintained, advertised and held out to the public as a place where individually priced meals are prepared and served primarily for on-premises consumption and where the primary source of revenue from the operation is from the sale of food and not from the sale of alcoholic or malt beverages.
23. "Restaurant liquor license" means the authority under which a licensee is permitted to sell alcoholic liquor and malt beverages for consumption on the premises owned or leased by the licensee, and is subject to the limitations hereinafter provided.
24. "Retail liquor license" means the authority under which a licensee is permitted to sell alcoholic liquor or malt beverages for use or consumption, but not for resale.
25. "Room" means an enclosed and partitioned space within a building, large enough for a person. Partitions may contain windows and doorways, but any partition shall extend from floor to ceiling.
26. "Sell" or "sale" includes offering for sale, trafficking in, bartering, delivery, or dispensing and pouring for value, exchanging goods, services or patronage, or an exchange in any way other than purely gratuitously. Every delivery of any alcoholic liquor or malt beverage made otherwise than by gift constitutes a sale.
27. "Special malt beverage permit" means the authority under which a licensee is permitted to sell malt beverages at public auditoriums, civic centers or events centers, meeting the qualifications hereinafter provided.
28. "Weekly basis" means at least eight hours per day five days per week for forty-six weeks for retail, and bar and grill licenses at a location not owned by the state of Wyoming, Natrona county or the city of Casper, and at least five hours per day five days per week for fifty weeks per year for a restaurant license, unless the license was issued as a seasonal license and excluding periods of time where government issued public health orders restrict community wide business operations.
29. "Wholesaler" means any person, except the commission, who sells any alcoholic or malt beverage to a retailer for resale.
30. "Winery" means a commercial enterprise manufacturing wine at a single location in Wyoming in quantities not to exceed ten thousand gallons per year.
(Ord. 33-06, §§ 1, 2, 2006; Ord. 24-96, § 1, 1996; Ord. 22-93, § 1, 1993; Ord. 8-88, § 1, 1988; Ord. 25-86 (part), 1986: prior code § 3-1)

(Ord. No. 34-15, § 1, 12-15-2015; Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

5.08.020 - Authorization—Rules and regulations.

A. The City of Casper may issue liquor licenses of the types, and in the manner, and subject to fees and regulations allowed by the State Liquor Code, Wyoming State Statutes 12-1- 101 et seq. as these statutes may be amended from time to time.

B. The city council is authorized to license, regulate and prohibit the retail sale of alcoholic liquors and malt beverages under this chapter. The city council may, from time to time, make rules and regulations as it deems necessary to carry out the provisions of this chapter; provided that said rules and regulations are consistent with the provisions contained in this chapter and the applicable state statutes.

(Ord. 25-86 (part), 1986: prior code § 3-45)

(Ord. No. 2-19, 3-5-2019)

5.08.030 - Compliance with requirements.

All liquor license applicants and holders and their employees and agents shall comply with all relevant provisions of Wyoming Statutes Section 12-1-101 et. seq. and any applicable city ordinances, resolutions, rules, and regulations as they may be amended from time to time.

Any violation of this chapter occurring on a licensed premise or in relation to any other license or permit shall be attributable to the license or permit holder for purposes of licensure oversight and the public health and safety and peace. The acts or omissions of employees or agents of the licensee or permit holder are the responsibility of the licensee or permit holder.

(Ord. No. 2-19, 3-5-2019)

5.08.040 - License—Required.

It is unlawful for any person to manufacture, brew, vint, or distill, or possess for sale, sell or dispense for any pecuniary advantage or give away to the public, as an inducement to the public to patronize any business, place or person within the city, any alcoholic liquor or malt beverage as defined in this chapter, or to operate a microbrewery, winery, or manufacturing operation within the city without first obtaining a license to do so and paying the license fees therefor, and for a distiller, a satellite manufacturer's permit.

(Ord. 22-93 § 2, 1993: Ord. 25-86 (part), 1986: prior code § 3-9)

(Ord. No. 2-19, 3-5-2019)

5.08.050 - License application—Contents and fees.

Any person desiring a license or permit, including a satellite manufacturer's permit, under the provisions of this chapter, if alcoholic beverage sales thereunder are to take place within the city, shall apply to the city council for the same upon a form of application prepared by the attorney general of the state and furnished to the city. It shall be sworn to by the applicant, filed timely in the office of the city clerk and be accompanied by the sum of fifteen dollars in the event that it is

submitted as an application for annual renewal to become effective on the annual renewal date of April 1, and in the sum of eighty dollars for an application submitted at any other time or for any other purpose. The set amount is intended to defray the expense including publishing notice of such application as required by law. Such application shall contain the following the information:

A. The location and description of the licensed building in which the applicant will sell under the license, if the building is in existence at the time of application. If the building is not in existence, the location and an architect's drawing or suitable plan of the licensed building and premises to be licensed;
B. The age and residence of the applicant, and of each applicant or partner if the application is made by more than one individual or by a partnership;
C. A disclosure of any criminal record of the applicant or any partner equal to a felony conviction under Wyoming law and any conviction for a violation of Wyoming law relating to the sale or manufacture of alcoholic or malt beverages within ten years prior to the filing of the application;
D. If the applicant is a corporation:

1.The name, age and residence of each officer, director and stockholder holding, either jointly or severally, ten percent or more of the outstanding and issued capital stock of the corporation; and

2.Whether any officer, director or stockholder with ten percent or more ownership has been convicted of a violation of law as provided in subsection C of this section;

E. A statement indicating the financial condition and financial stability of a new applicant;
F. The site and the zoning of the site where the applicant will sell under the license;
G. If the applicant is a limited liability company:

1.The name, age and residence of each officer, manager and member holding, either jointly or severally, ten percent or more of the outstanding ownership of the limited liability company; and

2.If any officer, manager or member with ten percent or more ownership has been convicted of a violation of law as provided under subsection C of this section;

H. No person or partner shall have any interest, directly or indirectly, in a license or permit unless he signs and verifies the application for the license or permit. No corporation shall be granted a license or permit unless two or more of the officers or directors sign and verify the application on behalf of the corporation and also verify upon their oath as individuals that the statements and provisions contained therein are true, except that if all the stock of the corporation is owned by one individual then that individual may sign and verify the application and verify upon his oath that the statements and provisions contained therein are true. No limited liability company shall be granted a license or permit unless at least one of the officers, managers, or if there are no officers or managers, at least one of the members who is duly authorized to act on behalf of the limited liability company signs and verifies the application on behalf of the company and also verifies upon his oath that the statements and provisions contained therein are true.
(Ord. No. 9-17, § 2, 6-20-2017; Ord. 40-07 § 1, 2007; Ord. 24-96 § 4, 1996; Ord. 26-89, 1989; Ord. 2-87 § 1, 1987: Ord. 25-86 (part), 1986: prior code § 3-10)

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020)

5.08.060 - License application—Change of ownership and other information.

A. Corporate and limited liability company licensees and permittees shall advise the city council within thirty days in writing of any change in the information in any application required under this chapter. The city shall provide the commission a copy of a notification of change.

B. Whenever an interest of more than ten percent of the whole interest in any corporation, association or organization holding a retail liquor license is sought to be sold, assigned or otherwise transferred, a new application shall first be filed with the city clerk and no such sale, assignment or transfer shall be made without the prior approval of the city council.

C. Whenever ownership of a license or permit is proposed to be transferred, or a retail or limited retail liquor license moved to a different location, or a licensed or permitted facility is proposed to be expanded, a new application shall first be filed with the city clerk, and no such transfer, move or expansion shall be made without the prior approval of the city council as set forth herein.

(Ord. 24-96 § 5,1996; Ord. 25-86 (part), 1986: prior code § 3-13)

(Ord. No. 2-19, 3-5-2019)

5.08.070 - License application—Affidavits required.

In addition to the application form, each applicant shall furnish the city an affidavit in duplicate, setting forth the names and addresses of all stockholders and their respective stockholdings if the applicant is a corporation, and the names and addresses of all members if the applicant is an association or organization. Such affidavit shall also state whether or not any relative by blood or marriage of an individual applicant, partner, stockholder of a corporation or a member of an association or organization making application has any interest in any retail liquor license issued by the city and, if so, the name and address of each such person; such affidavit shall also state whether or not any person, other than the applicant, has any interest, whether direct or indirect, in the license and, if so, the nature of the interest.

(Ord. 2-87 § 2,1987: Ord. 25-86 (part), 1986: prior code § 3-14)

(Ord. No. 2-19, 3-5-2019)

5.08.080 - License application—Notice, hearing and appeals procedure.

A. When an application for a license, permit, or renewal, or a transfer of location or ownership thereof has been filed with the city clerk, the clerk shall promptly prepare a notice of application and publish the notice in a newspaper of local circulation once a week for two consecutive weeks. The notice shall state that a named applicant has applied for a license, special malt beverage permit, renewal, expansion or transfer thereof, and that protests against the issuance, renewal, expansion or transfer of the license or special malt beverage permit will be heard at a designated meeting of the city council. Each applicant shall, at the time of filing his application, pay the clerk an amount sufficient to cover the costs of publishing notice. Notices may be substantially in the following form:

NOTICE OF APPLICATION FOR A _____

Notice is hereby given that on the _____ day of _____, 20___, (name of applicant) filed an application for a _____ license (permit), in the office of the Clerk of the City of Casper for the following building (insert address) and protests, if any there be, against the issuance (transfer or renewal) of the license (permit) will be heard at the hour of ___.m. on the _____ day of _____, 20___, in the (meeting place of the governing body).

_____

Dated _____

Signed
City Clerk

B. Any license or other permit authorized under this chapter shall not be issued, renewed, expanded or transferred until on or after the date set in the notice for hearing protests. If a renewal or transfer hearing, the hearing shall be held no later than thirty days preceding the expiration date of the license or special malt beverage permit. A license or special malt beverage permit shall not be issued, renewed, expanded or transferred if the city council finds from evidence presented at the hearing:

1. The welfare of the people residing in the vicinity of the proposed license or permit premises is adversely and seriously affected;
2. The purpose of this chapter shall not be carried out by the issuance, renewal, expansion or transfer of the license or permit;
3. The number, type and location of existing licenses or special malt beverage permits meet the needs of the vicinity under consideration;
4. The desires of the residents of the city will not be met or satisfied by the issuance, renewal or transfer of the license or special malt beverage permit; or
5. Any other reasonable restrictions or standards which may be imposed by the city council shall not be carried out by the issuance, renewal, expansion or transfer of the license or permit.

C. When any application is filed with the city council, the city clerk shall immediately forward a copy of the application to the division. The city council shall not approve or deny an application until the division has certified the application is complete pursuant to this subsection. All applications shall be deemed to be certified unless objection is made by the division within ten working days after receipt of the application. Upon approval or denial of an application, the city council shall promptly notify the division.

D. An applicant for a renewal license or special malt beverage permit may appeal to the district court from an adverse decision by the city council. No applicant for a new license or permit shall have a right of appeal from the decision of the city council denying an application.

E. Upon an appeal, the person applying for renewal of license shall be named as plaintiff, with the city council named as defendant. During the pendency of an appeal, a renewal license denied by the city council shall not be granted to any other applicant. Upon notice of appeal the city clerk shall transmit to the clerk of the district court a certified copy of the application, of each protest, if any, and of the minutes recording the decision appealed from. The appeal shall be heard as a trial de novo with evidence taken and other proceedings had as in the trial of civil actions. The court may accept and consider as part of the record certified documents forwarded

to the court by the city clerk. The case shall be heard promptly and the procedure shall conform to the Wyoming Rules of Civil Procedure unless other procedures are provided for or required.
F. The date the renewal application is due to the city clerk's office for renewal is the second Monday in December of each calendar year. Renewal applications received after this date will be assessed a late fee or the license will be deemed as abandoned: a late fee of two hundred fifty dollars shall be assessed for applications received one to five days late; a late fee of five hundred dollars shall be assessed for applications received six to ten days late; greater than ten days the license shall be deemed as abandoned and the clerk shall not accept a renewal application eleven days after the renewal application. Late fees must be paid before the city clerk will accept a renewal application.
(Ord. No. 9-17, § 3, 6-20-2017; Ord. 24-96 §§ 6, 1996; Ord. 25-86 (part), 1986: prior code § 3-15)

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

5.08.085 - Suspension of license by licensing authorities for failure to pay sales tax.
The city council may suspend any license issued under this title if the licensee fails to pay sales taxes and the division has ceased sales of alcoholic liquor to the licensee. The licensee may appeal license suspension to the district court in the manner specified under Wyoming Statutes Section 12-4-104 and the appeal proceedings shall be in accordance with the Wyoming Rules of Appellate Procedure. The suspension shall remain in effect pending a decision by the appellate court.

(Ord. 24-96 § 3,1996)

(Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

Editor's note— Ord. No. 24-21, adopted Aug. 17, 2021, renumbered former § 5.08.090 as § 5.08.085.

5.08.090 - Winery permits; authorized; conditions; satellite winery permits; direct shipment of wine; fees.
A. Subject to restrictions imposed under Wyoming Statutes Section 12-4-103 excluding Wyoming Statutes Section 12-4-103(a)(vi), the local licensing authority may issue a winery permit authorizing a permit holder to manufacture wine and dispense the manufactured wine for on-premises and limited off-premises personal consumption.
B. The local licensing authority:

1. May allow the sale of other wines under a winery permit for on-premises consumption when obtained from the division;
2. May allow the winery to sell its manufactured wine on site for off-premises personal consumption, not for retail sale, in packaging of bottles of an aggregate volume not to exceed two thousand twenty-eight ounces per sale;
3. In accordance with the process established under this chapter, may allow the transfer of a winery permit to another location and ownership of the winery may be transferred upon approval by the local licensing authority;

4. Shall assess a fee of five hundred dollars payable annually in advance for each winery permit. When dual ownership of a winery permit and a liquor license exists no additional fee shall be assessed other than the retail, restaurant, bar and grill or resort license fee.

C. Wyoming Statutes Section 12-4-410 shall apply to any person holding a winery permit and a restaurant liquor license and Wyoming Statutes Section 12-4-413 shall apply to any person holding a winery permit and a bar and grill liquor license, except that either dual holder:

1. May sell the manufactured wine for limited off-premises personal consumption pursuant to paragraph B.2 of this section;
2. May upon cessation of full service restaurant operations, serve a limited menu and continue to serve wines authorized under the winery permit;
3. Shall not include sales of wines authorized under the winery permit, or sales other than food service and alcoholic beverages, in the annual gross sales report required under Wyoming Statutes Section 12-4-408(c).

D. The local licensing authority may issue to the holder of a winery permit under this section a satellite winery permit which allows the permittee to sell wine manufactured at the site identified on the manufacturer's license at up to three satellite locations within Wyoming separate from its licensed manufacturing site under the original permit fee. The satellite winery permit may be issued on application to the appropriate licensing authority. The local licensing authority may require a public hearing and the payment of an additional permit fee of one hundred dollars regardless of the number of satellite locations. The satellite winery permit shall be subject to the terms and conditions of Wyoming Statutes Section 12-4-106, and the licensed building provisions of Wyoming Statutes Section 12-5-201.

E. Notwithstanding paragraph B.2. of this section and Wyoming Statutes Section 12-5-201, any person holding a winery permit as provided by this section, may sell and ship its manufactured wine which is not listed with the liquor division as part of its inventory and distribution operation to any Wyoming retail establishment which holds a liquor license in this state.

F. Any licensed winery holding a winery permit pursuant to this section shall:

1. Not ship more than a total of one hundred eight liters of its manufactured wine to any one household in this state during any twelve-month period;
2. Offer to sell its manufactured wine to the liquor division at wholesale prices if the winery ships more than ninety liters total of any of its manufactured wine to any combination of households or licensed retailers in this state;
3. Ship its manufactured wine only to individuals who are at least twenty-one years of age for such individual's personal use and not for resale;
4. Ensure that all shipping containers of manufactured wine shipped pursuant to this section are conspicuously labeled with the words: "CONTAINS ALCOHOLIC BEVERAGES, ADULT (OVER 21) SIGNATURE REQUIRED FOR DELIVERY";
5. Ensure that all of its shipments within this state are made by a duly licensed carrier and further ensure that such carriers comply with the requirement to obtain an adult signature;
6. Maintain records for at least three years that will permit the local licensing authority to ascertain the truthfulness of the information filed and permit the city to examine licensee's records upon reasonable request.

G. The local licensing authority may issue to a winery permit holder an off-premises wine permit for the purpose of selling its own manufactured wine at meetings, conventions, private parties, dinners and other similar gatherings to promote the holder's product. No permittee holding an off-premises wine permit shall sell or permit consumption of any of their manufactured product off the premises described in the permit. An off-premises wine permit shall be issued for one, twenty-four-hour period, subject to the schedule of operating hours set pursuant to Wyoming Statutes Section 12-5-101. No holder of a wine permit shall receive more than twelve off-premises wine permits in any one calendar year. An off-premises wine permit may be issued on application to the appropriate licensing authority. The local licensing authority may require payment of an additional permit fee of not less than ten dollars nor more than fifty dollars per twenty-four-hour period.

H. The holder of a winery permit under this section may also hold a manufacturer's license under Wyoming Statutes Section 12-2-203(a).

(Ord. No. 24-21, 8-17-2021)

5.08.100 - Microbrewery permits; authorized; fees.

A. Subject to restrictions imposed under Wyoming Statutes Section 12-4-103 excluding Wyoming Statutes Section 12-4-103 (a)(vi), the local licensing authority may issue a microbrewery permit authorizing a permit holder to brew a malt beverage and dispense the brewed malt beverage for on-premises and limited off-premises personal consumption. For the purposes of this section, "on-premises" may include a fenced or enclosed area immediately adjacent to the licensed brewing site as approved by the local licensing authority. The dispensing of malt beverages in an immediately adjacent area authorized by this paragraph shall be subject to the schedule of operating hours set by the local licensing authority. Any microbrewery permit holder shall:

1.Maintain records for at least three years that will permit the local licensing authority to ascertain the truthfulness of the information filed within the state and permit the city to examine the licensee's records upon reasonable request.

B. The local licensing authority:

1. May allow the sale of malt beverage obtained through a contract brewing arrangement and other malt beverages under a microbrewery permit for on-premises consumption when obtained through licensed wholesale malt beverage distributors;

2. May allow the microbrewery to sell on site its brewed product and its malt beverage obtained through a contract brewing arrangement for off-premises personal consumption, not for retail sale, in packaging of bottles, cans or packs of an aggregate volume not to exceed two thousand ounces per sale;

3. In accordance with the process established under this chapter, may allow the transfer of a microbrewery permit to another location and ownership of the microbrewery may be transferred upon approval by the local licensing authority; and

4. Shall assess a fee of five hundred dollars payable annually in advance for each microbrewery permit. When dual ownership of a microbrewery permit and a liquor license exists no additional fee shall be assessed other than the retail, restaurant, bar and grill or resort license fee.

C. Wyoming Statutes Section 12-4-410 shall apply to any person holding a microbrewery permit and a restaurant liquor license and Wyoming Statutes Section 12-4-413 shall apply to any person holding a microbrewery permit and a bar and grill liquor license, except that either dual holder:

1. May sell the brewed malt beverage for limited off-premises personal consumption pursuant to paragraph B.2. of this section;
2. May upon cessation of full service restaurant operations, serve a limited menu and continue to serve malt beverages authorized under the microbrewery permit;
3. Shall not include sales of malt beverages authorized under the microbrewery permit, or sales other than food service and alcoholic beverages, in the annual gross sales report required under Wyoming Statutes Section 12-4-408(c).

D. The local licensing authority may authorize a microbrewery to operate at more than one location. The local licensing authority may require the payment of an additional permit fee of one hundred dollars regardless of the number of locations authorized for the microbrewery. All locations shall be subject to all provisions of this chapter related to the operation of a microbrewery.

E. The holder of a microbrewery permit under this section may also hold a manufacturer's license under Wyoming Statutes Section 12-2-203(a).

(Ord. No. 9-17, § 1,6-20-2017; Ord. No. 11-14, § 1, 6-3-2014; Ord. 33-06 § 3,2006; Ord. 24-96 § 2,1996: Ord. 22-93 § 3,1993)

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

Editor's note— Ord. No. 24-21, adopted Aug. 17, 2021, changed the title of § 5.08.100 from "Microbrewery and winery permits; authorized; conditions; dual permits and licenses; satellite winery permits; direct shipment of wine; fees" to read as herein set out.

5.08.105 - Manufacturing and rectifying.

A. A holder of a manufacturer's license who is a federally licensed distiller or rectifier may dispense free of charge at the site identified on the manufacturer's license samples in quantities not to exceed one and one-half ounces of their product manufactured at the site identified on the manufacturer's license and no more than three ounces of samples per consumer per day. The dispensing of samples shall be subject to the schedule of operating hours set pursuant to the licensed building provisions provided in Wyoming Statutes Section 12-5-201.

B.

1. The local licensing authority may issue to the holder of a manufacturer's license granted under subsection A of this section who is a federally licensed distiller or rectifier, a satellite manufacturer's permit which allows the permittee to sell product manufactured at the site identified on the manufacturer's license at not more than one satellite location within Wyoming separate from its manufacturing site under the original permit. All products sold at a manufacturer's satellite location shall be obtained through the division. The satellite manufacturer's permit may be issued on application to the appropriate licensing authority. The local licensing authority shall require a public hearing and the payment of an additional permit fee of one hundred dollars. The satellite manufacturer's permit shall be subject to the terms and conditions of Wyoming Statutes Section 12-4-106, the schedule of operating hours established in this chapter and the licensed building provisions pursuant to Wyoming Statutes Section 12-5-201.
2. A manufacturer's off-premises permit authorizes the permittee to sell product manufactured at the site identified on the manufacturer's license only for sales at meetings, conventions, private parties, dinners and other similar gatherings to promote

their product. No permittee holding a manufacturer's off-premises permit shall sell or permit consumption of any of their manufactured product off the premises described in the permit. An off-premises permit shall be issued for one, twenty-four-hour period, subject to the schedule of operating hours set in this chapter. No holder of a manufacturer's license shall receive more than twelve off-premises permits in any one calendar year. An off-premises permit may be issued on application to the appropriate licensing authority. The local licensing authority may require payment of fifty dollars per twenty-four-hour period.

C. For purposes of this section:

1."Distiller" includes any person who:

a. Produces distilled spirits from any source or substance;

b. Brews or makes mash, wort or wash fit for distillation or for the production of distilled spirits, other than the making or using of mash, wort or wash in the authorized production of wine or beer, or the production of vinegar by fermentation;

c. By any process separates alcoholic spirits from any fermented substance; or

d. Making or keeping mash, wort or wash, has a still in operation at the site identified on the manufacturer's license.2."In operation" for this section means is currently being operated or has been operated in the preceding twelve months with all necessary permits;3."Manufacture" or "manufactured" means distilling or rectifying and bottling or packaging any spirituous fluid, substance or compound intended for beverage purposes which contains at least one-half of one percent alcohol by volume;4."Rectifier" includes any person who colors, flavors or otherwise processes distilled spirits by distillation, blending, percolating or other processes.

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

5.08.110 - Delivery of alcoholic liquors and malt beverages.

A. Retail liquor licensees, microbrewery permit holders, winery permit holders, winery satellite permit holders and manufacturer licensees with a satellite location may deliver or contract to have delivered alcoholic liquors and malt beverages to customers provided:

1. All sales of alcoholic liquors and malt beverages under this subsection shall take place in the licensed building. Orders of alcoholic liquors and malt beverages may be placed by phone, online or through a mobile application. All deliveries under this subsection shall be completed during the licensee's remaining operating hours on the same day the alcoholic liquors or malt beverages are removed from the inventory of the licensed premises;

2. No order shall be received nor shall any delivery be made to or by a person under the age of twenty-one years. All deliveries shall require the purchaser to provide to the deliverer a valid government issued identification demonstrating the purchaser is twenty-one years of age or older;

3. All package sales and deliveries of alcoholic liquors and malt beverages for off-premises consumption shall be sealed. For purposes of this paragraph, "sealed" means a product enclosed:

a. In its original package and unopened;

b. In a plastic bag and heat sealed closed; or

c. In a container that has a breakable seal incorporated in the container cap.

4. Any contract delivery service shall adhere to the requirements of this chapter when delivering alcoholic liquors and malt beverages; and

5. Microbrewery permit holders, winery permit holders, winery satellite permit holders and manufacturer licensees with a satellite location shall only deliver or contract to have delivered their respective manufactured products.

6. Only retail liquor licenses, microbrewery permit holders, winery permit holders, winery satellite permit holders and manufacturer licenses with a satellite location, which have been issued licenses or permits by the city council of Casper, Wyoming, may engage in the delivery of alcoholic liquor and malt beverages within the confines of Casper's city limits. Wine sold pursuant to federal and state laws must be "shipped" to residences or wholesalers within the Casper city limits.

(Ord. No. 24-21, 8-17-2021)

5.08.120 - Evidence of sale—Persons and alcoholic beverages on premises.

The presence of any person in any unlicensed structure, room or place, other than the person maintaining the place, such person having upon any table, bench, bar or other article any container wherein there is any alcoholic liquor or malt beverage and in near proximity to where any such person is standing or sitting is prima facie evidence that the person maintaining the premises is maintaining a nuisance.

(Ord. No. 2-19, 3-5-2019)

5.08.130 - Special malt beverage permit; public auditoriums, civic centers or event centers.

A. Special malt beverage permits are authorized pursuant to the following:

1. Public auditoriums, civic centers and events centers meeting the qualifications of this section may be licensed by the city council under special malt beverage permits.

2. The permits may limit where the malt beverages may be sold and consumed.

3. To qualify for a special malt beverage permit an applicant must meet the following requirements:

a. The applicant must be a responsible person or organization;

b. The public auditorium, civic center or events center shall be owned by the city, county, the state, or the DDA which has an attendance capacity for no less than four hundred persons and is used for public gatherings;

c. The person or organization applying for an operating permit, if not the owner of the public auditorium, civic center, or events center, must hold a written agreement with the owner of the public auditorium, civic center or events center, giving said applicant the right to sell concessions within the building or location for either daily use or for the license year (April 1 to March 31 for which the application is made.)

4. No person or organization holding a special malt beverage permit shall sell any alcoholic liquor other than malt beverages on the premises or location described on the permit, nor shall any malt beverage be sold for consumption off the premises or outside the location authorized by the permit. It shall be an obligation and a responsibility of the holder of the permit to see that no sales are made to any person under the age of twenty-one years and there be no violations of this chapter.

5. An annual permit authorized by this section shall be issued after a hearing on the application, and the license fee of one thousand dollars shall be payable annually in advance. Daily permits may be issued by the city clerk's office, subject to the requirements of this section; the fee for a daily permit shall be fifty dollars.
6. The permits shall be subject to such rules and regulations as may be established by the city council.

(Ord. No. 9-17, § 4, 6-20-2017; Ord. 8-88 § 3, 1988; Ord. 25-86 (part), 1986: prior code § 3-22)

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

Editor's note— Ord. No. 24-21, adopted Aug. 17, 2021, changed the title of § 5.08.130 from "Special malt beverage permit" to read as herein set out.

5.08.140 - Malt beverage and catering permits for public events.

A.

1. A malt beverage permit, authorizing the sale of malt beverages only, may be issued by the city manager or his or her designee to any responsible person or organization for sales at a picnic, bazaar, fair, rodeo, special holiday or similar public gathering. No person or organization holding the special permit shall sell any alcoholic liquor other than malt beverages at the location described on the permit, nor shall any malt beverage be sold or consumed outside the location authorized by the permit. Privately owned or leased locations shall be subject to the restrictions set forth in subsections G and H.
2. Any person selling or dispensing a malt beverage pursuant to this subsection shall have competed successfully an alcohol server training program as approved by Wyoming Statutes Section 12-2-402.

The person and the organization which requested and were issued the malt beverage permit are jointly and severally liable for any fine imposed by the court for a violation of Chapter 5.08 of the Casper Municipal Code.

B. A catering permit authorizing the sale of alcoholic liquor and malt beverages may be issued by the city manager or his or her designee to any person holding a retail liquor license authorizing the off-premises sale of both alcoholic and malt beverages, for sales at events not capable of being held within the licensee's licensed premises. No licensee holding a catering permit shall sell or permit consumption of any alcoholic liquor or malt beverage outside the location described in the permit, except as to a special area or district as authorized by resolution adopted by the city council pursuant to Casper Code Section 5.08.480. Catering permits under this subsection shall not be valid to operate a continuing business.

C. The permits authorized by this section shall be issued for one, twenty-four-hour period, subject to the schedule of operating hours provided by this chapter. No person or organization shall receive more than a total of twelve malt beverage and thirty-six catering permits for sales at the same location in any one year. The holder of a Casper microbrewery permit issued under this chapter may hold a malt beverage permit for the purpose of selling the permittee's own brewed malt beverages.

D. The malt beverage permit and the catering permit shall be issued on application to the city manager or his or her designee without public notice or hearing. An application for a malt beverage permit or catering permit under this section shall be accompanied by a designation of

the event for which the application is sought specifying the type of event and the name of the sponsor. Any applicant applying for a permit authorized by this section and having licensed premises located within a jurisdiction other than that jurisdiction to which application is made shall secure the written approval of the licensing authority of that jurisdiction in which the licensed premises are located prior to filing an application for a permit.

E. The fee for the malt beverage permit and the catering permit shall be fifty dollars per twenty-four-hour period, payable to the city.

F. Applications shall be submitted on a form approved by the city manager or his or her designee.

G. Applications for malt beverage permits may be denied due to any of the following conditions:

1. Conviction of the following individuals and entities for one or more of the following offenses related to a similar event or location within the preceding five years prior to the date of the application as follows:

a. Applicant or applicant's entity principals, employees, agents, or representatives while travelling to or from the event or at the event:

i. Driving while under the influence;
ii. Public intoxication;
iii. Disturbing the peace/noise offense;
iv. Serving after hours at location;
v. Controlled substances offenses;
vi. Serving to a minor;
vii. Selling alcohol without a license;
viii. Violation of any provision of Chapter 5.08 of the Casper Municipal Code.

2. Convictions of any patron, guest, attendee, employee, owner, applicant, or principal resulting from four or more of any of the following offenses occurring at, or stemming from, an event location for which a permit is being applied for, within three hundred sixty-five days prior to the date of the application as follows:

a. Minor in possession;
b. Disturbing the peace/noise offense;
c. Selling alcohol without a license;
d. Furnishing alcohol to minor;
e. Driving while under the influence;
f. Controlled substances offense.

3. Applicant's business entity is not in good standing with the State of Wyoming Secretary of State.4.Applicant lack of valid Wyoming sales tax permit.5.Applicant nonresident of Wyoming.6.Applicant not obtaining other required permits, including, but not limited to, open container, street closure, and food service permits.

Any denial by the city manager or his designee may be appealed to the city council by the applicant filing a written notice of appeal with the city manager within ten days of the denial. The appeal will be considered within thirty days of the written notice of appeal being filed. Council's decision is final.

Upon denial, or final denial of any malt beverage permit for any of the reasons listed in this section, applicant may apply for future malt beverage permits after the expiration of three hundred sixty-five days from the date of any such denial.

The provisions of this section shall become applicable for any license applied for or any conviction of the listed offenses occurring after the effective date of this ordinance.

H. Any permit issued under this section may be revoked at any time on the discretion of the city manager, or his or her designee, or the chief of police, or his or her designee, if the event poses a risk to public safety or welfare. Upon revocation, all sales and consumption of alcohol shall cease.
(Ord. 11-05 § 1, 2005; Ord. 30-04 §§ 1 (part), 2, 2004; Ord. 33-02 § 1, 2002; Ord. 17-02 § 1, 2002; Ord. 2-91, 1991; Ord. 69-87 § 1,1987; Ord. 25-86 (part), 1986: prior code § 3-28)

(Ord. No. 33-11, §§ 1—3,12-20-2011; Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

5.08.150 - License holder restrictions.

A. A license or permit authorized by this chapter shall not be held by, issued or transferred to:

1. Any party who does not own the licensed building or hold a written lease for a period for which the license will be effective, containing an agreement by the lessor that alcoholic liquor or malt beverages may be sold upon the leased premises, except as provided by subdivision 2 of this subsection;
2. Any licensee who fails to demonstrate that his licensed alcoholic or malt beverage enterprise will be operational in a planned but not physically functional building within one year after a license or permit has been issued or transferred, or if holding a license, fails to open his business in a functional building within one year after license issuance or transfer. Upon a showing of good cause by the licensee and for an additional period of not to exceed one year, the local licensing authority may extend the time period in which the business or enterprise of the licensee is required to become operational for business pursuant to this subsection. Any license or permit in violation of this subsection shall not be renewed by the city council;
3. A manufacturer of alcoholic beverages or wholesaler of malt beverages; provided, however, this prohibition is not intended to prevent the manufacture from the sale of alcoholic beverages manufactured by the Casper licensed manufacturer or the sale of malt beverages under a microbrewery license issued pursuant to this chapter or an off-premises permit pursuant to Section 5.08.105(B)(1) and (B)(2) and except as provided in Section 5.08.100(1).
4. A person under twenty-one years of age;
5. A college fraternity or organization created by one or more college fraternities;
6. A chamber of commerce;
7. A corporation or a limited liability company which has not qualified to do business in Wyoming;
8. An individual who is not a resident; or
9. Any partnership or group of two or more persons unless each individual interested, directly or indirectly, is a resident.
10. Except as provided in subsection 11 of this section, a license or permit authorized by this chapter shall not be renewed if the licensee or permittee did not, during the previous one-year term of the license or permit, purchase at least two hundred fifty dollars of

alcoholic or malt beverages from the commission or any authorized malt beverage wholesaler. A retail liquor license shall not be renewed if the licensee did not, during the previous one-year term of the license, purchase at least two thousand dollars of alcoholic beverages from the division, excluding malt beverage purchases;

11. Subsection 10 of this section shall not apply to:

a. Any licensee or permittee having a planned but not physically functional building pursuant to subsection 3 of this section;

b. Holders of special permits issued under Sections 5.08.130 and 5.08.140 of this code.

B. No more than one license or permit shall be issued to any one person, except for malt beverage or catering permits, or in conjunction with a microbrewery license as provided in this chapter.

(Ord. No. 9-17, § 5,6-20-2017; Ord. 24-96 § 7, 1996; Ord. 22-93 § 6, 1993; Ord. 8-88 § 2, 1988; Ord. 25-86 (part), 1986: prior code § 3-12)

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

5.08.160 - License interest restrictions.

No person or partner shall have any interest, directly or indirectly, in a license or permit unless he signs and verifies the application for the license or permit and no corporation shall be granted a license or permit unless two or more of the officers or directors sign and verify the application on behalf of the corporation and also verify upon their oath as individuals that the statements and provisions are true.

(Ord. 25-86 (part), 1986: prior code § 3-11)

(Ord. No. 2-19, 3-5-2019)

5.08.170 - Retail, resort and restaurant license fees.

Every person holding a retail, resort or restaurant license authorized by the provisions of this chapter shall pay annually in advance, for a license hereunder, the sum of one thousand five hundred dollars. The license fee shall be paid to the clerk of the city before the license is issued.

(Ord. 25-86 (part), 1986: prior code § 3-18)

(Ord. No. 2-19, 3-5-2019)

5.08.180 - Fee disposition—Refunds prohibited.

All fees for licenses and permits issued by the city council paid under this chapter shall be deposited into the city treasury. No refund of all or any part of a license or permit fee shall be made at any time following issuance.

(Ord. 25-86 (part), 1986: prior code § 3-16)

(Ord. No. 2-19, 3-5-2019)

5.08.190 - License and permit term.
A. A license or permit is considered a personal privilege to the holder and the term of the license or permit is for one year unless sooner revoked, except for twenty-four-hour catering and malt beverage permits. When a valid license or permit is determined to be part of the estate of a deceased holder, the administrator or executor of the estate may exercise the privilege of the deceased under the license or permit until the expiration of the license or permit.
B. The term of a license or special malt beverage permit may be less than one year if specified by the city council to coincide with the annual date or dates set by the authority for consideration of license and permit issuance, renewals and transfers. In the event that the city council issues a license or permit for a term less than one year, it shall prorate the fee accordingly. Any licensee not attempting to renew a newly issued prorated license or permit valid for a term of less than one year shall not be eligible for any license or permit authorized under this chapter for a period of two years after the expiration date of the prorated license or permit.
(Ord. 25-86 (part), 1986: prior code § 3-17)

(Ord. No. 2-19, 3-5-2019)

5.08.200 - Number of licenses allowed—Council authority.
The city council may issue less than the total number of allowable liquor licenses allowed by state statutes and may issue any license or permit authorized by this chapter.

(Ord. 25-86 (part), 1986: prior code § 3-46)

(Ord. No. 2-19, 3-5-2019)

5.08.210 - License—Display required.
Each licensee shall display his license in a conspicuous place in the licensed building.

(Ord. No. 9-17, § 6, 6-20-2017; Ord. 25-86 (part), 1986: prior code § 3-36)

(Ord. No. 2-19, 3-5-2019)

5.08.220 - License—Transfer conditions and procedures.
A. Except as otherwise provided, after public hearing and subject to the approval of the city council, a license or permit may be transferred to or renewed on different premises on the same basis as the original application or a licensed or permitted facility may be expanded. An additional license fee of not more than one hundred dollars, as specified by city council resolution, is required for the remaining term of the license or permit. A transferred license or permit shall expire on the same day as the original license or permit.
B. A licensee, or the executor or administrator of the estate of a deceased licensee, may assign or transfer the license or permit by a sale made in good faith. The assignment and transfer shall first have the approval of the city council, which consideration shall be based in part upon a public hearing and an application filed under oath by the assignee or transferee showing the person or entity to be qualified to hold a license or permit under Wyoming law. The approval of the transfer shall not be given by the city council if proceedings, including an action to collect delinquent sales tax payments pursuant to Wyoming Statutes Section 122-306, are pending to

suspend, revoke or otherwise penalize the original license or permit holder. A transfer of a license or permit shall require the payment of an additional license fee to the city of not more than one hundred dollars for the transfer, and upon assignment the assignee may exercise the privilege of continuing the business authorized by the license or permit.
C. No license or permit shall be transferred or sold except as provided in this chapter, or used at or for any location not described in the license or permit at the time of issuance. No license or permit shall be subject to attachment, garnishment or execution.
(Ord. 24-96 § 8, 1996: Ord. 25-86 (part), 1986: prior code § 3-42)

(Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

5.08.230 - Transfer, sale or attachment restrictions.
No license or permit shall be transferred or sold, or licensed or permitted facility expanded except as provided by this chapter, nor used for any place not described in the license or permit at the time of issuance, nor shall any license be subject to attachment, garnishment or execution.

(Ord. 25-86 (part), 1986: prior code § 3-43)

(Ord. No. 2-19, 3-5-2019)

5.08.240 - Liquor license application information.
All applicants for liquor licenses shall provide accurate information in conjunction with their applications. Providing false information is declared to be violation of law and may be penalized accordingly.

(Ord. 1-95 § 1, 1994)

(Ord. No. 2-19, 3-5-2019)

5.08.250 - Sales by clubs—Petition—Duties and restrictions.
A. Bona fide clubs, as defined in Section 5.08.010(5), shall be licensed under a limited retail liquor license for which they shall pay a license fee of one hundred dollars annually in advance, which license fee shall be paid to the city.
B. At least fifty-one percent of the membership of a social club as defined by Section 5.08.010(5)(e), shall sign a petition indicating a desire to secure a limited retail liquor license. The form of the petition shall be prescribed by the commission and shall include the residence address of each member signing the petition. The petition shall be submitted with the initial application for a limited retail liquor license.
C. A club holding a limited retail liquor license shall not sell alcoholic or malt beverages for consumption anywhere except within the licensed premises and for consumption by its members and their accompanied guests only. It shall be the duty and obligation of the club to check and regulate sales to members and their accompanied guests to ensure that all alcoholic or malt beverages sold are consumed within the building, space or premises.
D. Any golf club as defined by Section 5.08.010(5) which holds a club limited retail liquor license may dispense alcoholic beverages from any location within the boundaries of the golf club premises. The premises shall be a single property within a contiguous boundary upon which

the golf club is located and which shall be identified in the license. Any location on the golf club premises where alcoholic beverages are dispensed as approved by the licensing authority shall comply with applicable sanitation and fire hazard requirements and other applicable laws. (Amended during Supp. No. 26, 1-07; Ord. 9-05 § 2, 2005: Ord. 25-86 (part), 1986: prior code § 3-19)

(Ord. No. 2-19, 3-5-2019)

5.08.260 - Use of drive-in areas—Restrictions.

Upon approval of the city council, a drive-in area adjacent or contiguous to the licensed room may be used by the holder of a retail liquor license for taking orders, making delivery of and receiving payment for alcoholic liquors or malt beverages under the following conditions:

A. The holder of the retail liquor license shall own the area or hold a written lease for the period for which the license was issued;
B. Repealed;
C. The area shall be well lighted and subject to inspection by the city council or its designees at any and all times;
D. No walls or screens shall interfere with observing and checking the part of the area used for orders, delivery and payment;
E. No order shall be received from, nor delivery made to, a person under twenty-one years of age or an intoxicated person in the area;
F. No part of a publicly owned sidewalk, highway, street or alley shall be used for taking orders or conducting sales;
G. Alcoholic liquor or malt beverages shall be sold and delivered in the drive-in area only in the original, unopened package, and consumption of alcoholic liquor or malt beverages in the drive-in area shall not be permitted; and
H. No retail liquor license may be renewed, granted or transferred for any establishment having what is commonly known as a "drive-up" window, door or other service area intended to allow the purchase of alcohol from a motor vehicle. However, nothing in this section shall prohibit the renewal or transfer of a license for an existing establishment having a "drive-up" window in operation prior to the effective date of the ordinance codified in this section at its current location or on adjacent and abutting real property. Should the license be transferred to a new location which is not on adjacent and abutting real property, a "drive-up" window shall not be allowed. (Ord. No. 9-17, § 7, 6-20-2017; Ord. 20-06 § 1, 2006; Ord. 8-88 § 4, 1988; Ord. 25-86 (part), 1986: prior code § 3-34)

(Ord. No. 2-19, 3-5-2019)

5.08.270 - Use of drive-in areas—Council authority.

The agents and officers of the city administering the liquor licenses shall determine whether traffic conditions or physical circumstances hindering law enforcement should require a decision forbidding or restricting sales or delivery in any drive-in area, recommending appropriate action to the city council. If by resolution of the city council the right of a licensee to use certain drive-in areas is forbidden or restricted, that resolution shall be complied with by the licensee.

(Ord. 25-86 (part), 1986: prior code § 3-35)

(Ord. No. 2-19, 3-5-2019)

5.08.280 - Reserved.

Editor's note— Ord. No. 9-20, adopted June 2, 2020, repealed former § 5.08.280 which pertained to sales by drugstores and derived from prior code § 3-20; Ord. 25-86 (part), adopted in 1986; and Ord. No. 2-19, adopted March 5, 2019.

5.08.290 - Resort retail license.

A. The city council may issue resort retail liquor licenses to applicants who meet the requirements of Wyoming Statutes Section 12-4-401. All applicants for issuance or renewal of a resort liquor license shall comply with all applicable state statutes as they may be amended from time to time.

B. A resort liquor licensee may contract or subcontract for the provision of food and beverage services on the licensed premises. However, the resort liquor licensee shall remain subject to all applicable laws, rules, regulations and penalties including the provisions of Wyoming Statutes Sections 12-2-306 and 12-7-103 and this chapter.

(Ord. 25-86 (part), 1986: prior code § 3-21)

(Ord. No. 17-17, § 1, 11-7-2017; Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

5.08.300 - Restaurant license issuance—Council authority.

A. Subject to availability, restaurants may be licensed by the city council under a restaurant liquor license. In addition to the application requirements required by this chapter, the license applicant shall submit a valid food service permit issued by the state of Wyoming upon application.

B. Any person holding a limited retail liquor license and otherwise qualified for a restaurant liquor license under Sections 5.08.010 and 5.08.300 through 5.08.330, may be issued a restaurant liquor license by the city council.

(Ord. 33-06 § 4, 2006; Ord. 25-86 (part), 1986: prior code § 3-24)

(Ord. No. 2-19, 3-5-2019)

5.08.310 - Restaurant license—Food service requirements.

A. An applicant for a restaurant liquor license shall satisfy the city council that the primary source of revenue from the operation of the restaurant to be licensed will be derived from food services and not from the sale of alcoholic liquor or malt beverages.

B. When renewing a restaurant liquor license, the city council shall condition renewal upon a requirement that not less than sixty percent of gross sales from the preceding twelve months' operation of a licensed restaurant be derived from food services.

C. Upon application for license renewal, a license holder shall submit an annual report to the city council on the sales of the licensed restaurant. The report shall contain the annual gross sales figures of the restaurant and shall separate the gross sales figures into two categories:1.Food service sales; and2.Alcoholic liquor and malt beverage sales.

D. The annual report shall be submitted upon a form approved by the city council.

(Ord. 25-86 (part), 1986: prior code § 3-25)

(Ord. No. 2-19, 3-5-2019)

5.08.320 - Restaurant licenses—Transfer.

No restaurant liquor license shall be transferred to another location. License ownership may be transferred to a purchaser or lessee of the licensed premises with the approval of the city council.

(Ord. 33-06 § 5, 2006; Ord. 22-93 § 4, 1993: Ord. 25-86 (part), 1986: prior code § 3-26)

(Ord. No. 2-19, 3-5-2019)

5.08.330 - Restaurant license—Sale and consumption conditions.

A. Except as provided in subsection F of this section, restaurant liquor licensees shall not sell alcoholic liquor or malt beverages for consumption off the premises owned or leased by the licensee. Except as provided in subsections B and F of this section, alcoholic or malt beverages shall be served for on-premises consumption only, in dining areas which are adequately staffed and equipped for all food services offered by the restaurant.

B.

1. Alcoholic liquor and malt beverages shall be dispensed and prepared for consumption in the licensed building in areas approved by the local licensing authority. No consumption of alcoholic or malt beverages shall be permitted within the dispensing room, areas nor shall any person other than employees over eighteen years of age be permitted to enter the dispensing areas.
2. No restaurant liquor licensee shall promote or operate the restaurant as a bar and lounge.
3. No restaurant liquor license shall be issued to a restaurant with an operation drive-up window.

C. No alcoholic liquor or malt beverages shall be served to an individual person unless served in conjunction with meals served to, and eaten by, the individual person. However, nothing herein provided shall prohibit the sale of alcoholic liquor or malt beverages to any person whom the licensee, his agents or employees, reasonably believe has the intention of ordering and eating a meal.

D. All sales of alcoholic or malt beverages authorized by a restaurant liquor license shall cease at the time food sales and services cease, or at the hours specified by Section 5.08.390, if food sales and services extend beyond the hours specified therein.

E. With the approval and on the conditions imposed by the city council, any restaurant liquor licensee operating on a golf course may dispense alcoholic beverages from any location on the premises of the golf course, and such holders shall comply with all applicable sanitation and fire hazard requirements, and other applicable laws.

F. A restaurant liquor licensee may permit a patron to remove one unsealed bottle of wine for off-premises consumption provided that the patron has purchased a full course meal and consumed a portion of the bottle of wine with the meal on the restaurant premises. For purposes of this subsection the term "full course meal" shall mean a diversified selection of food which is ordinarily consumed with the use of tableware and cannot conveniently be consumed while standing or walking. A partially consumed bottle of wine that is to be removed from the premises

pursuant to this subsection shall be securely sealed by the licensee or an agent of the licensee and placed in a tamper-proof transparent bag which shall also be securely sealed prior to removal from the premises, so that it is visibly apparent that the resealed bottle of wine has not been tampered with. The licensee or agent of the licensee shall provide a dated receipt for the bottle of wine to the patron. Wine which is resealed in accordance with the provisions of this subsection shall not be deemed an open container for purposes of Section 5.08.480.

G. No restaurant liquor licensee shall promote the restaurant as a bar and/or lounge nor shall the licensee compete with a retail liquor licensee in activities other than dinner functions, including, but not limited to, dances, receptions, and other social gatherings.

(Ord. No. 9-17, § 8, 6-20-2017; Ord. 33-06 § 6, 2006; Ord. 11-05 §§ 2, 3, 2005; Ord. 9-05 § 1, 2005; Ord. 25-86 (part), 1986: prior code § 3-27)

(Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

5.08.340 - Bar and grill liquor license issuance, council authority, criteria and restrictions.

A. Subject to availability, restaurants, as defined by subsection 19 of Section 5.08.010 of this chapter, may be licensed by the city council under a bar and grill liquor license. In addition to the application requirements required by this chapter, the license applicant shall submit a valid food service permit issued by the state of Wyoming upon application. Criteria that may be considered by the city council in determining to whom any such license may be issued may include, but is not limited to the following:

1. The location of the proposed business is in an area.
2. The issuance of the license will contribute to economic development goals or purposes of the city.
3. Whether the applicant will be investing in the construction of a new structure or will otherwise be materially and substantially updating a current building.
4. If the applicant's business is a new business, the number of new jobs reasonably estimated to be created, or if an existing business, the number of new or additional jobs that will reasonably be created by use of the bar and grill liquor license.

B. Bar and grill licenses shall be subject to the provisions of Sections 5.08.310 and 5.08.330(D) of this chapter to the same extent that those provisions are applicable to restaurant liquor licenses. Bar and grill liquor licensees shall not sell alcoholic or malt beverages for consumption off the premises owned or leased by the licensee except as allowed under Section 5.08.330(F) of this chapter.

C. A "Bar and grill" licensee must have a physical bar with at least eight adult customer alcohol serving places, as well as a serving station for ordered alcoholic drinks or pick-up alcoholic drinks; the bar must have at least one dedicated service representative (bartender), and a choice of at least six major distilled spirits (e.g. vodka, bourbon, tequila, etc.) available for retail sale.

D. Every person holding a bar and grill liquor license authorized by the provisions of this chapter shall pay annually, in advance, a license fee for such license the sum of ten thousand five hundred dollars for the first license year; and, three thousand dollars for each year thereafter that such license is granted, in addition to any other fees due from such person otherwise holding a microbrewery or winery permit. The license fee shall be paid to the clerk of the city before the license is issued.

E. Bar and grill liquor licenses shall not be sold, transferred, or assigned by the holder.

(Ord. 33-06 § 7,2006)

(Ord. No. 1-09, § 1,2-17-2009; Ord. No. 32-12, § 1, 12-4-2012; Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020)

5.08.350 - Location—General conditions.

A. Except as provided in paragraph G., the principal place in which alcoholic liquor and malt beverages are sold under a retail liquor license shall be located in one building upon the premises for which the retail liquor license is issued and as approved by the licensing authority.

B. Except as provided in paragraph G., alcoholic beverages secured in the licensed building by a server may be served only in the licensed building, and in an immediately adjacent fenced or enclosed area as approved by the city council. This area shall not be in another building.

C. The retail licensee may separate the facility for the sale of alcoholic liquor and malt beverages for off-premises consumption from the facility used to serve customers for on-premises consumption.

D. A separated facility for making sales for off-premises consumption shall be separated by a glass or other suitable partition when a connection doorway exists to permit persons to pass freely between the two facilities.

E. The licensee, an employee, or a licensed operator is to be present in the licensed building used for the selling or dispensing of malt beverages or alcoholic liquors at all times during hours of operation.

F. All licensees, other than resort licensees and limited retail licensees, are required to post signage on all exits from the licensed building stating:

"No alcohol beyond this point per City of Casper Ordinance."

All licensees of limited retail or resort liquor licenses shall post signage on all driveway and pathway exits from the legal boundary of the lot or lots under the ownership or lease by the licensee stating:

"No alcohol beyond this point per City of Casper Ordinance."

G. A holder of a resort retail liquor license, a golf club that holds a retail liquor license, a restaurant liquor license or a club limited retail liquor license or a holder of a retail liquor license or restaurant liquor license operating on a guest ranch may dispense alcoholic beverages from any location within the boundaries of the licensee's premises. The premises shall be a single property within a contiguous boundary upon which the licensee is located and which shall be identified in the license. Any location on the premises where alcoholic beverages are dispensed as approved by the city council shall comply with applicable sanitation and fire hazard requirements and other applicable laws. The city council shall, as often as necessary, have inspected the licensed location where alcoholic beverages are dispensed to ensure that the licensee is in compliance with sanitation and fire hazard requirements.

H. No person under the age of twenty-one shall enter or remain in an establishment that is primarily for off-premises sales of alcoholic liquor or malt beverages unless accompanied by a parent, spouse or legal guardian who is twenty-one years of age or older.

(Ord. No. 9-17, §§ 9, 10, 6-20-2017; Ord. No. 3-14, § 1, 2-4-2014; Ord. 19-95 § 1, 1995; Ord. 25-86 (part), 1986: prior code § 3-30(A))

(Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

5.08.360 - Right of entry—Inspection.

A. In addition to all other rights of inspection which the city may now or hereafter possess, the public safety director or the designee(s) of the public safety director are empowered to enter and inspect every place of business which is licensed or permitted by the city to sell malt or alcoholic beverages or where malt or alcoholic beverages are sold, stored or kept for the purpose of sale pursuant to a city liquor license or city-issued permit.

B. Entry for purposes of inspection pursuant to this section is authorized only during open business hours unless it is in the presence of the licensee or his agent, employee or representative, or unless the person making entry does so under court order, or the person making entry has reasonable grounds to believe that evidence of a violation of this chapter is within the place to be entered and emergency or exigent circumstances exist such that a warrantless search is allowed by law.

C. Reserved.

(Ord. 19-95 § 2, 1995)

(Ord. No. 9-12, § 1, 3-6-2012; Ord. No. 32-12, § 2, 12-4-2012; Ord. No. 2-19, 3-5-2019)

5.08.370 - Convention facilities.

If a licensee is engaged in a business operation with convention facilities, the licensee may maintain more than one additional dispensing room under the same license fee. For purposes of this section, a convention facility shall have and maintain all of the following:

A.Motel or hotel sleeping room accommodations;B.Restaurant facilities; andC.Conference facilities.

(Ord. 25-86 (part), 1986: prior code § 3-30(B))

(Ord. No. 2-19, 3-5-2019)

5.08.380 - Reserved.

(Ord. No. 2-19, 3-5-2019)

5.08.390 - Hours of sale generally—Exceptions—Designation of dates for unrestricted operation.

A. All licensees except club licensees shall be controlled by the following schedule for operating hours:

1. A licensee may commence the selling, serving, or dispensing of alcoholic liquors or malt beverages at six a.m. and shall cease the sale of both alcoholic liquor and malt beverages promptly at the hour of two a.m. the following day. Any portion of any building used by the licensee for the selling, serving, dispensing, or consumption of alcoholic liquors or malt beverages shall be cleared of all persons other than employees by two-thirty a.m. The licensee shall ensure that all consumption of alcoholic liquors or malt beverages has ceased by two-thirty a.m. within all areas of the licensed building, or in the case of resort licensees, within the boundary of the lot or lots under the ownership or lease by the licensee, other than in private hotel or motel rooms;

2. Clubs holding a limited retail liquor license may commence the selling, serving, or dispensing of alcoholic liquors or malt beverages each day at nine a.m. and shall cease sales of alcoholic liquor and malt beverages promptly at the hour of two a.m. of the following day and shall clear the licensed building of all persons other than employees by two-thirty a.m. Clubs holding a limited retail liquor license may remain open past two a.m. on the morning of January 1.

3. The hours of operating designated in subsection A of this section may be modified on no more than four days each calendar year by a resolution of the city council, designating those dates during city or county fairs, rodeos, pageants, jubilees, special holidays or similar public gatherings when all licensees may continuously operate their licensed building, or licensed resort or club premises for a period of twenty-four hours beginning at six a.m.

(Ord. No. 9-17, § 12, 6-20-2017; Ord. 43-00 § 1, 2000; Ord. 24-96 § 11, 1996; Ord. 25-86 (part), 1986: prior code § 3-29)

(Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

5.08.400 - Off-premises storage prohibited—Exception.

A licensee shall not store alcoholic liquor or malt beverages outside of the licensed premises unless he files with the commission and the city council a written statement that he stores liquor or malt beverages in a place other than his place of business and states the exact location of the storage place.

(Ord. 25-86 (part), 1986: prior code § 3-31)

(Ord. No. 2-19, 3-5-2019)

5.08.410 - Prostitution, public indecency, gambling and obscenity prohibited.

A. No licensee or agent or employee thereof shall knowingly permit prostitution, under Wyoming Statutes Section 6-4-101, public indecency under Wyoming Statutes Section 6-4-201, or shall promote obscenity under Wyoming Statutes Section 6-4-302, within any licensed building or licensed premises under this chapter.

B. Any licensee, permittee or agent or employee thereof violating subsection A of this section, or aiding, abetting or inciting any violation thereof is, in addition to other penalties provided by law, subject to the suspension or revocation of his license or permit, and the violation, aiding, abetting or inciting a violation is sufficient cause for the suspension or revocation of the license or permit.

(Ord. No. 9-17, § 13, 6-20-2017; Ord. 25-86 (part), 1986: prior code § 3-33)

(Ord. No. 2-19, 3-5-2019)

5.08.420 - Sale or gift to minors prohibited.

A. It is declared to be illegal and a violation of this chapter for any person to sell, furnish, give or cause to be sold, furnished or given, any alcoholic liquor or malt beverage to any person under the age of twenty-one years, unless such person is his or her legal ward, medical patient or member of his or her own immediate family.

B. For the purpose of establishing the age of any person proposing to buy alcoholic liquor or malt beverages, all licensees shall demand presentation of identification as provided for in Section 5.08.440.
(Ord. 8-88 § 5, 1988; Ord. 25-86 (part), 1986: prior code § 3-37)

(Ord. No. 2-19, 3-5-2019)

5.08.430 - Minors—Possession of alcohol or public intoxication.

A. Any person who sells, furnishes, gives or causes to be sold, furnished or given away any alcoholic liquor or malt beverage to any person under the age of twenty-one years, who is not his legal ward, medical patient or member of his own immediate family, is guilty of a misdemeanor. This subsection does not apply to sales by the division or a wholesaler to a licensee under this chapter.

B. Except as otherwise provided in this title, no person under the age of twenty-one years shall:

1. Purchase or attempt to purchase any alcoholic liquor or malt beverage;
2. Solicit another person to purchase alcoholic liquor or malt beverage;
3. Possess any alcoholic liquor or malt beverage;
4. Consume any ethyl alcohol;
5. Have measurable blood, breath or urine alcohol concentration in his body;
6. Enter or remain in designated sales areas approved by the local licensing authority that is primarily for off-premises sales of alcoholic liquor or malt beverages unless accompanied by a parent, spouse or legal guardian who is twenty-one years of age or older; or
7. Dispense or sell any alcoholic liquor or malt beverage. The term "dispensing" means mixing or pouring alcoholic liquors or malt beverages.

C. This section shall not apply to possession of alcoholic liquor or malt beverages or consumption of ethyl alcohol by a person under the age of twenty-one years in accordance with this title:

1. Who is in the physical presence of his parent, spouse or legal guardian who is twenty-one years of age or older;
2. As part of a church's or religious organization's religious services; or
3. For medicinal purposes if the alcoholic liquor, malt beverage or ethyl alcohol is furnished:
    a. By the person's parent, spouse or legal guardian who is twenty-one years of age or older; or
    b. Pursuant to a lawful prescription.

D. The prohibitions against possession of alcoholic liquor or malt beverages by a person under the age of twenty-one years specified in this section shall not apply:

1. When the person is making a delivery of alcoholic liquor or malt beverages pursuant to his employment;
2. When the person is serving alcoholic liquor or malt beverages pursuant to his employment in a restaurant which holds a license to serve alcoholic liquor or malt beverages, if the person is at least eighteen years of age. The term "serving" in this paragraph does not include the mixing or dispensing of alcoholic beverages; or
3. To a person who is a licensee under this title.

E. Any person under the age of twenty-one years who attempts in any manner to purchase alcoholic or malt beverages or who falsifies any identification or uses any false identification in order to obtain alcoholic or malt beverages is guilty of a misdemeanor.
F. It is declared to be illegal for any person to attempt to commit any offense under this section. Any person convicted of such attempt is subject to fine or jail or both, which punishment may not exceed the maximum punishment prescribed for illegally possessing alcoholic liquor or malt beverages under this section.
(Ord. No. 9-17, § 15, 6-20-2017; Ord. 2-95 § 1, 1994; Ord. 12-90 § 1, 1990; Ord. 8-88 § 6, 1988; Ord. 25-86 (part), 1986: prior code § 3-38)

(Ord. No. 2-19, 3-5-2019; Ord. No. 24-21, 8-17-2021)

5.08.440 - Minors—Proof of age.
In order to safeguard against violations of this chapter, any licensee or his agent or employee may refuse to sell or serve alcoholic liquor or malt beverages to any person who is unable to produce bona fide evidence of his or her majority and identity. Bona fide evidence of majority and identity of a person is:

A motor vehicle driver's license or valid picture identification card issued by any state, territory or possession of the United States, the District of Columbia or the Commonwealth of Puerto Rico, a permanent resident card issued by the United States citizenship and immigration services, a valid picture identification card issued to a member of the armed forces or an internationally accepted passport document with a discernible date of birth and photograph is prima facie evidence of the age and identity of a person.

(Ord. 24-96 § 13, 1996: Ord. 25-86 (part), 1986: prior code § 3-39)

(Ord. No. 2-19, 3-5-2019)

5.08.450 - Minors—False proof of age.
Any person under the age of twenty-one years who attempts in any manner to purchase alcoholic or malt beverages or who falsifies any identification or uses any false identification in order to obtain alcoholic or malt beverages is guilty of a misdemeanor.

(Ord. 24-96 § 14, 1996: Ord. 8-88 § 8, 1988: Ord. 25-86 (part), 1986: prior code § 3-41)

(Ord. No. 2-19, 3-5-2019)

5.08.460 - Minors—Age violation—Defense to prosecution.
Proof that a licensee or his employee or agent has demanded, was shown and acted in reliance upon such bona fide evidence as required in this chapter in any transaction, employment, use or permission forbidden herein is a defense to any criminal prosecution for the sale of alcoholic or malt beverages or liquor to a person under the age of twenty-one years or to any proceedings for the suspension or revocation of any liquor license based thereon.

(Ord. No. 2-19, 3-5-2019)

5.08.470 - Bottle clubs prohibited.

A. A "bottle club" is an operation or enterprise whereby space is given or rented to any person or persons upon the premises of such operation or enterprise for the keeping or storage of alcoholic or malt beverages for consumption upon such premises or in other rooms nearby, used for consumption by the owner of the beverages or guests, the income, profits or fees of the operator of the bottle club being secured from sales or furnishing mixes, ice, food or glasses or from dues, charges, contributions, membership cards or assessments.

B. It is unlawful to operate a bottle club in the city, and any person who operates a bottle club shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than one hundred dollars for each offense. Each day of operation shall be deemed a separate offense. This subsection shall not apply to any person lawfully licensed under the liquor laws of the state or the city and operating in compliance with the law.

(Ord. 25-86 (part), 1986: prior code §§ 3-6, 3-7)

(Ord. No. 2-19, 3-5-2019)

5.08.480 - Open container restrictions.

A. It is unlawful:

1. For any person to sell or dispense alcoholic liquor or malt beverages in open containers from the licensed facilities used to serve customers for off-premises consumption, commonly referred to as a "drive-up window";
2. To operate a motor vehicle in which alcoholic liquor or malt beverages are present in an open container, unless the opened container is in the trunk, an outside compartment, or an inside compartment of a vehicle without a trunk; provided, the inside compartment is not accessible to the driver or any other person in such vehicle, i.e., the cargo area behind the rear most seat in a passenger van or station wagon when no passenger occupies the rear most seat;
3. To possess or consume alcoholic liquor or malt beverages from an open container in a motor vehicle;
4. To possess or dispense alcoholic liquor or malt beverages in an open container in any open space and certain structures in the city unless a license or permit authorizing same has been issued by the city manager or his or her designee. The city council too, may by resolution create special areas or districts, in which the possession of open containers is permitted between the Friday preceding Memorial Day and Labor Day of each calendar year; however, the periods of time as well as the boundaries of special areas or districts may be established and/or modified by resolution adopted by the city council. Additional restrictions on beverage distribution, tracking, and event control may also be established by resolution of the city council. Nothing in this chapter shall be interpreted as authorizing the possession of open containers of alcoholic liquor or malt beverages in or on motor vehicles;
5. For any person or lessee of an unlicensed restaurant to permit any person to possess or consume alcoholic liquor or malt beverages from an open container within the restaurant.
6. Notwithstanding this section, a resealed bottle of wine may be transported as provided in the restaurant license section.

B. Definitions.

1. "Certain structures" means any offices, or structure excluding those duly licensed to sell or dispense alcoholic liquor or malt beverages.

2. "Open container" means any glass, cup, bottle, can or other receptacle or vessel used for drinking, other than the beverage's original unopened package or container, the seal of which has not been broken and from which the original cap, cork or other means of closure has not been removed.

3. "Open space" means any street, alley, public way, sidewalk, public or private parking lot set aside for business use, and any other unenclosed public property. However, any golf course within the city limits shall not be considered open space.

C. Exceptions.

1. Alcoholic liquor or malt beverages may be consumed by a passenger of legal drinking age within a privately owned commercial vehicle designated for-hire, to provide prearranged passenger transportation on a dedicated basis. The commercial vehicle must have passenger seating, behind the operator/driver for at least five adults and no more than fourteen adults. There must be a physical partition separating the driver or operator's seat from the passenger compartment of the commercial vehicle or at least five linear feet of distance must separate the driver or operator of the commercial vehicle from the nearest passenger. No one other than the driver or operator may be present in the driver's area/compartment. No alcoholic liquor or malt beverages may be in the driver's area/compartment. No occupant of the vehicle may be under the age of twenty-one years old.

(Ord. 11-05 § 4, 2005; Ord. 30-04 § 1 (part), 2004; Ord. 25-99 § 1, 1999; Ord. 25-86 (part), 1986: prior code §§ 3-5, 3-8)

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020; Ord. No. 24-21, 8-17-2021)

5.08.490 - Public intoxication prohibited.

Every person within the limits of the city who is under the influence of alcohol or any drug is guilty of a misdemeanor if they are found:

A. Upon any city street, alley, or thoroughfare, or in any public or semi-public place within the city where the public has the liberty to enter and exit, or in any vehicle on public or semi-public property within the city, in such a condition that he or she is unable to exercise care for his or her own safety or the safety of others; or

B. Interfering with, obstructing, or preventing the free use of any street, sidewalk, or other public way; or

C. Sleeping or unconscious in that condition in any public or semi-public place within the city; or

D. Intruding upon any private premises without the consent of the owner or occupant therefore; or

E. Turbulent, violent, menacing or disorderly to such an extent as to jeopardize persons or property or to such an extent as to menace the public peace and safety.

(Ord. 25-86 (part), 1986: prior code § 3-2)

(Ord. No. 5-15, § 1, 6-2-2015; Ord. No. 2-19, 3-5-2019)

5.08.500 - Unlicensed structures declared a nuisance.
Any building, house, structure, room or place, except as such is used exclusively as a dwelling, where alcoholic, spirituous, fermented, malt liquor beverage is offered for sale, exchanged for goods or in any way delivered otherwise than in consummation of a gift, which house, building, structure, room or place is not licensed under the provisions of this chapter is declared to be a nuisance. It is unlawful to maintain a nuisance as defined herein and any person who maintains such nuisance is guilty of a misdemeanor and may, upon conviction, be punished as provided by Chapter 1.28 of this code or any amendments thereto.

(Ord. 25-86 (part), 1986: prior code § 3-4)

(Ord. No. 2-19, 3-5-2019)

5.08.510 - Reserved.
Editor's note— Ord. No. 24-21, adopted Aug. 17, 2021, repealed former § 5.08.510, which pertained to beer keg regulations and derived from Ord. 22-92, adopted in 1992; and Ord. No. 2-19, adopted March 5, 2019.

5.08.520 - Over-serving and intoxicated agents.
A. All employees and agents of any business operating with a city issued liquor license, who are engaged in the selling (including door person, ID checkers and bouncers) or serving of alcoholic or malt beverages or the managing thereof, hereinafter "alcohol server staff," shall successfully complete an alcohol server training program as approved by Wyoming Statutes Section 12-2-402, within ninety days of the start of their employment. All alcohol server staff shall complete any additional or further training to maintain their server training certification. Every license holder shall maintain a server training record for all alcohol server staff, including their date of hire, and proof that each has successfully completed the alcohol server training required by this section, and any additional or further training to maintain their server training certification. The city shall furnish an appropriate server training record log to maintain the records required in this section. In addition, every license holder shall keep their server training records available for review by police officials, at any time when the premises is open for business, to ensure compliance with the server training requirements of this section.
Violations of this section are subject to a graduated fine schedule, based on a calendar year. For the first violation a fine of up to one hundred fifty dollars shall be imposed; for violation two a fine of up to two hundred dollars shall be imposed; for violation three a fine of up to two hundred fifty dollars shall be imposed. All violations thereafter in that same calendar year shall result in a fine of two hundred fifty dollars. All violations after the first two in each calendar year shall require a representative of the licensee/permittee to appear at a regular meeting of the city council. After the third violation in a calendar year (fourth violation and each one thereafter) shall result in a seven-day suspension of the license/permit in question; the suspension may be imposed in either the calendar year of the violations and depending upon the timing of the violations (some may not get to court or be decided during the year of violation) in the subsequent calendar year. No more than one violation per licensee/permittee may be issued per inspection and not more than one failed inspection can be conducted per week per licensee/permittee.

B. It shall be unlawful for any employee or agent of a licensed establishment, other than stated herein, to be present on the licensed premises while intoxicated and while acting in any capacity, or purporting to act, as an agent of the licensee or permit holder; an employee or agent for purposes of this section shall not mean or include: a proprietor, a general partnership's partners, a corporation's president, a limited liability company's member(s) or a limited general partner. (Ord. No. 2-19, 3-5-2019)

5.08.530 - Violation/enforcement.

Violations of this chapter may be enforced in the municipal court of the city of Casper as misdemeanor offenses punishable by up to a seven-hundred-fifty-dollar fine for each offense unless otherwise specified in the section from which a violation is alleged and in the manner authorized and described in Wyoming Statutes Sections 12-1-101 et seq. as they may be amended from time to time. Appeals of any of these actions may be taken as allowed and in the manner specified by applicable state statutes. Any law enforcement agency issuing a citation or other charging document for a violation of this chapter shall notify the city clerk of said charge within five business days of its issuance.

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020)

5.08.535 - Licensure considerations and administrative fees.

Violations of the Casper Municipal Code and/or Wyoming State Statutes may also be factors in the consideration of suspensions, revocations, non-renewals or conditional renewals of licenses and permits.

In recognition of the fact that license holders who repeatedly violate the provisions of this code create an undue burden of the city in administering liquor licenses, in addition to any other penalties or remedies, licensees shall be subject to administrative fees of one thousand dollars for the third violation of this chapter within any consecutive twenty-four-month period, and five thousand dollars for a fourth or subsequent violation within a consecutive twenty-four-month period. Any violation relating to the license holder or licensed premises shall apply to this subsection, regardless of whether separate individual employees or agents of the licensee committed the individual violations. The violations need not be of the same section or subsection of this chapter to be counted in this total.

A notice to pay said fee shall be issued by the city clerk to the licensee upon notification by the court of licensee's convictions for the relevant offenses. The time frame for accumulation of the violations shall be the date of violations, not the dates of conviction. If such fee is not paid, or an appeal hearing before council requested in writing to the city clerk and accompanied by a bond in the amount of the fee at issue within ten days of the notice being given by the clerk, the license shall be suspended until such time as the fee is paid to the city clerk. If an appeal hearing is requested, it shall be in council's sole discretion, after hearing all the relevant facts in the matter, whether to suspend part or all of the fee. The hearing shall not be a contested case hearing, and the Wyoming Administrative Procedure Act shall not apply to such hearing.

(Ord. No. 2-19, 3-5-2019; Ord. No. 9-20, 6-2-2020)

5.08.540 - Council hearing and appeal of suspension or revocation.

If it appears to the city council that there are concerns that a suspension or revocation of a license may be appropriate, the licensee shall be afforded an opportunity for hearing before the city council. The purpose of such hearing is to allow the licensee to provide information demonstrating that such action is not warranted. Notice of such hearing shall precede consideration of the matter by at least ten days, shall be served personally or by mail to the address of the licensee listed on the licensee's most recent liquor license application to the city, and shall include a statement:

1.That it appears to the city council that there are concerns that a suspension and/or revocation of the licensee's license may be appropriate;
2.Summarizing the nature and date(s) of the incidents resulting in the concern(s);
3.That a hearing on the subject has been scheduled before the city council, and further informing the licensee of the time and place of the hearing; and
4.That the purpose of the hearing is to allow the licensee to offer corrections and/or contest the information before council which has given rise to the concern(s).

A. At a hearing, a licensee may appear in person or through counsel. A licensee will be given an opportunity to present evidence and argument on the relevant issue. Evidence relied on shall consist of information commonly relied upon by reasonably prudent people in the conduct of their serious affairs. Irrelevant, immaterial or unduly repetitious evidence shall be excluded. A record shall be made of the proceeding and shall include the following:

1.All notices and intermediate rulings;
2.Evidence received or considered by the city council including information officially noticed and received from the municipal court;
3.Questions and offers of proof, objections and rulings thereon;
4.Any proposed findings and exceptions thereto; and
5.Any opinion, findings, decision or order of the city council and any report by any hearing officer.

B. Nothing shall preclude the city council from appointing one or more hearing examiners or officers to conduct any hearing called for by this section for the purpose of assembling a record for subsequent consideration by the city council. If a hearing examiner is appointed, the council shall direct the examiner to forward the record of the hearing to the council either with or without proposed findings of fact and conclusions of law, and with or without the opinion/recommendation of the examiner.

C. Following the hearing described in this section, and based upon the information considered and received at such hearing, and the sanctions described, the city council shall:

1.Order the suspension of the license in question;
2.Authorize the city attorney to prepare and file with the district court a petition to revoke the licensee's license; or
3.Find that suspension or revocation is not required by the terms of this section;
4.Place conditions upon the license and licensee which shall address concerns of the council which exist after the hearing.

City council decisions shall be in writing, shall be supported by findings of fact and conclusions of law, and shall be delivered to the licensee in interest either personally or by mail at the address listed on the licensee's most recent liquor license application to the city.

D. The city council's action suspending a licensee shall be subject to review in the district court in accordance with the procedural rules heretofore or hereinafter adopted by the Wyoming Supreme Court concerning the review of administrative actions. Filing an appeal as provided in such rules, stays enforcement of the suspension decision pending final order on the appeal. The city council's action may be set aside by the district court if it finds the action to be:

1. Arbitrary, capricious, or otherwise not in accordance with law;
2. Without observance of the procedure required by law; or
3. Unsupported by substantial evidence.

E. If a license is revoked, except as provided in Wyoming Statutes Section 12-7-201(d) concerning the expiration of a licensee while a revocation order is under appeal, the holder of such revoked license shall not be eligible to apply for a new license for a period of twelve months from the date of revocation.
(Ord. No. 2-19, 3-5-2019)