

TOWN OF  
**MAGNOLIA SPRINGS**

**ORDINANCE NO. 2010-03**

**AN ORDINANCE MAKING IT ILLEGAL TO SELL, OFFER TO SELL, OR SERVE ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION, OR TO ALLOW ANYONE TO CONSUME ALCOHOLIC BEVERAGES, DURING CERTAIN HOURS AT ALL BARS, RESTAURANTS AND SIMILAR LICENSED ON-PREMISES FACILITIES LOCATED WITHIN THE CORPORATE LIMITS OF THE TOWN OF MAGNOLIA SPRINGS**

**WHEREAS**, the Town of Magnolia Springs hereby finds that prohibiting the sale and consumption of alcohol during certain late-night hours at bars, clubs, restaurants, and all other types of similar establishments will help promote the general health, welfare and safety of the public and will help reduce alcohol-related traffic accidents and infractions; and

**NOW, THEREFORE**, be it ordained by the Town of Magnolia Springs at its meeting on the 19<sup>th</sup> day of April, 2010, as follows:

1. That the following is and shall be adopted as an ordinance of the Town of Magnolia Springs:

**Section 1. Definitions**

1. The following words or phrases, unless the context clearly indicates otherwise, shall have the meanings ascribed to them in this section:

- (a) **ALCOHOLIC BEVERAGE**. Any alcoholic, spirituous, vinous, fermented or otherwise alcoholic, and any drink or drinkable liquids, preparations or mixtures intended for beverage purposes, which contain one-half of one percent (0.5%) or more of alcohol by volume, and shall include liquor, beer, fortified wine, and table wine.
- (b) **ON-PREMISES FACILITY**. Any establishment, business, or other facility that holds a license from the State of Alabama Alcoholic Beverage Control Board permitting or allowing it to sell or serve alcoholic beverages for on-premises consumption.

**Section 2. Limited Hours of Operation**

No On-Premises Facility within the corporate limits of the Town of Magnolia Springs shall be open or in operation in any manner between the hours of 1:00 a.m. and 6:00 a.m. on any day.

**Section 3. Prohibited Hours of Sale and Consumption at On-Premises Facilities**

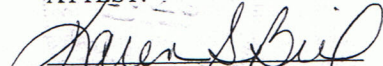
- (a) No person shall sell, offer for sale, or serve any alcoholic beverage for on-premises consumption at any on-premises facility within the corporate limits of the Town of Magnolia Springs between the hours of 1:00 a.m. and 6:00 a.m. on any day.
  - (b) No person shall allow an alcoholic beverage to be consumed at any on-premises facility within the corporate limits of the Town of Magnolia Springs between the hours of 1:00 a.m. and 6:00 a.m. on any day
2. That should any section, subsection, or provision of this ordinance be for any reason be held void or invalid, it shall not affect the validity of any other section or provision of this article.

3. That all other ordinances, resolutions, or parts of ordinances in conflict herewith shall be and the same are, to the extent of such conflict, hereby repealed.
4. This ordinance shall become effective on April 25, 2010

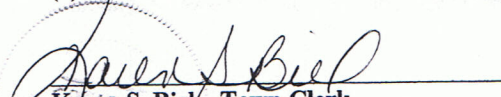
ADOPTED and APPROVED this 19<sup>th</sup> day of April, 2010.

  
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**Charles S. Houser - Mayor**

ATTEST: -

  
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**Karen S. Biel - Town Clerk**

Town of Magnolia Springs, Alabama, certificate of publication. This is to certify that Ordinance No. 2010-03, Town of Magnolia Springs, Alabama, was published by posting on at least three (3) bulletin boards in the Town from April 20, 2010 to April 24, 2010.

  
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**Karen S. Biel - Town Clerk**