

ORDINANCE -2010-15

AN ORDINANCE TO AMEND THE CITY OF MT. JULIET BEER LAWS SECTION 2-3-250 G TO ADD A TEN (10) YEAR LIMIT ON THE MANDATORY SUSPENSION OF NINETY (90) DAYS ON VIOLATIONS OF THIS CHAPTER ON THREE OR MORE OCCASIONS

WHEREAS, the City of Mt. Juliet Beer Board recommends that 2-3-250 G as currently stated below be deleted in it's entirety:

G. The board shall *suspend* a permit for a minimum ninety (90) day period when the permittee has been determined by a court of competent jurisdiction to have violated any provision of this chapter on three or more occasions. Where two or more violations have occurred at the same establishment, the Board may consider past violations at this same establishment in determining whether to revoke or suspend a permit or in assessing a civil penalty.

WHEREAS, the City of Mt. Juliet Beer Board request that 2-3-250 G be restated to read:


G. The board shall *suspend* a permit for a minimum ninety (90) day period when the permittee has violated any provision of this chapter on three (3) more occasions within a ten (10) year period.

In the case of conflict between this Ordinance, or any part thereof, and the whole or part of any existing Ordinance of the City, the conflicting Ordinance is repealed to the extent of the conflict but no further.

If any section, clause, provision or portion of this Ordinance is held to be invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not affect any other section, clause, provision or portion of this ordinance.

This ordinance shall take effect on the earliest date allowed by law, the public welfare requiring it.

PASSED:


Linda C. Elam, Mayor

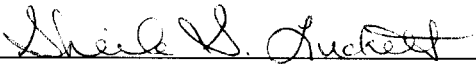
FIRST READING:

3/8/10

SECOND READING:

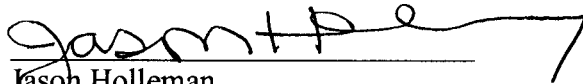
3/22/10

ATTEST:




Sheila S. Lockett, CMC
City Recorder

APPROVED AS TO FORM:



Jason Holleman
City Attorney



Randy Robertson, City Manager