

ORDINANCE NO. 332

AN ORDINANCE AMENDING THE PROVISIONS OF THE CITY CODE OF POLSON, 1965, BY REDUCING THE AGE OF PERSONS PERMITTED TO BUY, OR HAVE IN THEIR POSSESSION, BEER AND ALCOHOLIC BEVERAGES WITHIN THE CITY LIMITS OF THE CITY OF POLSON, MONTANA, FROM THE AGE OF TWENTY-ONE (21) YEARS TO THE AGE OF NINETEEN (19) YEARS, REPEALING ALL ORDINANCES INCONSISTENT HEREWITH AND SETTING THE EFFECTIVE DATE.

WHEREAS, the Legislature of the State of Montana has reduced the age of adulthood from twenty-one (21) years to nineteen (19) years, effective July 1, 1971, and:

WHEREAS, the City Code of Polson, 1965, will be inconsistent with the State law on and after July 1, 1971, unless those Ordinances relative to the sale and possession of beer and alcoholic beverages ~~be~~ are amended.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON, MONTANA;

Chapter 7 of Title 5 of the City Code of Polson, 1965, shall be amended to read as follows;

Section 5 - 7 - 8 (A): Any person under the age of nineteen (19) years.

Section 5 - 7 - 9: PROHIBITED PREMISES; TO WHOM: No licensee, or his or her employee, shall allow or permit any person under the age of nineteen (19) years, or any intoxicated or disorderly person to congregate, be or remain in or about his premises, or be employed therein; provided, however, that the prohibition relative to persons under the age of nineteen (19) years shall not be applicable to those retail liquor establishments located within the City Limits of the City of Polson, Montana, which operate dining room facilities.

Section 5 - 7 - 19: RESTRICTIONS AS TO MINORS AND OTHER SPECIFIED PERSONS: It shall be unlawful for any person, firm, partnership, or corporation to sell, give, furnish, or otherwise supply any beer, wine, or any intoxicating liquor to any minor under the age of nineteen (19) years, to an intoxicated, insane, idiotic person, to a habitual drunkard, or to sell any beer or intoxicating liquor in any manner not in compliance with the Laws of the State of Montana or this City.

Section 5 - 7 - 20: POSSESSION OF BEER OR LIQUOR BY MINOR MISDEMEANOR: Any person who shall not have reached the age of nineteen (19) years and who shall have in his or her possession, beer or liquor, shall be guilty of a misdemeanor.

REPEALING CLAUSE: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

EMERGENCY: A public emergency is hereby declared to exist and this Ordinance is hereby declared to be necessary for the immediate preservation of public peace, and therefore this ordinance shall be in full force and effect from and after the 1st day of July, 1971.

PASSED AND APPROVED this 21st day of June, 1971.

Norene Mosley
MAYOR

ATTEST:

Ardath E. Morton
CITY CLERK