


CERTIFICATE OF PASSAGE & POSTING OF ORDINANCE NO. 608

I, June K. Moline, Clerk/Treasurer of the Village of Mead, Nebraska, hereby certify the adoption of Ordinance No. 608, to amend Chapter 10, Article 1, Section 117 of the Municipal Code ALCOHOLIC BEVERAGES: HOURS OF SALE at a Regular Meeting of the Village of Mead Board of Trustees on January 11, 2011. Notice has been posted in three (3) public places as follows: U.S. Post Office, Bank of Mead, and Village Office on January 12, 2011 at 10:00 a.m.


June Moline
June K. Moline, Clerk/Treasurer

ORDINANCE NO. 608

**PROCEDURE FOR PASSAGE OF AN ORDINANCE BY
READING OF ORDINANCE AT THREE SEPARATE
MEETINGS OF BOARD OF TRUSTEES**

WHEREUPON, the Chair announced that the introduction of ordinances was now in order.

Ordinance No. 608 was introduced by Board Member Mayfield and is set forth in full as follows, to wit:

ORDINANCE NO. 608

AN ORDINANCE OF THE VILLAGE OF MEAD, SAUNDERS COUNTY, NEBRASKA, TO AMEND CHAPTER 10 OF THE MUNICIPAL CODE OF THE VILLAGE OF MEAD, NEBRASKA, BUSINESS REGULATIONS, BY AMENDING ARTICLE 1, ALCOHOLIC BEVERAGES, AND SPECIFICALLY SECTION 117 THEREOF, HOURS OF SALE TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF MEAD, NEBRASKA, ARE AUTHORIZED AND DIRECTED TO IMPLEMENT THIS ORDINANCE; TO PROVIDE FOR THE SEVERABILITY OF ANY SECTION, CLAUSE, PROVISION OR PORTION FOUND UNCONSTITUTIONAL OR INVALID; TO REPEAL ALL ORDINANCES IN CONFLICT HERewith; TO PROVIDE THAT THIS ORDINANCE SHALL BE PUBLISHED WITHIN THE FIRST 15 DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF MEAD, NEBRASKA, AND SHALL BE IN FULL FORCE AND TAKE EFFECT FROM AND AFTER ITS PASSAGE AND APPROVAL, AS PROVIDED BY LAW AND AS PROVIDED HEREIN; AND TO PROVIDE THAT THE PROVISIONS OF THIS ORDINANCE SHALL BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF MEAD, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, the Board of Trustees of the Village of Mead, Nebraska, has codified its ordinances pursuant to Ordinance No. 239, dated March 10, 1981, into the Municipal Code of the Village of Mead, Nebraska, and,

WHEREAS, Chapter 10 thereof pertains to business regulations and Article 1 of Chapter 10 pertains to alcoholic beverages, and,

WHEREAS, it is the desire of the Board of Trustees of the Village of Mead, Nebraska, to amend Section 117 and thereof amend hours of sale to extend until 2:00 A.M.;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF MEAD, NEBRASKA as follows:

Section 1. That the findings here and above made should be and are hereby made a part of this Ordinance, as fully as if set out at length herein

Section 2. That Article 1, Section 117 of the Municipal Code of the Village of Mead, Nebraska, shall be amended as follows:

§ 10-117 ALCOHOLIC BEVERAGES; HOURS OF SALE.

It shall be unlawful for any licensed person or persons or their agents to sell any alcoholic beverages within the Municipality except during the hours provided herein: HOURS OF SALE

Alcoholic Liquors	Off/On Sale	Secular Days	6:00 A.M. to 4:00 AM <u>2:00 A.M.</u>
(except beer and wine)		Sundays	12:00 P.M. to 4:00 A.M. <u>2:00 A.M.</u>
Beer	Off Sale	Secular Days	6:00 A.M. to 4:00 A.M. <u>2:00 A.M.</u>

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	On Sale	Sundays	12:00 P.M. to 4:00 A.M. <u>2:00 A.M.</u>
		Secular Days	6:00 A.M. to 4:00 A.M. <u>2:00 A.M.</u>
Wine	Off/On Sale	Sundays	12:00 P.M. to 4:00 A.M. <u>2:00 A.M.</u>
		Secular Days	6:00 A.M. to 4:00 A.M. <u>2:00 A.M.</u>
Alcoholic Liquors (including beer and wine)	Off/On Sale	Sunday preceding New Year's Day	12:00 P.M. to 4:00 A.M. <u>2:00 A.M.</u> 5:00 P.M. to 4:00 A.M. <u>2:00 A.M.</u>

Provided, that such limitations shall not apply after twelve (12:00) o'clock Noon on Sunday to a licensee which is a non-profit corporation holding a license pursuant to Section 53-124(5) (C) & (H) Reissue Revised Statutes of Nebraska 1943.

No person or persons shall consume any alcoholic beverages on licensed premises for a period of time longer than fifteen (15) minutes after the time fixed herein for stopping the sale of alcoholic beverages on the said premises. For the purposes of this Section, "on sale" shall be defined as alcoholic beverages sold by the drink for consumption on the premises of the licensed establishment; "off sale" shall be defined as alcoholic beverages sold at retail in the original container for consumption off the premises of the licensed establishment. Nothing in this Section shall be construed to prohibit licensed premises from being open for other business on days and hours during which this section prohibits the sale or dispensing of alcoholic beverages

Section 3. That the Board of Trustees and the appropriate Department, whether one or more of the Village of Mead, Nebraska, are hereby authorized and directed to implement this Ordinance, including the execution of all documents necessary and or required for the implementation of this Ordinance as deemed appropriate.

Section 4. That should any section, paragraph, sentence or word of this Ordinance hereby adopted be declared for any reason to be invalid, it is the intent of the Chairman and Board of Trustees of the Village of Mead, Nebraska, that it would have passed all other portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 5. That all ordinances and parts of ordinances passed and approved prior to the passage, approval, and publication of this Ordinance, in conflict herewith, are hereby repealed.

Section 6. That this Ordinance shall be published within the first 15 days after its passage and approval either in pamphlet form or by posting in three public places within the Village of Mead, Nebraska, and shall be effective on the 15th day from and after its passage, approval, and publication as provided herein.

Section 7. That it is the intention of the Board of Trustees of the Village of Mead, Nebraska, and it is hereby ordained that the provisions of this Ordinance shall become and be made a part of the Municipal Code of the Village of Mead, Nebraska, and the Sections of this Ordinance may be renumbered to accomplish such intention.

PASSED AND APPROVED THIS 11th day of January, 2011.

VILLAGE OF MEAD, NEBRASKA

By: Ailene Raver
Ailene Raver, Its Chair

ATTEST:

June Moline

ORDINANCE NO. 608

June Moline, Its Clerk

1st Reading November 9, 2010

2nd Reading December 14, 2010

(SEAL)

The Chair then instructed the Clerk to read Ordinance No. 608 of the Village of Mead, Nebraska. The Clerk thereupon read the aforesaid Ordinance No. 608 by title.

FIRST MEETING/FIRST READING

WHEREUPON, Board Member Mayfield moved that said Ordinance No. 608 be approved on its first reading and its title agreed to. Board Member Halbmaier seconded this motion.

The Chair instructed the Clerk to call the roll for the vote thereon. The Clerk called the roll and the following was the vote on this motion.

Yeas: Mayfield, Raver, Halbmaier

Nays: Swanson

Absent: Feldhaus

WHEREUPON, the Chair declared said Ordinance No. 608 approved on its first reading and its title agreed to.

SECOND MEETING/SECOND READING

Ordinance No. 608 now comes on for second reading. The Chair instructed the Clerk to read said Ordinance No. 608 by title. The Clerk then read said Ordinance No. 608 by title.

WHEREUPON, Board Member Halbmaier moved that said Ordinance No. 608 be approved upon its second reading and its title agreed to. Board Member Mayfield seconded this motion.

The Chair instructed the Clerk to call the roll for the vote thereon. The Clerk called the roll and the following was the vote on this motion.

Yeas: Raver, Wielage, Halbmaier, Mayfield, Miller

Nays:

WHEREUPON, the Chair declared said Ordinance No. 608 be approved on its second reading and its title agreed to.

THIRD MEETING/THIRD READING. APPROVAL.
FINAL PASSAGE AND PUBLICATION

Ordinance No. 608 now comes on for third reading. The Chair instructed the Clerk to read said Ordinance No. 608 by title. The Clerk then read said Ordinance No. 608 by title.

WHEREUPON, Board Member Mayfield moved that said Ordinance No. 608 be approved by its third reading and its title agreed to. Board member Wielage seconded this motion.

The Chair instructed the Clerk to call the roll for the vote thereon. The Clerk called the roll and the following was the vote on this motion:

Yeas: Mayfield, Miller, Rauer, Wielage, Halbmaier

Nays:

WHEREUPON, the Chair declared said Ordinance No. 608 be approved on its third reading and its title agreed to.

A majority of the members of the Board having voted in the affirmative for the passage and approval of said Ordinance No. 608 the Chair declared Ordinance No. 608 to have been duly passed and adopted as an Ordinance of the Village of Mead, Saunders County, Nebraska, and the Chair subscribed his/her name thereto, and the Clerk attested said signature of the Chair by subscribing his/her name thereto and affixing thereon the seal of the Village of Mead, Nebraska. The Chair then instructed the Clerk to publish Ordinance No. 608 in the manner required by law, within fifteen (15) days after its passage.