

April 6, 1933

Mr. O. C. Compton  
City Attorney  
Flagstaff, Arizona.

Dear Mr. Compton:

In reply to your letter of March 29, 1933, requesting my opinion as to whether a city organized under the general laws may license and regulate dealers in spirituous liquors, I advise as follows:

A municipal corporation may not license an occupation either for regulatory purposes or for the purpose of revenue unless express authority to so license has been delegated to the municipality by the State. Authority to license dealers in spirituous liquors - either for regulatory purposes or for revenue - has not been delegated by the State to municipalities incorporated under the general laws.

Municipalities incorporated under the general laws may not license dealers in spirituous liquors either for regulatory purposes or for revenue.

Very truly yours,

(Sgd.) Arthur T. LaPrade

Attorney General

By: Charles L. Strouss,  
Assistant Attorney General.

CLS:w

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