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 HEREWITHE.

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
passage, approval and publication according to law.

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 All ordinances in conflict herewith are hereby repealed.

PASSED AND APPROVED this 12th day of October, 2010.

[Signature]
Chairman-Board of Trustees
Village of Fairmont, Nebraska

ATTEST:

[Signature]
Linda Carroll, Fairmont Village Clerk

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 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.

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 55-124-03.(G) 

(Seal)

LINDA J. CARROLL
CMC
Clerk/Treasurer

COUNTY OF FILLMORE

The State of Nebraska

Fillmore County

I, Sherron Nun, being first duly sworn, deposes and says: bookkeeper for the publisher of the Nebraska Signal, a local newspaper published in the American language weekly, now and for more than two successive weeks next past, having a bona fide circulation of 300 copies weekly, and printed in whole or in part in an office in Fillmore County, Nebraska, and of general circulation throughout the said County, as the Ordinance No. 10-478, an Ordinance of the Village of Fairmont, Amend Section 10-117 of the Fairmont Village Code, a copy of which is hereunto attached, was to my personal knowledge published in the said newspaper on the 3rd day of November, 2010.

Subscribed in my presence and sworn to before me the 3rd day of November, 2010.

(Seal)

General Notary - State of Nebraska

John F. Edgcomb, Jr.
My Commission Expires April 1, 2013

Printer's Fees $5.00