

AN ORDINANCE RELATING TO ALCOHOLIC LIQUORS; MAKING VARIOUS REGULATIONS THERETO; PROVIDING RULES AND REGULATIONS FOR SALE OF SUCH LIQUORS; ESTABLISHING CERTAIN REGULATIONS FOR SALE OF SUCH LIQUORS; ESTABLISHING CERTAIN REGULATIONS REGARDING PREMISES WHERE SUCH LIQUOR IS SOLD; PROVIDING CERTAIN REGULATIONS REGARDING MINORS UPON CERTAIN PREMISES WHERE SUCH LIQUORS ARE SOLD; PROHIBITING FALSIFICATION OF IDENTIFICATION BY MINORS; PROVIDING FOR SIGNS TO BE DISPLAYED UPON SUCH PREMISES; PROHIBITING LICENSEES AND THEIR EMPLOYERS FROM ALLOWING VIOLATIONS OF THIS ORDINANCE; PROVIDING LEVY OF OCCUPATION TAX UPON THE BUSINESS IN SUCH LIQUORS; IMPOSING FINES AND PENALTIES FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; REPEALING ALL OTHER ORDINANCES IN CONFLICT HERewith; AND PRESCRIBING WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GOTHENBURG, NEBRASKA:

5-12-1 Sale of Liquor restricted. No person, firm, or corporation shall within said city sell at retail any alcoholic liquors, including beer, on the day of any national, state, county or municipal election, including primary elections, during the time the polls are open in said city. No person, firm, or corporation, except private clubs, shall within said City sell at retail any alcoholic liquors for consumption on the premises on the first day of the week, commonly called Sunday. It shall be unlawful for any retailer of beer to dispense beer later than 11:45 P.M., on the secular days for consumption upon the premises.

All establishments selling beer for consumption on their premises shall allow no one on said premises except their employees after the hour of 12:00 midnight, on the secular days.

5-12-2 Consumption of Liquor Restricted. It shall be unlawful for any person to consume alcoholic liquors within such City in the Public Streets, alleys, roads or highways, in theatres, dance halls, or in any other place open to the public.

5-12-3 Minors Prohibited in Liquor Establishments. It shall be unlawful for any person under the age of 21 years to enter upon, or remain upon, any licensed premise or place, except restaurants, hotels, or clubs, where alcoholic liquors are sold and consumed.

5-12-4 Falsification of Identification. It shall be unlawful for any monor, under the age of 21 years, to falsify any identification for the purpose of violating the provisions of this ordinance.

5-12-5 Sign Required. Every licensee of a place where alcoholic liquor is sold and consumed, except restaurants, hotels or clubs, shall display at all times, at all entrances, a printed card with a minimum height of twelve inches, and a width of fourteen inches, with each letter to be a minimum of one inch in height, which shall read as follows:

WARNING TO MINORS  
YOU ARE SUBJECT TO A FINE  
UP TO \$100.00 FOR ENTERING  
UPON THESE PREMISES.

5-12-6 Licensees and employees, duties. It shall be the duty of each licensee, and his employees, to refuse to permit any violation of the terms of this ordinance. If the licensee or any of his employees knowingly permits any violation of the terms of this ordinance such licensee or employee shall be deemed guilty of a violation of this ordinance.

5-12-7 Violation, Penalty. The violation of any provision of this ordinance shall constitute a misdemeanor and upon conviction thereof, except where a different penalty for said offense is herein contained, the person shall be fined in any sum not to exceed one hundred dollars; and in case of violation of this ordinance, the person or persons who shall be found guilty of such violation shall be adjudged to pay the costs of prosecution, and shall stand committed to the City Jail and hard work on the Streets or elsewhere for the benefit of the City until such fine and costs are paid or they be otherwise released by proper authority.

5-12-8 Occupational Tax. For the purpose of raising revenue in said City there is hereby levied upon the following described business conducted in said City the following designated occupation taxes:

Retailer of beer for consumption on the premises  
and sale of beer in the original package off  
the premises -----\$250.00

Retailer of alcoholic liquors including  
beer, for consumption off the premises  
in the original package only -----\$300.00

Such occupation tax so levied shall be paid to the City Treasurer for the benefit of the general fund of said City immediately after the final issuance of license under the Nebraska Liquor Control Act; provided, the City Council may by

resolution uniformly suspend collection of all or any part of such tax, and such amounts shall no thereafter be collectable.

The City Treasurer shall issue his receipt for such tax when properly paid and dated specifying the person from whom paid and for what purpose. If such City Treasurer be unable to collect such occupation tax when due, he shall immediately report such facts to the City Attorney who shall then proceed by civil suit in the name of the City to collect the amount due.

5-12-9 Repeal of Prior Ordinances in Conflict. All ordinances and parts of ordinances passed and approved prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

5-12-10 When Operative. This ordinance shall be in full force and take effect from and after its passage, approval and publication according to law.

PASSED and approved this 23<sup>rd</sup> day of January, 1969.

  
Mayor

ATTEST:

  
City Clerk

(SEAL)