

ORDINANCE NO.86

AN ORDINANCE REGULATING THE HOURS OF SALE OF LIQUOR,
BEER AND WINES IN THE TOWN OF TONTITOWN, ARKANSAS

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF TONTITOWN,
ARKANSAS:

SECTION 1. PACKAGE SALES FOR OFF-PREMISES CONSUMPTION

No person, firm, club, either public or private, corporation or association doing business in the Town by virtue of a permit issued or by virtue of a charter from the State of Arkansas permitting the sale of liquor, beer and/or wines for consumption away from the licensed premises, shall sell or permit to be sold any package liquor, beer and/or wines on the licensed premises between the following hours of each day of each week as follows:

Between the hours of 11:00 p.m. Monday and 7:00 a.m. Tuesday;
between the hours of 11:00 p.m. Tuesday and 7:00 a.m. Wednesday;
between the hours of 11:00 p.m. Wednesday and 7:00 a.m. Thursday;
between the hours of 11:00 p.m. Thursday and 7:00 a.m. Friday;
between the hours of 12:00 p.m. Friday and 7:00 a.m. Saturday; and
between the hours of 12:00 p.m. Saturday and 7:00 a.m. Monday.

SECTION 2. SALES FOR ON-PREMISES CONSUMPTION

No person, firm, club, either public or private, corporation or association doing business in the Town by virtue of a permit issued or by virtue of a charter from the State of Arkansas permitting the sale of liquor, beer and/or wines for consumption on the licensed premises, shall permit to be consumed or sold any

liquor, beer or wines on the licensed premises between the following hours of each day of each week as follows:

Between the hours of 10:00 p.m. Monday and 7:00 a.m. Tuesday;
between the hours of 10:00 p.m. Tuesday and 7:00 a.m. Wednesday;
between the hours of 10:00 p.m. Wednesday and 7:00 a.m. Thursday;
between the hours of 10:00 p.m. Thursday and 7:00 a.m. Friday;
between the hours of 10:00 p.m. Friday and 7:00 a.m. Saturday; and
between the hours of 12:00 p.m. Saturday and 7:00 a.m. Monday.

SECTION 3. DEFINITIONS

The definitions used in the general laws of the State of Arkansas pertaining to the regulation, sale and consumption of alcoholic beverages, including liquor, beer and wines, are hereby adopted and made a part of this Ordinance.

SECTION 4. PENALTY

Any person, firm or corporation licensed by the State of Arkansas, to sell alcoholic beverages and any employee thereof violating the provisions of this Ordinance shall, upon conviction, for a first offense be fined not more than \$100.00; for a second offense be fined not more than \$500.00 and imprisoned for not more than 30 days; and each subsequent offense thereafter be fined not more than \$1,000.00 and imprisoned for not more than six months for each such separate offense.

SECTION 5. CONSTRUCTION AND SEVERABILITY CLAUSE

This Ordinance amends any prior ordinance in conflict herewith. Should any section or provision of this Ordinance be

declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION 6. EMERGENCY CLAUSE

It is determined by the Town Council of Tontitown, Arkansas that an emergency is hereby declared to exist and that this Ordinance, being necessary for the immediate preservation of the public peace, health and safety, shall be in effect immediately from the date of passage and approval.

This Ordinance passed this 3rd day of April, 1990.

TOWN OF TONTITOWN, ARKANSAS

BY Freddie P. Daldo.
Mayor

ATTEST:

Frances Franco
City Clerk