

TITLE 10

INTOXICANTS

Chapter 1

BEER

10-1-1. License to Sell Beer at Retail.

It shall be unlawful for any person to engage in the business of the sale of light beer at retail, in bottles or draft, within the corporate limits of said Town without first having procured a license therefor from the Board of Trustees of this Town and paid the license fee required by Title 11 of this Code. A separate license shall be required for each place of sale and the license shall at all times be conspicuously displayed at the place to which it shall refer or for which it shall be issued. All licensees shall comply with the Liquor Control Act of Utah and the regulations of the Liquor Control Commission.

10-1-2. Definitions.

The words and phrases used in this Chapter shall have the meanings specified in the State Liquor Control Act unless a different meaning is clearly evident.

10-1-3. Retail Licenses.

Retail licenses issued hereunder shall be of the following three kinds and shall carry the following privileges and be known as Class "A", Class "B", and Class "C" Licenses.

CLASS "A" retail license shall entitle the licensee to sell beer on the premises licensed in original containers for consumption off the premises in accordance with the Liquor Control Act of Utah and the ordinances of the Town.

CLASS "B" retail licenses shall entitle the licensee to sell beer in the original containers on the premises for consumption on or off the premises in accordance with the Liquor Control Act of Utah and the ordinances of the Town.

CLASS "C" licenses for retail shall entitle the licensee to sell beer on draft for consumption on or off the premises and to sell beer in accordance with the Liquor Control Act of Utah and the ordinances of the Town.

10-1-4. Penalty.

Any person who shall engage in the business of retail selling of beer within the corporate limits of the Town without having an appropriate license therefor of the Town or whose license has been revoked, suspended, or cancelled, or who shall violate any of the terms and clauses or conditions of this Chapter shall be guilty of a misdemeanor.

10-1-5. Application for License.

All applications for licenses authorized by this Chapter shall be verified and shall be filed with the Town Clerk. The applications must state the applicant's name in full and that he has complied with the requirements and possesses the qualifications specified in the Liquor Control Act and this ordinance. If the applicant is a copartnership, the names and addresses of all partners, and if a corporation, the names and addresses of all officers and directors must be stated.

No license shall be granted by the Town Clerk until proof is given by the applicant that he has received a Federal Beer Stamp.

The application must be subscribed by the applicant who shall state under oath that the facts therein contained are true.

10-1-6. Transfer of License.

Licenses issued under this ordinance shall not be transferable and upon revocation thereof by the Board of Trustees the fee paid by the licensee to the Town for said license shall be forfeited to said Town.

10-1-7. Restrictions.

It shall be unlawful for any person to sell beer at any public dance or to any person intoxicated or under the influence of an intoxicating beverage.

No license shall be granted to sell beer in any dance hall, theater, or in the proximity of any church or school.

It shall be unlawful for any person to sell beer to any person who is under the age of 21 years.

It shall be unlawful for any person who is under the age of 21 years to have possession of beer, or any intoxicating beverage.