

# ORDINANCE RECORD

No. 728-REDFIELD & COMPANY INC., OMAHA

## ORDINANCE NO. 1165

AN ORDINANCE OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA, TO AMEND THE LA VISTA MUNICIPAL CODE SECTION 114.41; TO REPEAL CONFLICTING ORDINANCES PREVIOUSLY ENACTED; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR THE EFFECTIVE DATE HEREOF.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, SARPY COUNTY, NEBRASKA:

SECTION 1. Section 114.41 of the La Vista Municipal Code is amended to read as follows:

### § 114.41 CREDIT SALES.

No person shall sell or furnish alcoholic liquor at retail to any person on credit ~~of any kind, barter or, on a passbook, on an order on a store, in exchange for any goods, wares, or merchandise or in payment for any services rendered,~~ provided that nothing ~~Nothing~~ herein contained shall be construed to prevent the following:

(1) any ~~Any~~ club holding a Class C license from permitting checks or statements for alcoholic liquor to be signed by members, or bona fide guests of members, and charged to the accounts of the ~~said~~ such members or guests in accordance with the bylaws of such club, ~~and provided further that nothing in this section shall prevent~~

(2) any ~~Any~~ hotel or restaurant holding a retail license from permitting checks or statements for liquor to be signed by regular guests residing ~~in the~~ such hotel or eating at the such restaurant and charged to the accounts of such guests; ~~or~~

(3) Any licensed retailer engaged in the sale of wine from issuing wine-tasting cards to customers

(Neb. RS 53-183) ('79 Code, § 10-116) Penalty, see § 114.99

SECTION 2. Repeal of Conflicting Ordinances. All ordinances and parts of ordinances as previously enacted that are in conflict with this Ordinance or any part hereof are hereby repealed.

SECTION 3. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such unconstitutionality or invalidity shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Mayor and City Council of the City of La Vista hereby declare that it would have passed this Ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional or invalid.

SECTION 4. Effective Date. This Ordinance shall be in full force and effect from and after passage, approval and publication in pamphlet form as provided by law.

PASSED AND APPROVED THIS 17TH DAY OF JANUARY 2012.

CITY OF LA VISTA



Douglas Kindig, Mayor

ATTEST:



Pamela A. Buethe, CMC  
City Clerk