

Ordinance 4

IN THE TOWN COUNCIL OF WEST HAMLIN, WEST VIRGINIA

AN ORDINANCE TO PROHIBIT THE USE OF BEER AND ALCOHOLIC BEVERAGES IN PUBLIC PLACES

Be it ordained by the Town Council of the Town of West Hamlin, West Virginia, that the Municipal Code of said Town is hereby amended to include the following ordinance:

1. Use of alcohol in public prohibited.

It shall be unlawful for any person while in the Town of West Hamlin to:

- (A) Appear in a public place in an intoxicated condition;
- (B) Drink alcoholic liquor or beer in a public place;
- (C) Drink alcoholic liquor or beer in a motor vehicle upon any street, open space or in a public garage; and
- (D) Tender a drink of alcoholic liquor to another in a public place.

2. Upon conviction of an offense of this ordinance, any such person shall be fined no less than Twenty-five Dollars (\$25.00) and no more than Fifty Dollars (\$50.00) or imprisoned in the county jail for no longer than thirty days, or completion of an alcohol education program of not more than six (6) hours duration at the nearest community mental health center, or each such fine, imprisonment, and education program in the discretion of the Municipal Judge.

3. Upon conviction for a second offense of this ordinance, any such person shall be fined no less than Twenty-five Dollars (\$25.00) and no more than One Hundred Dollars (\$100.00), or imprisoned in the county jail for no longer than thirty days, or completion of not less than five (5) hours of alcoholism counseling at the nearest community mental health center, or each such fine, imprisonment and counseling in the discretion of the Municipal Judge.

4. Upon third and subsequent convictions of an offense of this ordinance, any such person shall be fined no less than Fifty Dollars (\$50.00), and no more than One Hundred Dollars (\$100.00), or imprisoned in the county jail for no longer than thirty (30) days and completion of not less than five (5) hours of alcoholism counseling at the nearest community mental health

center, or each such fine, imprisonment, and counseling in the discretion of the Municipal Judge.

This ordinance shall be effective from the date of its final adoption.

WITNESS:

Virginia McComa
Robert J. Bier
Leslie M. Pullen
Walter F. Stanley
Gary Simile

Jerry H. ...
MAYOR

William G. Adams
RECORDER

FINAL ADOPTION ON THIS THE SEVENTH DAY OF OCTOBER, 1991
TOWN OF WEST HAMLIN, A MUNICIPALITY

IN THE TOWN COUNCIL OF HAMLIN, WEST VIRGINIA

AN ORDINANCE TO PROHIBIT THE USE OF BEER AND ALCOHOLIC BEVERAGES IN PUBLIC PLACES

Be it ordained by the Town Council of the Town of Hamlin, West Virginia, that Section 22 of the code of said town is hereby adopted as follows:

CHAPTER 22

Sec. 1. Use of alcohol in public prohibited.

It shall be unlawful for any person while in the Town of Hamlin to:

- (1) Appear in a public place in an intoxicated condition.
- (2) Drink alcoholic liquor or beer in a public place.
- (3) Drink alcoholic liquor or beer in a motor vehicle upon street, open space or in a public garage.
- (4) Tender a drink of alcoholic liquor to another person in a public place.

Upon conviction of an offense of this ordinance, any such person shall be fined no less than Twenty-Five Dollars (~~\$25.00~~) ^{70.00} and no more than One Hundred Dollars (\$200.00) or imprisoned in the county jail for no longer than thirty days, or both such fine and imprisonment, in the discretion of the Municipal Judge.

This ordinance shall be effective from the date of its final adoption.

WITNESS:

[Signature]
MAYOR

[Signature]
RECORDER

*Check to
see if we
can add
penal offense
\$100.00
\$200.00*

*no less than
Second offense - 100.00
no more than 200.00*