

ORDINANCE NO. 412

AN ORDINANCE OF THE VILLAGE OF BEEMER, NEBRASKA, CHANGING AND MODIFYING CODE SECTION 10-117 ALCOHOLIC BEVERAGES; HOURS OF SALE AND REPEALING PRIOR ORDINANCES IN CONFLICT THEREWITH, AND PROVIDING FOR PUBLICATION BY POSTING AS PROVIDED BY LAW;

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES FOR THE VILLAGE OF BEEMER, NEBRASKA that:

WHEREAS, the Village Board has received a request from holders of liquor licenses in the Village of Beemer to extend the hours that alcoholic beverages may be sold or dispensed in the Village of Beemer, and

WHEREAS, the State of Nebraska has amended Section 53-179 of the Nebraska Revised Statutes allowing liquor licensees to sell or dispense alcoholic liquor for consumption on the licensed premises later than 1:00 a.m. and prior to 2:00 a.m. on any day,

NOW THEREFORE, the Chairman and Board of Trustees hereby find and determine that:

1. Code Section 10-117 of the Village Code shall be changed and shall hereafter provide as follows:

10-117 Alcoholic Beverages; Hours of Sale. It shall be unlawful for any person or persons to sell at retail any alcoholic beverages on the day of any election, including County, Municipal, or Primary Elections, during the hours that the polls are open. It shall further 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 Sales

Alcoholic Liquors (except beer and wine)

Secular Days

<i>Off Sale</i>	<i>6:00 A.M. to 1:00 a.m.</i>
<i>On Sale</i>	<i>6:00 A.M. to 2:00 a.m.</i>

Sundays

<i>Off Sale</i>	<i>Prohibited</i>
<i>On Sale</i>	<i>6:00 P.M. to 12:00 a.m.</i>

Beer and Wine

Secular Days

<i>Off Sale</i>	<i>6:00 A.M. to 1:00 a.m.</i>
<i>On Sale</i>	<i>6:00 A.M. to 2:00 a.m.</i>

Sundays

<i>Off Sale</i>	<i>12:00 Noon to 1:00 a.m.</i>
<i>On Sale</i>	<i>12:00 Noon to 2:00 a.m..</i>

Provided, that such limitations shall not apply after twelve (12:00) o'clock Noon on Sunday to a licensee which is a nonprofit corporation; but such licensee shall not sell or dispense beverages on more than six (6) days each week.

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 the sale or dispensing of alcoholic beverages is prohibited by this Section. Any sales of alcoholic beverages beyond the hours allowed in this Section shall be punishable by a fine of not less than one hundred dollars (\$100.00). [Ref. 53-179 RS Neb.]

2. All ordinances and parts of ordinances of a general or permanent nature passed an approved prior to the passage and approval of this ordinance and in conflict with this ordinance or with any of the provisions of this ordinance, are hereby repealed.

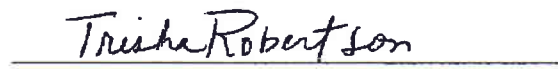
3. This ordinance may be published by posting a written or printed copy thereof

in each of three (3) public places in the Village. This ordinance shall be in full force and effect upon publication as provided herein.

(Seal)


Chairman

Attest:


Clerk