

ORDINANCE NO. 1730

AN ORDINANCE TO AMEND IN ITS ENTIRETY CHAPTER 81, ALCOHOLIC BEVERAGES, OF THE PAPIILLION MUNICIPAL CODE, HAVING TO DO WITH THE HOURS OF THE SALE OF ALCOHOLIC BEVERAGES; TO REPEAL SUCH SECTION AS IT HERETOFORE EXISTED; AND TO PROVIDE FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Papillion has received a recommendation to amend Subsection 81-5(B) of Chapter 81, Alcoholic Beverages, Hours of sale, to expand the hours of permissible sales of alcoholic beverages sold at retail or dispensed for consumption on or off the premises to include the hours of 6:00 a.m. to 12:00 noon on Sundays; and

WHEREAS, the City Council of the City of Papillion also finds it to be in the best interest of the City to amend Subsection 81-5(C) of Chapter 81, Alcoholic Beverages, Hours of sale, to expand the hours of permissible sales of alcoholic beverages sold at retail for consumption off the premises to include the hours of 1:00 a.m. to 2:00 a.m. on any day.

THEREFORE, BE IT ORDAINED by the Mayor and City Council of the City of Papillion, Nebraska as follows:

Section 1. That Section 81-5 of Chapter 81, Alcoholic Beverages, Hours of sale, shall be amended in its entirety to read as follows:

- A. It shall be unlawful for any licensed person or persons or their agents to sell at retail any alcoholic beverages, including beer and wine, (1) for consumption off the premises, and (2) for dispensing and consumption on the premises on any day between the hours of 2:00 a.m. and 6:00 a.m.
- B. It shall be permissible to sell at retail alcoholic beverages, including beer and wine (1) for consumption off the premises, and (2) for dispensing and consumption on the premises, on any day between the hours of 6:00 a.m. and 2:00 a.m. the following day.
- C. It shall be unlawful for any licensed person or persons or their agents to allow alcoholic beverages in open containers to remain or be in possession of or control of any person for purposes of consumption between the hours of fifteen minutes after the closing hour applicable to the licensed premises and 6 a.m. on any day.
- D. No person or persons shall consume any alcoholic beverages on licensed premises for a period longer than 15 minutes after the time fixed herein for stopping the sale of alcoholic beverages on said premises.

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

Section 2. The Mayor and City Council are authorized and desire to amend Chapter 81, Alcoholic Beverages, Hours of sale, as set forth in Section 1. of this Ordinance.

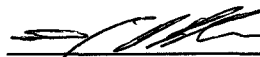
Section 3. The Mayor and City Council do hereby approve and adopt said amendment, effective on the date set forth therein.

Section 4. All ordinances and parts of ordinances as previously enacted to the extent in conflict with this Ordinance or any part hereof are hereby repealed.

Section 5. Effective Date. This Ordinance shall be in full force and effect fifteen (15) days after its passage. Within fifteen (15) days of the passage of this Ordinance, the City Clerk is directed to effectuate the publishing of this Ordinance in pamphlet form for at least one (1) week in a newspaper in general circulation within the City of Papillion.

PASSED AND APPROVED THIS 5th DAY OF January, 2016.

CITY OF PAPIILLION, NEBRASKA



David P. Black, Mayor

ATTEST:



Elizabeth Butler, City Clerk



First Reading: December 1, 2015
Second Reading: December 15, 2015
Third Reading: January 5, 2016