

ORDINANCE NO. 798

AN ORDINANCE RELATING TO THE SALE OF ALCOHOLIC BEVERAGES WITHIN THE CITY LIMITS OF THE CITY OF DESHLER, NEBRASKA; ESTABLISHING HOURS OF SALE; PROVIDING FOR THE REPEAL OF ANY ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING FOR THE EFFECTIVE DATE OF SAID ORDINANCE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DESHLER, NEBRASKA AS FOLLOWS:

Section 1. Section 10-118 of the Deshler Municipal Code shall be amended to provide as follows:

Section 10-118 ALCOHOLIC BEVERAGES: HOURS OF SALE.  
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 alcohol beverages within the municipality except during the hours provided herein:

HOURS OF SALE

Alcohol Liquors (except beer and wine)	
Monday through Saturday	
Off Sale	6:00 AM to 1:00 AM
On Sale	6:00 AM to 2:00 AM
Sunday	
Off Sale	12:00 Noon to 1:00 AM

On Sale 12:00 Noon to 2:00 AM

Beer and Wine

Monday through Saturday

Off Sale 6:00 AM to 1:00 AM

On Sale 6:00 AM to 2:00 AM

Sunday

Off Sale 11:00 AM to 1:00 AM

On Sale 11:00 AM to 2:00 AM

It shall be unlawful on property licensed to sell alcoholic liquor at retail to allow alcoholic liquor in open containers to remain or be in possession or control of any person for purposes of consumption between the hours of fifteen (15) minutes after the closing hour applicable to the licenses premises and 6:00 a.m. on any day.

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.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. This ordinance shall be in full force and effect from July 14, 2010 and after its passage by a vote of at least two-thirds of all members of the city council, and publication as provided by law.

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



*Gordon Fleming*  
Gordon Fleming, Mayor

*Julie A Buescher*  
Julie A Buescher, City Clerk