



Ordinance Number 30

AN ORDINANCE TO PROHIBIT THE SALE OF ALCOHOLIC LIQUOR IN THE VILLAGE OF FREEPORT ON SUNDAYS PURSUANT TO 1980 P.A. 433, BEING MCL 436.1ge, MSA 18.990(5), BEING A PART OF THE MICHIGAN LIQUOR CONTROL ACT.

Section 1. Definitions, as defined by the Michigan Liquor Control Act and as used in this ordinance are as follows:

- (1) SPIRITS means any beverage which contains alcohol obtained by distillation methods with potable water and other substances in solution and includes wine containing alcoholic content over 16% by volume, except sacramental wine.
- (2) BEER means any beverage obtained by alcoholic fermentation of an infusion or decoction of barley, malt, hops or other cereal in potable water.
- (3) WINE means the product made by the normal alcoholic fermentation of the juice of sound, ripe grapes or any other fruit with the usual cellar treatment and containing not more than 16% of alcohol by volume, including fermented fruit juices other than grape.
- (4) LICENSEE means any person, firm, partnership, association or corporation licensed by the Michigan Liquor Control Commission to manufacture, sell or warehouse any alcoholic liquor, spirits, beer, or wine.
- (5) ALCOHOLIC LIQUOR means any spirits of various, malt or fermented liquor or liquids or compounds whether or not medicated, proprietary, patented and by whatever name called, containing 1/2 of 1% or more alcohol by volume which are fit for use for beverage purposes except, as defined by the Michigan Liquor Control Act.

Section 2

- (1) No alcoholic liquor, spirits, beer and or wine shall be sold on Sunday between the hours of 2 A.M. and 12 Midnight. If January 1 falls on a Sunday, the hours may be extended to 4 A.M.
- (2) Wherever closing hours established by the Michigan Liquor Control Commission or by the statutes of the State of Michigan are more restrictive than those provided herein, then the closing hours for such establishments shall be as provided by the regulations of the Michigan Liquor Control Commission or in accordance with such statute.

Section 3

- (1) Any person who shall violate the provisions of this ordinance shall be guilty of a misdemeanor. This shall be punished by a fine not to exceed \$100.00 and the cost of prosecution or by imprisonment in the County jail not to exceed 90 days or both fine and imprisonment in the discretion of the Court.

Section 4: Any ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5: Should any sections or subsections of this ordinance be declared invalid, the same shall not affect the validity of the ordinance as a whole or any other part thereof.

Section 6: This ordinance shall take effect and be in force from and after twenty days from the date of its passage.

Passed and approved by the President and Council
on this 5th day of December, 1994

Joni Morey _____
Joni Morey, Clerk Art Bennett, President

I, Joni Morey, Clerk of the Village of
Freeport, hereby certify that on the day of ,
1994, the above ordinance was published in
 a newspaper in the Village of
Freeport.