

**ORDINANCE NO. 10-478**

**AN ORDINANCE OF THE VILLAGE OF FAIRMONT, NEBRASKA TO AMEND SECTION 10-117 OF THE FAIRMONT VILLAGE CODE; TO EXTEND THE HOURS OF SALE FOR CONSUMPTION ON THE PREMISES OF ESTABLISHMENTS LICENSED TO SELL ALCOHOLIC BEVERAGES; TO PROVIDE FOR AN EFFECTIVE DATE; AND TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH.**

**BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF FAIRMONT, NEBRASKA:**

**Section 1. Section 10-117 ALCOHOLIC BEVERAGES; HOURS OF SALE.**

Section 10-117 of the Fairmont Village Code is hereby amended to provide as follows:

For the purposes of this section, "on sale" shall be defined as alcoholic beverages sold at retail 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.

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 (except beer and wine)**

**Secular Days**

Off Sale.....6:00 A.M. to 1:00 A.M.

On Sale.....6:00 A.M. to 2:00 A.M.

**Sundays**

Off Sale.....12:00 Noon to 1:00 A.M.

On Sale.....12:00 Noon to 2:00 A.M.

**Beer and Wine**

**Secular Days**

Off Sale.....6:00 A.M. to 1:00 A.M.

On Sale.....6:00 A.M. to 2:00 A.M.

**Sundays**

Off Sale.....12:00 Noon to 1:00 A.M.

On Sale.....12:00 Noon to 2:00 A.M.

Provided that such limitations shall not apply after twelve (12:00) o'clock Noon on Sunday to a licensee which is a nonprofit 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.

Nothing in this section shall be construed to prohibit licensed premises from being open for business on days and hours during which the sale or dispensing of alcoholic beverages is prohibited by this section.

**Section 2. This Ordinance shall be in full force and take effect from and after its**

**RECEIVED**

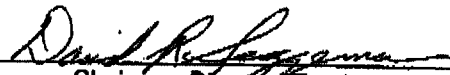
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**NEBRASKA LIQUOR CONTROL COMMISSION**

passage, approval and publication according to law.

Section 3. All ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 12<sup>th</sup> day of October, 2010.

  
Chairman-Board of Trustees  
Village of Fairmont, Nebraska

ATTEST:

  
Linda Carroll, Fairmont Village Clerk

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The State of Nebraska, }  
Fillmore County }ss.

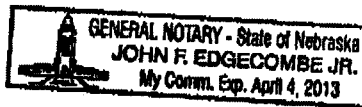
I, Sherri Nnu, being first duly sworn, depose and say bookkeeper for the publisher of the Nebraska Signal, a log published in the American language weekly, now and for m two successive weeks next last past, having a bona fide circula 300 copies weekly, and printed in whole or in part in an off in Fillmore County, Nebraska, and of general circulation th the Ordinance No. 10-478, an Ordinance of the Village of Amend Section 10-117 of the Fairmont Village Code, a co hereunto attached, was to my personal knowledge published paper on the 3rd day of November, 2010.

*Sherri Nnu*  
Subscribed in my presence and sworn to before me th

November, 2010.

*John Edgcombe Jr.*

Printer's Fees \$0.00



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Section 1: Section 10-117 ALCOHOLIC BEVERAGES, HOURS OF SALE.

Section 10-117 of the Fairmont Village Code is hereby amended to provide as follows:

For the purposes of this section, "on sale" shall be defined as alcoholic beverages sold at retail 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.

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 (except beer and wine)

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Off Sale 6:00 A.M. to 1:00 A.M.; On Sale 6:00 A.M. to 2:00 A.M.

Sundays  
Off Sale 12:00 Noon to 1:00 A.M.; On Sale 12:00 Noon to 2:00 A.M.

Beer and Wine  
Secular Days  
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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.

Nothing in this section shall be construed to prohibit licensed premises from being open for business on days and hours during which the sale or dispensing of alcoholic beverages is prohibited by this section.

Section 2: This Ordinance shall be in full force and take effect from and after its passage, approval and publication according to law.

Section 3: All ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 12<sup>th</sup> day of October, 2010.

DAVID R SEGGERMAN,  
Chairman-Board of Trustees  
Village of Fairmont,  
Nebraska

ATTEST:  
LINDA J CARROLL,  
CMC  
Village Clerk/Treasurer  
CERTIFICATE OF PAS-  
SAGE  
STATE OF NEBRASKA )  
)§  
COUNTY OF FILLMORE )

I, Linda J. Carroll, Village Clerk of the Village of Fairmont, Nebraska, hereby certify that the above and foregoing Ordinance No. 10-478 was passed as such by the Chairperson and Board of Trustees of said Village at the Regular Meeting of said governing body at the time stated in said ordinance.

In witness whereof, I have unto affixed my hand and the seal of said Village on this 12th day of October 2010.  
(Seal)

LINDA J CARROLL,  
CMC  
Clerk/Treasurer