

**VILLAGE OF LITTLE CHUTE
ORDINANCE NO. 4, SERIES OF 2011**

**AMENDING CHAPTER 4 – ALCOHOLIC BEVERAGES – SECTION 89 CLOSING
HOURS OF THE VILLAGE OF LITTLE CHUTE MUNICIPAL CODE**

BE IT ORDAINED by the Village Board of Trustees, Village of Little Chute, Outagamie County, Wisconsin as follows:

Section I. Chapter 4 Alcoholic Beverages, Section 89 Closing Hours of the Village of Little Chute Code of Ordinances is hereby amended as follows.

Sec. 4-89. Closing hours.

(a) *Limitation on hours of service.* No premises for which an alcohol beverage license or permit has been issued shall remain open for the sale of alcohol beverages during the following hours:

(1) *Wholesale license.* For a wholesale license, between 5:00 p.m. and 8:00 a.m. except on Saturday when the closing hour shall be no later than 9:00 p.m.

(2) *Retail Class "A" liquor license.* For a retail Class "A" liquor license, between 9:00 p.m. and 8:00 a.m.

(3) *Retail Class "A" fermented malt beverage license.* For a retail Class "A" fermented malt beverage license, between ~~9:00 p.m.~~ **12:00 a.m.** and 8:00 a.m.

(4) *Retail Class "B" **and Class "C"** licenses and permits.* For retail Class "B" **and Class "C"** licenses and permits, between 2:00 a.m. and 6:00 a.m., except on ~~Friday, Saturday evenings~~ **Saturday and Sunday mornings** when the hours shall be between 2:30 a.m. and 6:00 a.m. **On the Sunday that daylight saving time begins as specified in Wis. Stat. 175.095(2), the hours shall be between 3:30 a.m. and 6:00 a.m.** There shall be no closing hours on January 1. No package, container, or bottle carry out sales (intoxicating liquor, **fermented malt beverages, or wine**) may be made ~~after 12:00 midnight, that is between 12:00 a.m. and 6:00 a.m.~~ **between 12:00 a.m. and 6:00 a.m.**

(b) *Exceptions.* Foodstores, hotels, restaurants, and other commercial establishments whose principal business is the sale or furnishing of food or lodging, and bowling alleys and golf courses, may remain open for the conduct of their regular business, but no intoxicating liquors or fermented malt beverages shall be sold during the applicable hours stated in subsection (a) of this section.

Section II: Severability. If any provision of this Ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the above provisions or applications of this Ordinance which can be given effect without the invalid or unconstitutional provisions or its applications.

Section III: Effective Date. This Ordinance shall become effective on the date of passage and posting or publication.

Date introduced: January 12, 2011

Approved and adopted: January 19, 2011

VILLAGE OF LITTLE CHUTE

By: _____
Charles Fischer, Village President

Attest: _____
Vicki Schneider, Village Clerk