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CERTIFICATION

OCT 5 2010

NEBRASKA LIQUOR
CONTROL COMMISSION

State of Nebraska)
County of Seward)^{ss.}
Village of Pleasant Dale)

I, Andrea Carter, the undersigned Village Clerk of Pleasant Dale, Nebraska do hereby certify the attached Ordinance is a true and accurate copy of the official records of this office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal this 1st day of October, 2010.

(seal)



Village Clerk

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OCT 15 2010

NEBRASKA LIQUOR
BOARD COMMISSION

ORDINANCE NO. 2010-4

AN ORDINANCE OF THE VILLAGE OF PLEASANT DALE, SEWARD COUNTY, NEBRASKA, TO AMEND CHAPTER 5, OF THE MUNICIPAL CODE OF THE VILLAGE OF PLEASANT DALE, NEBRASKA AS THE SAME RELATES TO THE HOURS OF SALE OF ALCOHOLIC BEVERAGES WITHIN THE VILLAGE'S CORPORATE LIMITS; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; 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 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 BECOME AND BE MADE A PART OF THE MUNICIPAL CODE OF THE VILLAGE OF PLEASANT DALE, NEBRASKA, AND THE SECTIONS OF THIS ORDINANCE MAY BE RENUMBERED TO ACCOMPLISH SUCH INTENTION.

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

WHEREAS, the Village Board of Trustees is to set hours for the sale of any alcoholic beverages within the Municipality and provide for exceptions; and

WHEREAS, the Village Board of Trustees desires to make the changes to the current regulations;

NOW, THEREFORE, BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF PLEASANT DALE, NEBRASKA, as follows:

Section 1. Chapter 5 of the Village of Pleasant Dale, is amended as follows:

SECTION 5-209: HOURS OF SALE

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

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NEBRASKA LIQUOR
CONTROL COMMISSION

<p>Sundays Off Sale On Sale</p> <p>Beer and Wine Monday through Saturday Off Sale On Sale</p> <p>Sundays Off Sale On Sale</p>	<p>the following day.</p> <p>Prohibited 6:00 P.M. to 2:00 A.M.</p> <p>6:00 A.M. to 1:00 A.M. the following day. 6:00 A.M. to 2:00 A.M. the following day.</p> <p>12:00 Noon to 11:30 P.M. 12:00 Noon to 2:00 A.M.</p>
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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, but such a licensee shall not sell or dispense alcoholic beverages on more than six days each week.

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 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 other ordinances in conflict herewith are hereby repealed.

Section 3. That should any section, paragraph, sentence or word of this Ordinance be declared for any reason invalid and/or unconstitutional, it is the intent of the Board of Trustees 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 4. This ordinance is adopted and published in pamphlet form, and shall take effect and be in full force from and after 15 days after its passage, approval, and publication or posting as required by law.

Section 5. That the provisions of this Ordinance shall become and be made a part of the Pleasant Dale Municipal Code and sections of this Ordinance may be renumbered to accomplish such intention.

Passed and approved this 23rd day of September 2010.

VILLAGE OF PLEASANT DALE, NEBRASKA

By: 
Linda Olson, Its Chair

ATTEST:


Andrea Carter, Its Clerk

(SEAL)

Publication Date: October 1, 2010.