

ORDINANCE NO. 10-~~12~~ - 2

AN ORDINANCE OF THE VILLAGE OF DENTON, LANCASTER COUNTY, NEBRASKA, TO AMEND CHAPTER 10, ARTICLE 1, SECTION 117 OF THE MUNICIPAL CODE OF THE VILLAGE OF DENTON, NEBRASKA, BY CHANGING THE HOURS OF SALE FOR ALCOHOLIC BEVERAGES IN THE VILLAGE OF DENTON, NEBRASKA; TO PROVIDE THAT THE CHAIR AND THE APPROPRIATE DEPARTMENT, WHETHER ONE OR MORE, OF THE VILLAGE OF DENTON, 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 FIFTEEN DAYS AFTER ITS PASSAGE AND APPROVAL EITHER IN PAMPHLET FORM OR BY POSTING IN THREE PUBLIC PLACES IN THE VILLAGE OF DENTON, 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 BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF DENTON, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

WHEREAS, Section 117 of Article 1, Chapter 10 of the Municipal Code of the Village of Denton, Nebraska, does provide for the hours of sale of alcoholic beverages in the Village of Denton, Nebraska, and,

WHEREAS, the laws of the State of Nebraska have recently been amended, allowing municipalities to set hours of sale of on-site alcoholic beverages up to 2:00 a.m.,

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIR AND BOARD OF TRUSTEES OF THE VILLAGE OF DENTON, 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 here.

Section 2. That Section 117, Article 1, Chapter 10 of the Municipal Code of the

the original container for consumption off the premises of the licensed establishment.

- B. It shall be unlawful for any person or persons, or their agents, to sell any alcoholic beverages, for consumption off the premises, within the Village except during the hours provided herein:

Alcoholic Liquors (except beer and wine)

Monday through Saturday

Off Sale

6:00 A.M. to 1:00 A.M.
the following day.

On Sale

6:00 A.M. to 2:00 A.M.
the following day.

Sundays

Off Sale

12:00 Noon to 12:00 Midnight.

On Sale

12:00 Noon to 2:00 A.M.
the following day.

Beer and Wine

Monday through Saturday

Off Sale

6:00 A.M. to 1:00 A.M.
the following day.

On Sale

6:00 A.M. to 2:00 A.M.
the following day.

Sundays

Off Sale

12:00 Noon to 12:00 Midnight.

On Sale

12:00 Noon to 2:00 A.M.
the following day.

- C. Such limitations shall not apply after 12:00 Noon on Sunday to a licensee which is a nonprofit corporation holding a Class C or Class I license.

D. No person or persons shall consume any alcoholic beverages on licensed premises for a period of time longer than 15 minutes after the time fixed in this section for stopping the sale of alcoholic beverages on the premises.

- E. Nothing in this section shall be construed to prohibit licensed premises from being

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 Chair and Board of Trustees of the Village of Denton, 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 or parts of ordinances passed and approved prior to the passage, approval, and publication of this Ordinance and in conflict herewith, are hereby repealed.

Section 6. That this Ordinance shall be in full force and effect after its passage, approval, and publication according to law.

Section 7. That the provisions of this Ordinance shall become and be made a part of the Municipal Code of the Village of Denton, Nebraska, and the sections of this Ordinance may be renumbered to accomplish such intention.

This Ordinance passed and approved this 4 day of December, 2010.

VILLAGE OF DENTON, NEBRASKA

By: Bill Edwards, Its Chair

ATTEST:

Charlotte TeBrink
Charlotte TeBrink, Village Clerk

(SEAL)