

BOARD OF COUNTY COMMISSIONERS SARPY COUNTY, NEBRASKA

RESOLUTION AUTHORIZING HOURS FOR SALE OF ALCOHOL

WHEREAS, pursuant to Neb. Rev. Stat. § 23-104 (Reissue 2007), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. § 23-103 (Reissue 2007), the powers of the County as a body are exercised by the County Board; and,

WHEREAS, pursuant to LB 861, the Sarpy County Board may adopt a resolution to permit the retail sale or dispensing of alcoholic liquor for consumption on the premises with respect to the area outside the corporate limits of any city or village, excluding sales for consumption off the premises, later than 1:00 a.m. and prior to 2:00 a.m. on any day. The passage of said resolution requires a vote of at least two-thirds of the County Board; and

WHEREAS, in 1991, at Book 18, Page 159, the County Board established the Sunday hours of sale for liquor, beer and wine for areas outside the corporate limits of any city or village in Sarpy County.

NOW, THEREFORE, BE IT RESOLVED by the Sarpy County Board of Commissioners that this Board hereby approves and adopts the following definitions and the hours for the sale of alcohol with respect to the area outside the corporate limits of any city or village in Sarpy County:

DEFINITIONS

1. **OFF SALE** shall mean alcoholic beverages sold at retail in the original container for consumption off the premises of the licensed establishment.
2. **ON SALE** shall mean alcoholic beverages sold at retail by the drink for consumption on the premises of the licensed establishment.

HOURS OF SALE

ALCOHOLIC LIQUORS (except beer and wine)

Sundays:

Off Sale:	12:00 noon to prior to 1:00 a.m. Monday
On Sale	12:00 noon to prior to 2:00 a.m. Monday

Mondays thru Saturdays:

Off Sale:	6:00 a.m. to prior to 1:00 a.m.
On Sale	6:00 a.m. to prior to 2:00 a.m.

BEER and WINE

Sundays:

Off Sale:	6:00 a.m. to prior to 1:00 a.m. Monday
On Sale	6:00 a.m. to prior to 2:00 a.m. Monday

Mondays thru Saturdays:

Off Sale:	6:00 a.m. to prior to 1:00 a.m.
On Sale	6:00 a.m. to prior to 2:00 a.m.

BE IT FURTHER RESOLVED that the hours during which a holder of a special designated license may sell or distribute alcohol for consumption on the premises shall be established at the time the permit application is considered.

BE IT FURTHER RESOLVED that it shall be unlawful for any licensed person or persons or their agent to sell any alcoholic beverages in the area outside the corporate limits of any city or village in Sarpy County except during the hours provided above.

BE IT FURTHER RESOLVED that all previous Resolutions or parts of Resolutions of the Sarpy County Board of Commissioners on said subjects or in conflict with the provisions of this Resolution are hereby repealed.

Dated this 20th day of July, 2010.

Moved by Tom Richards seconded by Rich Jansen, that the above Resolution be adopted. Carried.

YEAS: [Signature]
[Signature]
Tom Richards

NAYS: none

ABSENT: Pat Thomas
Rusty Hike

ABSTAIN: none

Rene Lousman
County Clerk

Ant Chief

