

ORDINANCE NO. 518

AN ORDINANCE OF THE VILLAGE OF WILCOX, KEARNEY COUNTY, NEBRASKA, AMENDING WILCOX VILLAGE CODE SECTION 111.48 RELATING TO THE SALE OR DISPENSING OF ALCOHOLIC LIQUOR; FORBIDDEN DURING CERTAIN HOURS; EXCEPTIONS. ALCOHOLIC LIQUOR IN OPEN CONTAINERS; UNLAWFUL AFTER HOURS; REPEALING CONFLICTING ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF WILCOX, NEBRASKA:

Section 1. HOURS OF SALE. Section 111.48 of the Wilcox Village Code is hereby to read as follows:

(A) No alcoholic liquor, including beer, shall be sold at retail or dispensed on any day between the hours of 2 a.m. and 6 a.m.. Between the hours of 1 a.m. and 2 a.m. the retail sale or dispensing of alcoholic liquor shall only be for consumption on the premises and sales for consumption off the premises after 1 a.m. are prohibited. The Board of Trustees with respect to area inside the corporate limits of the village may by ordinance require closing prior to 2 a.m. on any day.

(B) Except as provided for and allowed by ordinance of the Board of Trustees, no alcoholic liquor, including beer, shall be sold at retail or dispensed inside the corporate limits of the village between the hours of 6 a.m. Sunday and 2 a.m. Monday. No such ordinance shall permit alcoholic liquor, other than beer and wine, to be sold at retail or dispensed between the hours of 6 a.m. Sunday and 12 noon Sunday. This division (B) shall not apply after 12 noon on Sunday to a licensee which is a nonprofit corporation and the holder of a Class C license or a Class I license.

(C) 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 2:15 a.m. and 6 a.m. on any day. If the Board of Trustees provides by ordinance for an earlier closing hour, the provisions of this division (C) shall become effective 15 minutes after such closing hour instead of 2:15 a.m..

(D) Nothing in this section shall prohibit licensed premises from being open for other business on days and hours during which the sale or dispensing of alcoholic liquor is prohibited by this section.

Section 2. Wilcox Village Code Section 111.48 is hereby amended by this ordinance and all other ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall be full force and effect from and after its final passage and publication as required by law, or on September 13, 2010, whichever date is the latest.

Passed and approved this 7 day of September, 2010.

ATTEST:

APPROVED:

Melinda Ferrer
Village Clerk

Frank Sudd
Chairman.

