

**CREATING CERTAIN CONDITIONS AND RESTRICTIONS  
RESPECTING CLASS A FERMENTED MALT BEVERAGE  
LICENSES ORDINANCE**

**Section I. Title/Purpose.** This Ordinance is entitled "Creating Certain Conditions and Restrictions Respecting Class A Fermented Malt Beverage Licenses". The purpose of this Ordinance is as follows:

To promote the safety, health and general welfare by creating certain conditions and restrictions respecting "Class A Fermented Malt Beverage Licenses" in the Town of Shelby.

**Section II. Adoption of Ordinance.** The Town Board of the Town of Shelby hereby adopts the following:

- A. No fermented malt beverage shall be sold upon licensed premises (Class A fermented malt beverages) between the hours of 12:00 o'clock midnight and 8:00 o'clock A.M. of any day, at any time of year.
- B. No fermented malt beverage shall be sold or furnished to any person under the current legal drinking age, at any time.

**Section III. Enforcement and Penalties.** Any person violating any provision of this Ordinance shall, upon conviction thereof, forfeit One Hundred Dollars (\$100.00).

**Section IV. Severability.** The provisions of this Ordinance shall be deemed severable, and it is expressly declared that the Town Board would have passed the provisions of this Ordinance irrespective of whether one or more provisions may be declared invalid, and if any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of the Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

**ORDINANCE 9.02**

**Section V. Effective Date.** This Ordinance shall take effect upon passage and publication. The provisions of this Ordinance shall prevail over any previous Ordinances of the Town of Shelby that are or may be in conflict therewith.

Date passed: June 14, 2010

\_\_\_\_\_  
Lynnetta P. Kopp, Town Chair

\_\_\_\_\_  
Kathleen S. Kistner, Town Supervisor

\_\_\_\_\_  
John O. Zahn, Town Supervisor

ATTEST:

\_\_\_\_\_  
Catherine Brott, Town Clerk