

NOTICE IS HEREBY GIVEN THAT AFTER A PUBLIC HEARING HELD ON JANUARY 10, 1993 THE FOLLOWING LOCAL LAW WAS AMENDED

LOCAL LAW 1 OF THE YEAR 1994

REGULATING THE CONSUMPTION
AND POSSESSION OF ALCOHOLIC
BEVERAGES IN PUBLIC PLACES "REVISED"

The Village Board of the Village of Tannersville, Greene County, New York does hereby ordain in accordance with the provisions of the Village Law section 90, as follows:

Section 1: INTENT- It is hereby declared that the consumption and possession of alcoholic beverages in public places is a matter of the public interest and the regulation thereof by the provisions hereinafter prescribed are enacted and their necessity in the public interest and the promotion of the public welfare, is hereby declared as a matter of legislative determination.

Section 2: POSSESSION- No person shall have in his possession any open bottle, can or container containing liquor, beer, wine or other alcoholic beverage while such persons on any public highway, public street, public parking area or in any vehicle or public place, excepting those premises duly licensed for the sale and consumption of alcoholic beverages on the premises whatsoever in said Village, except as hereinafter provided.

Section 3: CONSUMPTION- No person shall consume liquor, beer, wine or other alcoholic beverages while such person is on any public highway, public street, public parking area or in any vehicle or public place, excepting those premises duly licensed for sale and consumption of alcoholic beverages on the premises whatsoever in said Village, except as hereinafter provided.

Section 4: PRESUMPTION- Any open bottle, can or container containing liquor, beer, wine or other alcoholic beverages found in any vehicle shall be presumptive evidence that the same is in the possession of all the occupants thereof and in violation of this ordinance.

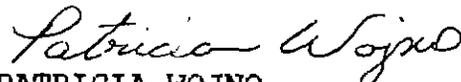
Section 5: PERMITS- Any person may apply to the Village Clerk, on his own behalf or on behalf of an organization for a permit to use and consume the alcoholic beverages described herein, on Village property, and the issuance and possession of such permit by the Village Clerk shall be presumptive evidence of authorization and compliance with this Ordinance.

Section 6: PENALTIES- A violation of any of the provisions of this ordinance shall be deemed a violation of the ordinance and shall constitute an offense punishable by a fine not exceeding \$150.00 or by imprisonment for ten (10) days or by such fine and imprisonment for the first offense and by a fine not exceeding \$150.00 or by imprisonment for thirty (30) days or by both such fines and imprisonment for second subsequent violation.

Section 7: SAVINGS CLAUSE- Should any section or provision of this ordinance be declared to be unconstitutional or invalid by the courts, such decision shall not effect the validity of the ordinance as a whole or any part thereof other than the part so decided to be unconstitutional or invalid.

Section 8: EFFECTIVE DATE- This Ordinance shall take effect ten (10) days after posting and publishing as required by Section 95 of the Village Law.

THE VILLAGE BOARD OF TANNERSVILLE


PATRICIA WOJNO,
CLERK/TREASURER

DATED: 1/10/93