

ORDINANCE NUMBER 1151

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTIONS 5.04.030 and 5.08.040 OF THE PAYETTE CITY CODE TO REQUIRE THE FILING OF A SITE PLAN WITH AN APPLICATION FOR A BEER OR LIQUOR LICENSE WHERE THERE IS ON PREMISES CONSUMPTION; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY;

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF PAYETTE, IDAHO;

Section 1. Section 5.04.030 subsection F is hereby amended to read as follows:

5.04.030: F. (1) A site plan for the premises for which the license is sought, which plan shall contain the same information that the applicant is required to provide to the State of Idaho, Department of Law Enforcement. In addition to any information provided to the Department of Law Enforcement, the site plan shall include the location of fire extinguishers, emergency lighting, exits and exit signs. the plan shall be submitted only one time unless there is a change which would render the information inaccurate or obsolete.

(2) No license shall be issued or renewed until the information contained herein is provided by the applicant to the city clerk.

Section 2. Section 5.04.030 is further amended with the addition of a new subsection G which subsection G shall read as follows:

5.04.030 G. A statement by the Applicant that the applicant agrees to abide by the terms and conditions of this chapter and any amendments thereto, and any rules or regulations promulgated by the city relative to the sale, trade, barter or disposal of beer at retail within the corporate city limits.

Section 3. Section 5.08.040 is hereby amended with the addition of new subsections 2 (a), 2 (b) and 2(c), which subsections shall read as follows:

5.08.040 2 (a). A site plan for the premises for which the license is sought, which plan shall contain the same information that the applicant is required to provide to the State of Idaho, Department of Law Enforcement. In addition to any information provided to the Department of Law Enforcement,

The site plan shall include the location of fire extinguishers, emergency lighting, exits and exit signs. the plan shall be submitted only one time unless there is a change which would render the information inaccurate or obsolete.

(b) Address of the premises and the Name of the owner.

(c) No license shall be issued or renewed until the information contained herein is provided by the applicant to the city clerk.

Section 4. This Ordinance shall be in full force and effect immediately upon passage and publication as required by law.

Section 5. Any ordinances or resolutions which are in conflict with this ordinance are hereby repealed, but only insofar as the conflict exists.

Section 6. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall constitute Ordinance Number 1151.

Section 7. This Ordinance may be published by summary in accordance with the Statutes of the State of Idaho.

Section 8. Any violation of this Ordinance shall be a misdemeanor punishable in accordance with the general misdemeanor statutes of the State of Idaho. In addition, any violation of Chapters 4 and 8 of title 5 shall be grounds to revoke any permit issued in violation of the terms thereof.

Passed and approved by the Mayor and City Council this 15th day of December, 1997.

CITY OF PAYETTE

ATTEST:

John P. Franks
City Clerk

By James E. Moore
Mayor