

**ORDINANCE NO. 18, 2008**

**TEMPORARY CLOSING OF TAVERNS**

**Effective July 9, 2008**

**Section 1.** The following definitions are hereby adopted and made referable to the terms herein:

(A) "Tavern" means a business in the premises of which or on the grounds of which alcohol, intoxicating liquor, liquor, wine, beer, malt liquor or malt beverages or any of them are sold for consumption on the premises, as said terms are defined in Section 92.01 of the Ohio Basic Code.

(B) "Tavern keeper" means the person having charge of the operation of a tavern as defined herein whether or not such tavern keeper shall be the holder of the Liquor License issued by the State of Ohio or shall be a person designated by the holder of such license to operate and manage the tavern and whether the tavern keeper shall be in such position permanently or temporarily.

**Section 2.** The Chief of Police may order any tavern keeper to close the tavern when it appears that further operation of the tavern will disturb the good order and quiet of the Village by clamors and noises in the night season, or by intoxication, drunkenness, fighting, committing assault, assault and battery, using obscene or profane language in the streets or other public places to the annoyance of the residents. Such closing shall not exceed a period of eight hours duration.

**Section 3.** The Chief, upon ordering a closing pursuant to the authority granted in this Ordinance, shall forward a written report of his reasons for the temporary closing to the Mayor within forty eight hours of the closing, which report shall be submitted to Council at its next regularly scheduled meeting.

**Section 4.** Any tavern keeper or person responsible therefor, who fails to close a tavern immediately after being advised of the order of the Chief to close the tavern, or any person or patron who negligently interferes with the closing after being advised of the fact of the closing, shall be guilty of a misdemeanor of the first degree.