

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF)
ESTABLISHING HOURS OF) RESOLUTION NO. 4870
OPERATION FOR THE SALE OF)
ALCOHOLIC LIQUORS IN)
LANCASTER COUNTY, NEBRASKA)

WHEREAS, Neb.Rev.Stat. §53-179 (Cum.Supp. 1991) establishes the permissible hours for the sale at retail and dispensing of alcoholic liquors, including beer and wine, by licensees within the State of Nebraska; and

WHEREAS, subsection (2) of said statute authorizes a county board, with respect to licensees within a county but outside of the corporate limits of cities and villages located in that county, to establish permissible hours for the sale at retail and dispensing of alcoholic liquors, including beer and wine, on Sundays, so long as the established hours comport with the guidelines set forth in said statute; and

WHEREAS, it is the desire of the Lancaster County Board of Commissioners to establish uniform hours for the sale at retail and dispensing of alcoholic liquors, including beer and wine, by licensees within Lancaster County but outside the corporate limits of cities and villages located within Lancaster County; and

WHEREAS, a public hearing on this matter was held before the Board of Commissioners of Lancaster County, on the date of June 2, 1992.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Lancaster County, Nebraska, that subject to the provisions of all applicable state and federal laws, the permissible hours for

the sale at retail and dispensing of alcoholic liquors, including beer and wine by licensees within Lancaster County but outside the corporate limits of cities and villages located therein, shall be as follows:

(1) No person shall, within the area inside of Lancaster County and outside the corporate limits of any city or village located therein, sell at retail or dispense any alcoholic liquor, including beer and wine, on any day between 1:00 a.m. and 6:00 a.m.

(2) ON SALE - No person shall, within the area inside of Lancaster County, and outside the corporate limits of any city or village located therein, sell at retail or dispense any alcoholic liquor, including beer and wine, for consumption on the premises, except during the following hours:

(a) MONDAY through SATURDAY - 6:00 a.m. until 1:00 a.m. the following day.

(b) SUNDAY -

(1) BEER AND WINE ONLY - 12:00 Noon until 1:00 a.m. the following Monday.

(2) ALCOHOLIC LIQUOR OTHER THAN BEER AND WINE - 12:00 noon until 1:00 a.m. the following Monday; provided, that a licensee which is a nonprofit corporation and the holder of a Class H license issued pursuant to the provisions of Neb.Rev.Stat. §53-124(5)(g) (Cum.Supp. 1991) may sell at retail or dispense for consumption alcoholic liquor other

than beer and wine after 12:00 Noon until 1:00 a.m. the following Monday.

(3) OFF SALE - No person shall, within the area inside of Lancaster County and outside of the corporate limits of any city or village located therein, sell at retail or dispense any alcoholic liquor, including beer, for consumption off the premises, except during the following hours:

(a) MONDAY through SATURDAY - 6:00 a.m. until 1:00 a.m. the following day.

(b) SUNDAY - For beer and wine only, from 9:00 a.m. to 1:00 a.m. the following Monday, and for alcoholic liquor other than beer and wine, from 12 noon until 1:00 a.m. the following Monday.

(4) All licensees which are presently doing business subject to conditions which are more restrictive than, or in addition to those set out in paragraphs (2) and (3), above, shall continue to be bound by such conditions, provided, however, that all such licensees which were heretofore prohibited from selling at retail or dispensing alcoholic liquors, including beer and wine, after 9:00 p.m. on Sundays, shall no longer be bound by such limitation, but shall hereafter be governed by the applicable provisions of paragraphs (2) and (3), above, in relation to the required time of closing.

(5) Nothing contained in this Resolution shall restrict the power of the Board of Commissioners of Lancaster County to impose

further restrictions or conditions upon the permissible hours for the sale of alcoholic liquor, including beer, which the Board may establish in accordance with law, and at the discretion of the Board which are deemed necessary for the maintenance of the public safety, health or welfare.

(6) This Resolution shall supersede and replace Resolution No. 3464, which previously governed the permissible hours for the sale at retail and dispensing of alcoholic liquors within Lancaster County.

(7) This Resolution shall become effective on the date of June 2, 1992.

DATED this 2nd day of June 1992, at the County-City Building, Lincoln, Lancaster County, Nebraska.

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

Alvin C. Coats

Larry Hadkins

Alan Probst

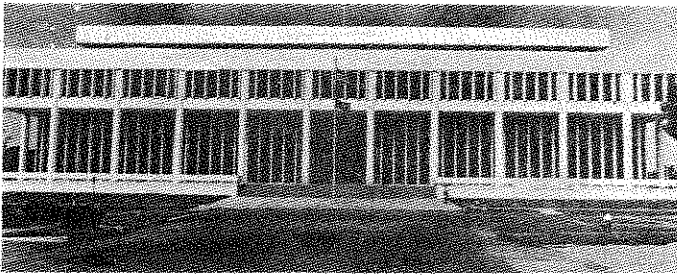
Malone voted aye

Campbell absent

APPROVED AS TO FORM this
2 day of June, 1992.

for
KPE
GARY B. RACEY
County Attorney

GEL/KPE/jp
5/14/92



County City Building - 1969

OFFICE OF

Lancaster County Clerk

Lincoln, Nebraska 68508-2867

TELEPHONE 471-7481

W. RICHARD BAKER
CLERK

June 3, 1992

Dear Licensee:

On June 2, 1992, the Lancaster County Board of Commissioners adopted Resolution No. 4870 which changes the permissible hours of operation for liquor licenses located in Lancaster County outside of the corporate limits of cities and villages. This resolution is in effect immediately. A copy of that resolution is attached.

The changes that have occurred are:

- a) On Sundays all types of alcoholic liquors may be sold on sale between 12:00 Noon and 1:00 A.M.
- b) On Sundays beer and wine may be sold off sale between 9:00 A.M. and 1:00 A.M. and alcoholic liquor other than beer and wine may be sold off sale from 12:00 Noon until 1:00 A.M.

Of course, you must have the proper type of license for the activity you are involved in.

If you have any questions please contact Deputy Kirk Price at the Lancaster County Sheriffs Office at 471-7721.

Sincerely,

W. Richard Baker
Lancaster County Clerk

Thomas K. Casady
Lancaster County Sheriff