

**CITY OF EUREKA**  
**Instructions for Outdoor Eating Place/Beer Garden Application**

1. Initial applications and applications after revocation shall be accompanied by a non-refundable application fee of one hundred dollars (\$100.00). (Article IV - Ord. No. 970).
2. The Board of Aldermen may, at their discretion, issue a limited license for a period of not less than one (1) day nor more than ten (10) consecutive days, upon application. The application fee shall be twenty-five dollars (\$25.00) for each day. The Board may waive or alter the fence or wall requirement (Section 3-70) for a limited license applicant. All other standards and requirements of this Article shall apply to limited license applicants.
3. Licensee must comply with all Ordinance Restrictions as noted in Article IV - Ord. No. 970 of the Municipal Code of the City of Eureka.
4. Every application for a license required by this Article shall be accompanied by a bond, approved by the City Attorney, executed by a bonding or surety company authorized to do business in the State, in the sum of five thousand dollars (\$5,000.00) conditioned upon the payment by the licensee of any and all final judgements for injuries or damages resulting to persons or property arising out of the operation or maintenance of any outdoor eating place/beer garden. In lieu of a bond, a liability insurance policy may be accepted. (Section 3-77)
5. Following the submission of this application, the Board of Aldermen may issue or refuse to issue a license under the provisions of this Article after examining and considering:
  - (A) Any danger to the health, morals and safety of the people of the City.
  - (B) The reputation of the applicant, his officers or agents, if any, and their ability to operate the outdoor eating place/beer garden in a manner consistent with the maintenance and preservation of good order, public health, safety, good morals and welfare.
  - (C) The effect upon the peace and quiet of the neighborhood of conducting an outdoor eating place/beer garden at the location designated between the hours for which a license is required.
  - (D) The insurance companies or sureties utilized by this licensee in complying with the provisions of this Article.
  - (E) Whether the requirements of this Article and all other governing laws and ordinances have been met. (Ord. No. 970)
6. The license issued under the provisions of this Article may be revoked or suspended by the Board of Aldermen should they find that:
  - (A) The licensee is operating in violation of this Article or of any other governing law, ordinance or regulation; or
  - (B) The licensee is operating so as to constitute a nuisance by reason of noise, disorderly or illegal conduct or immoral activity on the premises. (Section 3-80).
7. Every application for a license shall be accompanied by a plat or drawing of the proposed outdoor eating place/beer garden:
  - (A) The location, size and capacity of the facility.
  - (B) The location and size of the entrances and exits.
  - (C) The kind of ground surface.
  - (D) The location, size and construction of all structures.
  - (E) The location, size and construction of surrounding walls, fences or barriers.
8. Amusement parks of one hundred (100) acres or more and beer gardens in effect prior to August 21, 1990, are exempt from the requirements of this Article.

**CITY OF EUREKA  
APPLICATION FOR OUTDOOR EATING PLACE/BEER GARDEN**

1. \_\_\_\_\_  
Name of Applicant Home Phone

2. \_\_\_\_\_  
Home Address of Applicant

3. \_\_\_\_\_  
E-mail Address

4. \_\_\_\_\_  
Proposed Business Address of Applicant (Number, Street, P.O. Box, State, Zip) Phone

5. \_\_\_\_\_  
Name and Address of Owner Home Phone

6. \_\_\_\_\_  
E-mail Address

7. \_\_\_\_\_  
Federal ID Number Missouri State Sales Tax Number

8. \_\_\_\_\_  
Local Liquor License Number

9. \_\_\_\_\_  
County Liquor License Number

10. \_\_\_\_\_  
State Liquor License Number

11. \_\_\_\_\_  
Number of Patrons Designed to Accommodate

12. \_\_\_\_\_  
Hours of Operation

13. \_\_\_\_\_  
Signature of Owner, or Authorized Person

14. \_\_\_\_\_  
Printed Name

**To be filed with:** City Clerk  
Eureka City Hall  
P.O. Box 125  
Eureka, MO 63025

**FEE:** \_\_\_\_\_