

SUBJECT: ORDINANCE #2005-5 (ALCOHOLIC BEVERAGE SALE AND CONSUMPTION)

ADOPTED DATE: SEPTEMBER 19, 2005

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CASS COUNTY GOVERNMENT
ORDINANCE #2005-5

AN ORDINANCE TO EXTEND THE POSSIBLE CLOSING TIME FOR ALCOHOLIC
BEVERAGE SALE AND CONSUMPTION WITHIN CASS COUNTY

WHEREAS, N.D.C.C. §5-02-01 requires any person engaging in the retail sale of alcoholic beverages to secure an appropriate license from the Attorney General and a local license from the local governing body; and

WHEREAS, N.D.C.C. §5-02-09 provides that the local governing body may by ordinance or resolution regulate or restrict the operation of licensees including, among other things, the setting of hours; and

WHEREAS, In the 2005 legislative session, the North Dakota Legislature modified N.D.C.C. §5-02-05 to, among other things, extend the possible closing time from 1:00 a.m. until 2:00 a.m.

NOW, THEREFORE, Be it resolved by the Cass County Board of Commissioners that those licensees engaged in the retail sale of alcoholic beverages and subject to the requirements of N.D.C.C. Chapter 5-02, and located outside the corporate limits of any city but within Cass County, may engage in the sale of alcoholic beverages until 2:00 a.m. Monday through Sunday, except on those certain days prohibited by law.

APPROVED:

ss/Darrell Vanyo
Darrell Vanyo, Chairman
Board of Commissioners of the
County of Cass

ATTEST:

ss/Michael Montplaisir
Michael Montplaisir
County Auditor

First Reading: 08/15/2005
Second Reading: 09/19/2005
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(SEAL)

HISTORICAL REFERENCE DATE: SEPTEMBER 19, 2005