



CHARLESTON NEWSPAPERS

P.O. Box 2993
Charleston, West Virginia 25330
Billing 348-4898
Classified 348-4848
1-800-WVA-NEWS

LEGAL ADVERTISING INVOICE

INVOICE DATE	06/13/16
ACCOUNT NBR	065830004
SALES REP ID	0063
INVOICE NBR	997451001

M

BILLED TO

SO CHAS CONV & VISTRS BUREA
PO BOX 8595/ACCOUNTS PAYABL
PO BOX 8599
SOUTH CHARLESTON WV 25303 USA

Please return this portion with your payment.
Make checks payable to: Charleston Newspapers

AMOUNT PAID: _____



CHARLESTON NEWSPAPERS

P.O. Box 2993
Charleston, West Virginia 25330
Billing 348-4898
Classified 348-4848
1-800-WVA-NEWS
FEIN 55-0676079

INVOICE DATE	06/13/16
ACCOUNT NBR	065830004
SALES REP ID	0063
INVOICE NBR	997451001

Legal pricing is based upon 65 words per column inch.
Each successive insertion is discounted by 25% of the first insertion rate.

The Charleston Gazette Mail rate is \$.14 per word.

ISSUE DATE	AD TYPE	PUB	DESCRIPTION	AD NUMBER	AD SIZE	RATE	GROSS AMOUNT	NET AMOUNT
			REFERENCE NBR PURCHASE ORDER #		TOTAL RUN			
06/03	LEGF	GZ	6/3 REGULAR MEETING	0631181	1X0300	9.10	27.30	27.30
			997451001		3.00			
06/10	LEGR	GZ	6/3 REGULAR MEETING		1X0300	9.10	27.30	
			997451002		3.00		6.83-	20.47
			LEGAL DISCOUNT 25%					
TOTAL INVOICE AMOUNT								47.77

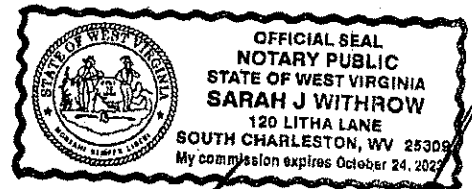
State of West Virginia. **AFFIDAVIT OF PUBLICATION**

I, Susan Hogwater of

CHARLESTON GAZETTE MAIL,
do solemnly swear that the legal notice of:
6/3 REGULAR MEETING

was duly published in said newspaper(s) at the stated price for the respective newspaper(s) and during the dates listed below:

Subscribed and sworn to before me this 14th day of June, 2016 06/03/16-06/10/16



Notary Public of Kanawha County, West Virginia

PUBLIC HEARING

Notice is hereby given that a Public Hearing will be held at the regular meeting of the Board of Health and Safety of the City of South Jersey on Monday, June 6, 2016, at 7:30 p.m. in the Board Chamber, City Hall, South Jersey City, New Jersey. The purpose of the hearing is to hear and take testimony on the proposed amendments to the City's Home Rule Plan. The hearing will be held in the Board Chamber, City Hall, South Jersey City, New Jersey. A copy of the proposed amendments to the City's Home Rule Plan may be inspected in the Mayor's Office beginning June 6, 2016, between 9:00 a.m. and 4:00 p.m. Monday through Friday.

LEGAL ADVERTISEMENT

Interested parties may appear at the public hearing and be heard with respect to the Ordinance and the proposed amendments to the City's Home Rule Plan. A copy of the proposed Ordinance and the proposed amendments to the City's Home Rule Plan may be inspected in the Mayor's Office beginning June 6, 2016, between 9:00 a.m. and 4:00 p.m. Monday through Friday.

(631181)

AFFIDAVIT OF MELANIE SHILLING

STATE OF WEST VIRGINIA,

COUNTY OF KANAWHA, TO-WIT:


Melanie Shilling, who being duly sworn, deposes and says as follows:

1. My name is Melanie Shilling; I am over the age of 18 years old and have personal knowledge of the facts stated herein.

2. I have served at all times relevant herein as the Secretary to Frank A. Mullens, Jr., Mayor of the City of South Charleston, West Virginia.

3. The City of South Charleston's second proposed amendment to its Municipal Home Rule Written Plan concerning Sunday morning alcohol service was available for public inspection at the South Charleston Mayor's Office during regular business hours from June 6, 2016 through July 7, 2016.

Further the affiant sayeth naught.



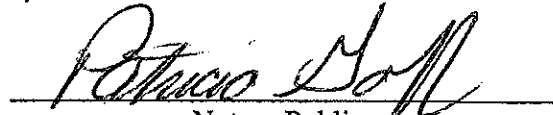
Melanie Shilling

STATE OF WEST VIRGINIA,

COUNTY OF KANAWHA:

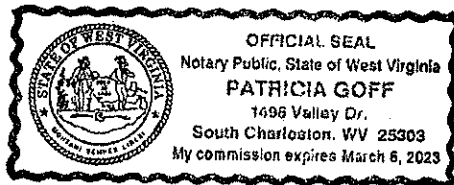
The foregoing was subscribed and sworn to before me on July 8th, 2016.

My Commission expires: March 6, 2023



Notary Public

[SEAL]





317 Fifth Avenue
South Charleston, WV 25303
T 304.414.2300
F 304.414.4506
www.moorebiserlaw.com

After-hours Ext. #101
mmoore@moorebiserlaw.com

July 8, 2016

Frank A. Mullens, Jr., Mayor
City Hall
401-D Street
South Charleston, WV 25303

Re: Legal Opinion – Home Rule Proposed Written Plan Amendment (Second)

Dear Mayor Mullens:

As the City Attorney for the City of South Charleston, I have reviewed the second proposed amendment to the City of South Charleston's Municipal Home Rule Written Plan concerning Sunday alcohol service by certain holders of ABCA Class A licenses, an amendment that was the subject of a public hearing on July 7, 2016. Upon my review of the proposed amendment, it is my legal opinion as an attorney licensed to practice in West Virginia that it and the entire written plan do not violate the provisions of W. Va. Code § 8-1-5a.

Please let me know if I can be of further assistance in this matter.

Very truly yours,


W. Michael Moore

WMM:KEK

INTRODUCED BY:

Frank A. Mullens, Jr., Mayor

ORDINANCE NO:

2229

REFERRED TO:

APPROVED ON:

7-7-16

AN ORDINANCE AUTHORIZING THE CITY OF SOUTH CHARLESTON TO SUBMIT TO THE MUNICIPAL HOME RULE BOARD A PROPOSED AMENDMENT TO ITS HOME RULE PLAN CONSISTENT WITH W. VA. CODE § 8-1-5a REQUESTING APPROVAL TO ALLOW THE SALE OF ALCHOLIC BEVERAGES BY CERTAIN WEST VIRGINIA ALCOHOL BEVERAGE CONTROL ADMINISTRATION CLASS "A" LICENSE HOLDERS BEGINNING AT 10:00 A.M. ON SUNDAYS:

WHEREAS, the owners of restaurants and hotels in the City of South Charleston have indicated that there is a market for brunch service on Sundays, and that current restrictions on hours of Sunday alcohol service imposed by state law stifle Sunday morning brunch attendance; and

WHEREAS, the South Charleston Convention and Visitor's Bureau and its Board of Directors, which is comprised of civic leaders and people involved in the City's hospitality and tourism industries, fully the support the City's use of Home Rule to allow earlier Sunday alcohol service in South Charleston thereby enabling restaurants and hotels in the City to be fully operational on Sundays to enhance the City's image in the eyes of business and leisure travelers and enrich the experiences of visitors to South Charleston; and

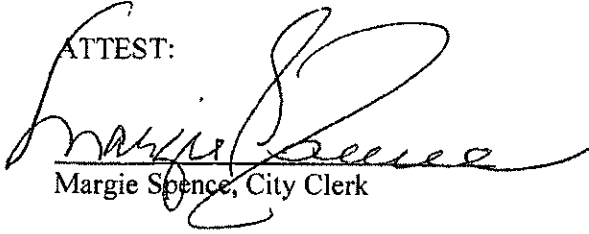
WHEREAS, the City has determined that allowing alcohol sales at Sunday morning brunch service within the City will produce more revenue and strengthen City businesses, increase City business and occupational tax revenues and City/state sales tax revenues, and increase earnings for servers and other employees working in the hotels and restaurants in the City; and

WHEREAS, one of the City's goals and objectives is to become an entertainment and cultural destination and the active promotion of South Charleston as a city that offers a range of lifestyle choices in order to attract new residents to the City and retain its current residents; the establishment of an earlier Sunday alcohol service is another way for the City to meet these goals and strengthen its social vitality;

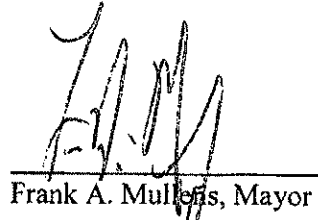
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SOUTH CHARLESTON, WEST VIRGINIA, THAT the Mayor, City Attorney and City Administration are hereby authorized and requested to submit to the Municipal Home Rule Board a proposed amendment, attached hereto as Exhibit A, to the City of South Charleston Municipal Home Rule Plan consistent with W. Va. Code § 8-1-5a, requesting approval to allow the sale of alcoholic beverages by certain West Virginia Alcohol Beverage Control Administration Class "A" license holders beginning at 10:00 a.m. on Sundays.

This ordinance shall take effect immediately upon passage.

ATTEST:



Margie Spence, City Clerk



Frank A. Muller, Mayor

This ordinance was prepared by Moore & Biser PLLC, City Attorney.