

AN ORDINANCE TO AMEND SECTION 600.045: AGE LIMITATIONS FOR ENTRY UPON PREMISES OF A LIQUOR BY THE DRINK LICENSEE, NOTICES AND PENALTY, OF TITLE VI: BUSINESS AND OCCUPATION, CHAPTER 600: ALCOHOLIC BEVERAGES, ARTICLE I – IN GENERAL, OF THE MARYVILLE MUNICIPAL CODE, MARYVILLE, MISSOURI

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARYVILLE, MISSOURI, as follows:

SECTION 1: Section 600.045: Age Limitations for Entry Upon Premises of a Liquor by the Drink Licensee, Notices and Penalty, of the Municipal Code, of the City of Maryville, Missouri, is hereby amended which shall read as follows and made part of this Ordinance by reference.

***TITLE VI. BUSINESS AND OCCUPATION
Chapter 600: Alcoholic Beverages
Article I. – In General***

SECTION 600.045: AGE LIMITATIONS FOR ENTRY UPON PREMISES OF A LIQUOR BY THE DRINK LICENSEE, NOTICES AND PENALTY

- A. It shall be unlawful for any person under the age of twenty-one (21) years to enter in, be upon the premises of, or to linger or loiter in or about the premises of any licensee holding a liquor by the drink license or a consumption of liquor license, except any such person under the age of twenty-one (21) years of age may be on such premises if accompanied by his/her parent or legal guardian.
- B. It shall be unlawful for any individual to allow, cause or assist any person under the age of twenty-one (21) years to enter or be on the premises of, or linger or loiter in or about the premises of any licensee holding a liquor by the drink license or consumption of liquor license in violation of the preceding paragraph.
- C. Any licensee holding a liquor by the drink license or consumption of liquor license shall have a sign conspicuously displayed in the common area at the principal entrance to the premises, which shall read as follows:

IT IS UNLAWFUL FOR PERSONS UNDER THE AGE OF TWENTY-ONE (21) TO ENTER THESE PREMISES UNLESS ACCOMPANIED BY A PARENT OR LEGAL GUARDIAN. VIOLATION CAN RESULT IN A FINE OF UP TO FIVE HUNDRED DOLLARS (\$500.00) AND/OR NINETY (90) DAYS IN JAIL.

- D. This Section shall not apply to any establishment where substantial quantities of food are served (fifty percent (50%) or more gross sales from the sale of food prepared or consumed on the premises) or fifty percent (50%) or more gross sales from the sale of commodities other than liquor, including such as billiards, bingo, bowling, indoor golf, soccer or volleyball.

E. This Section shall not apply to any charitable, fraternal, religious, service or veteran's organization that has obtained an exemption from payment of Federal income taxes as provided in Section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(7), 501(c)(8), 501(c)(10), 501(c)(19), or 501(d) of the United States Internal Revenue Code of 1954, as amended in accordance with Section 311.090(2), RSMo.

F. Every person who commits a violation of this Section shall be adjudged guilty of an ordinance violation, and be punished by imprisonment not exceeding three (3) months in jail or a fine of not more than five hundred dollars (\$500.00), or by both such fine and imprisonment. Each entry in or upon the premises in violation of this Section, or each occurrence of loitering in violation of this Section, shall be punishable as a separate distinct offense. (R.O. 2008 §600.045; Ord. No. 5320 §1, 7-17-95; Ord. No. 5402 §1, 4-8-96)

SECTION 2: This Ordinance shall be in full force and effect July 1, 2014.

PASSED AND ADOPTED this _____ day of January, 2014.

James R. Fall, Mayor

ATTEST:

Sheila Smail, City Clerk

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