

## ORDINANCE NO. 4391

AN ORDINANCE OF THE CITY OF HASTINGS, NEBRASKA, TO AMEND THE SECTION 8-107 OF THE OFFICIAL CITY CODE TO ADD AN ADDITIONAL LOCATION WHERE ALCOHOLIC LIQUOR MAY BE SERVED ON PROPERTY OWNED BY THE STATE OF CERTAIN GOVERNMENTAL SUBDIVISIONS THEREOF; TO REPEAL ANY ORDINANCES IN CONFLICT HERewith; AND TO PROVIDE WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF HASTINGS, NEBRASKA:

SECTION 1. That Section 8-107 of the Official City Code of the City of Hastings, Nebraska, be and same is hereby amended to read as follows:

**8-107. Consumption on property owned by the state or certain governmental subdivisions thereof.**

It shall be unlawful for any person to consume alcoholic liquors in the public streets, alleys, parking areas, roads, or highways, or inside vehicles while upon the public streets, alleys, parking areas, roads, or highways; or upon property owned by the State of Nebraska, Adams County, City of Hastings, or the School District of Hastings; provided however, alcoholic liquors, including beer, may be sold or distributed for consumption on the following premises:

(1) At Brickyard Park during the annual Cottonwood Prairie Festival, the Hastings City Auditorium, Auditorium Park, Central Park, the Hastings Museum and Museum Park, and the Hastings Public Library under a special designated permit issued by the Nebraska Liquor Control Commission with the approval of the Hastings City Council;

(2) At property controlled by the Chamber of Commerce;

(3) For any portion of Prairie Ridge Park for which a State of Nebraska liquor license is in effect; and

(4) The City may execute a license agreement for the use of a portion of the public sidewalk by a properly licensed establishment located within the downtown area. The terms of the license agreement shall be developed according to the circumstances of the parties and any laws, rules, and regulations applicable.

For purposes of this section, downtown area shall be all property abutting or located within Bellevue Avenue on the west, Minnesota Avenue on the east, 1st Street on the south, and 3rd Street on the north.

SECTION 2. That any ordinance passed and approved prior to the passage, approval and publication or posting of this ordinance, and in conflict with its provisions, is hereby repealed.

SECTION 3. That this ordinance shall take effect and be in full force and effect from and after its passage, approval and publication or posting as required by law, in its entirety or in pamphlet form, as the case may be, said effective date being March 26, 2014, and this ordinance shall be included in the Official Hastings City Code Book.

PASSED AND APPROVED by the Mayor and City Council of the City of Hastings, Nebraska, this 10th day of March, 2014.

Wern Paulsen  
Mayor

ATTEST:

Norma Hartman  
City Clerk

CITY OF HASTINGS, NEBRASKA  
CORPORATE  
(SEAL)  
SEAL  
APRIL 21, 1874

APPROVED TO FORM:  
James D. [Signature]  
City Attorney