

ORDINANCE 1313

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 5.04.060 OF THE PAYETTE MUNICIPAL CODE TO PROHIBIT A RETAIL BEER AND WINE LICENSE HOLDER FROM SELLING BEER BETWEEN THE HOURS OF TWO O'CLOCK (2:00) A.M. AND SIX O'CLOCK (6:00) A.M.; SETTING AN EFFECTIVE DATE; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; ESTABLISHING A PENALTY

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO, AS FOLLOWS;

Section 1. Chapter 5.04.060 of the Payette Municipal Code, is hereby amended to read as follows:

5.04.060: RETAILER; SALES RESTRICTIONS:

It is unlawful for any retailer to suffer or permit any person under the age of twenty one (21) years to consume any "beer", as defined in section 5.04.010 of this chapter, in or upon his premises; or for any retailer to sell, give away or in anywise dispose of any such beer to any person under the age of twenty one (21) years; or for any retailer to sell, give away or dispose of any such beer or to permit any such beer to be consumed by any person in or upon his premises at any time between the hours of ~~two~~ one o'clock (2 ~~4~~:00) A.M. and six o'clock (6:00) A.M.

Section 2. This Ordinance may be published in summary form allowed by Idaho Code.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

Section 4. Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this 14TH day of APRIL, 2010.

CITY OF PAYETTE, IDAHO

