

RENO EVENING GAZETTE

PROOF OF PUBLICATION

STATE OF NEVADA }
COUNTY OF WASHOE } ss.

MARY BAILEY

being first duly sworn, deposes and says: That she is the legal clerk of THE RENO EVENING GAZETTE, a daily newspaper published at Reno, in Washoe County, in the State of Nevada.

That the notice . . . COUNTY ORDINANCE . . .

of which a copy is hereto attached, was first published in said newspaper in its issue dated the 26th day of FEBRUARY . . . , 19 74 . . . and


the full period of . 2 . . . days, the last publication thereof being in the issue dated the . . . 5th day of . MARCH 5th . . . , 19 74 . . .

Signed *Mary Bailey*

Subscribed and sworn to before me this . . . 5th . . . day of . MARCH . . . , 19 74 . . .

Hugh E. Robinson
Notary Public.

NOTICE OF COUNTY ORDINANCE
Notice is hereby given that Bill No. 1, Liquor Board Ordinance No. 2, entitled "An Ordinance regulating the sale of intoxicating liquors, requiring licensing and regulation of establishments dispensing intoxicating liquors in the unincorporated area of the County of Washoe, State of Nevada, and providing penalties for violation of the provisions of this ordinance, and other matters properly relating thereto", was adopted on February 15, 1974 by Commissioners Rusk, Nelson, Crow and Scott all voting aye and Commissioner Pagni abstaining.
Typewritten copies of the Ordinance are available for inspection by all interested persons at the office of the County Clerk.
H. K. BROWN, County Clerk
Feb. 26 - Mar. 5
334900-1

 HUGH E. ROBINSON
Notary Public — State of Nevada
Washoe County
My Commission Expires Dec. 1, 1976

SUMMARY: Regulates the sale of intoxicating liquors, requires licensing and regulates establishments dispensing intoxicating liquors in the unincorporated area of the County of Washoe, State of Nevada, and provides penalties for violation of this Ordinance, and other matters properly relating thereto.

BILL NO. 1

LIQUOR BOARD ORDINANCE NO. 2

AN ORDINANCE REGULATING THE SALE OF INTOXICATING LIQUORS, REQUIRING LICENSING AND REGULATION OF ESTABLISHMENTS DISPENSING INTOXICATING LIQUORS IN THE UNINCORPORATED AREA OF THE COUNTY OF WASHOE, STATE OF NEVADA, AND PROVIDING PENALTIES FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE, AND OTHER MATTERS PROPERLY RELATING THERETO.

THE LIQUOR LICENSING BOARD OF THE COUNTY OF WASHOE DOES ORDAIN:

SECTION 1. Declaration of Policy.

It is found and declared that the public health, safety, morals and welfare of the inhabitants of the County outside the incorporated cities and towns require the regulation and control of all persons engaged in the business of liquor sales. All such persons as hereinafter defined in this Ordinance shall be licensed and controlled so as to protect the public health, safety, morals, good order and general welfare of the inhabitants of the County outside the incorporated cities and towns, both within and without the unincorporated cities and towns and to safeguard the public. It is further found and declared that the right to obtain such licenses is a privilege and that the operation of such liquor sales facility when authorized by such license is a privileged business subject to the regulations and that the license may be revoked for violations of the conditions of this Ordinance. In conformity with the policy of this chapter, the following persons may be found unqualified to hold a license under the provisions of this chapter:

- A. A person who does not possess, or who does not have a reputation for possessing a good moral character.
- B. A person who is under the age of 21 years.
- C. A person who has been convicted of a crime involving moral turpitude.
- D. A person whose license issued hereunder has been revoked for cause.
- E. A person who, at the time of application for renewal of any license issued hereunder, would not be eligible for such license upon a first application.
- F. A co-partnership unless all members of such co-partnership shall be qualified to obtain a license.
- G. A corporation, if an officer, or director thereof or any stockholder or stockholders owning in the aggregate more than ten percent (10%) of the stock of such corporation, would not be eligible to receive a license hereunder.
- H. A corporation, unless it is incorporated in Nevada, or unless it is a foreign corporation which is qualified under the Nevada laws to transact business in Nevada.

1.

- I. A person whose place of business is conducted by a manager or agent unless the manager or agent possesses the same qualifications required of an individual licensee.
- J. A person who does not beneficially own the premises for which a license is sought or does not have a lease thereon for a full period for which the license is to be issued.
- K. A person who is not a beneficial owner of the business to be operated by the licensee.
- L. A person, partnership, or corporation who is unable to obtain certification of compliance in writing of all rules and regulations of the State of Nevada and the County of Washoe, such approval being specific approval from each of the following agencies: Regional Planning Commission, Health Department, Building Department, Sheriff's Department, and District Attorney.

SECTION 2. Definitions.

Whenever used in this Ordinance, the following words shall have the meaning described in this Section, unless the context clearly indicates a different meaning:

- A. "Alcohol" - The term "alcohol" means a product of distillation of any fermented liquor, rectified either once or more often, whatever may be the origin thereof, and includes synthetic ethyl alcohol.
- B. "Alcoholic Liquor" - The term "alcoholic liquor" includes the four varieties of liquor; namely, alcohol, spirits, wine and beer, and every liquor or solid, patented or not, containing alcohol and intended for consumption by human beings as a beverage.
- C. "Alcoholic Liquor License" - The words "alcoholic liquor license" are used in this Ordinance interchangeably with, and to indicate any of the following licenses:
 1. Retail Beer License.
 2. Retail Beer and Wine License.
 3. Tavern License.
 4. Package Liquor License.
 5. Package Beer and Wine License.
 6. Cabaret License.
 7. Wholesale Alcoholic Liquor License.
- D. "Beer" - The term "beer" means any liquor obtained by the alcoholic fermentation of an infusion or concoction of malt, barley and hops in drinking water.
- E. "Club" - The term "club" means an association of persons, whether incorporated or unincorporated, for the promotion of some common object, but not including associations organized for any commercial or business purpose or space in a building of such extent and character as may be suitable and adequate for the reasonable and comfortable use and accommodation of its members and their guests.

- F. "Cabaret" - The term "cabaret" shall mean any bar, cocktail lounge, club or tavern having an orchestra or any type of live entertainment, or where dancing is permitted.
- G. "Wholesaler" - The term "wholesaler" shall mean that person in possession of alcoholic liquors for the purpose of sales to retail outlets.
- H. "Licensee" - The term "licensee" means any corporation or association or a natural person to whom a valid alcoholic liquor license has been issued and is used herein in the plural as well as the singular sense.
- I. "Licensing Board" - The term "licensing board" means the Liquor Licensing Board of Washoe County and is composed of the Board of County Commissioners and the Sheriff.
- J. "Main Bar" - The term "main bar" means a bar where alcoholic liquors are dispensed by the drink at such bar.
- K. "Package Liquor Establishment" - A "package liquor establishment" is defined as a place where alcoholic liquors are sold or otherwise lawfully distributed for consumption off premises. Such establishments shall have a packaged liquor license. A packaged liquor license shall not permit the sale of draft or bottled beer in such licensed establishment unless a retail beer license is also obtained.
- L. "Person" - The term "person" includes a firm, association, partnership, corporation, or other entity.
- M. "Service Bar" - The term "service bar" is defined as a bar wherein drinks are prepared for service only at tables in hotels, restaurants or casinos, and does not permit sales direct to the customers at such bar. Service bars are permitted in hotels, restaurants and in casinos.
- N. "Special Events Permit" - The Board may approve a special events permit for the sale of alcoholic liquor at such locations and as specified on such license for a period of not more than one week.
- O. "Spirits" - The term "spirits" means any liquor which contains alcohol obtained by distillation, mixed with drinkable water and other substances in solution, including rum, brandy, whiskey and gin.
- P. "Tavern" - The term "tavern" means a place where alcoholic liquors are sold at retail by the drink to the general public.
- Q. "Wine" - The term "wine" means any alcoholic liquor obtained by the fermentation of natural sugar contents of fruits or other agricultural products containing sugar, including fortified wines such as port, sherry and champagne.

SECTION 3. License Application to Sheriff.
Application for licenses or renewals thereof shall be made by petition to the Sheriff by filing the same with the Sheriff, together with all fees and with such information as may be required for investigation of suitability of applicant.

SECTION 4. Investigation of Suitability.
The Sheriff shall forthwith conduct an investigation of suitability. The Sheriff is required to make a complete investigation and shall be

given a reasonable amount of time to verify any information presented or ascertained. It is the intent of this regulation that all investigations shall be completed within Sixty (60) days; however, if it is not possible for the Sheriff to complete an investigation within Sixty (60) days after receipt of an application, the Sheriff shall report the fact to the Licensing Board and the Licensing Board may order additional time for the investigation or it may order the Sheriff to make a report upon the investigation completed at that time.

SECTION 5. Referral of Application to Board.
Upon completion of the investigation, the Sheriff shall immediately refer the application to the Board together with a recommendation of suitability and all facts upon which it is based are privileged and confidential to the Board only.

SECTION 6. Issuance of Temporary License.
The Sheriff, upon examination of a new application, may issue a temporary license which shall be valid only until the next meeting of the Liquor Board.

SECTION 7. Initial Reading of Application Action Taken.
The application shall be read at the next meeting of the Board after the completion of the investigation. No action on any application may be made by the Board at the time of its initial reading unless there is a unanimous consent of all members present. The application may be acted upon by the Board at any regular or recessed regular meeting of the Board or at any special meeting of the Board.

SECTION 8. Quorum.
A majority of the members of the Board shall constitute a quorum. A majority vote of the members present shall be necessary to authorize the issuance of any license at any meeting or to transact any other business.

SECTION 9. Deposit on File - Additional for Out-of-State Investigation.
Any person filing an application for a retail beer, retail beer and wine, package liquor, package beer and wine, and wholesale alcoholic liquor license shall deposit with the Sheriff a \$25.00 investigation fee for each licensee named in the application. Upon application for a tavern or cabaret license, a fee of \$150.00 per licensee shall be deposited with the Sheriff.

Should the Liquor Licensing Board or Sheriff request an out-of-state investigation, an additional \$25.00 per licensee shall be charged on applications for a retail beer, retail beer and wine, package liquor, package beer and wine, and wholesale alcoholic liquor license. On application for a tavern or cabaret license, said additional charge shall be \$300.00 per person.

SECTION 10. No Refund of Investigation Fees.
No part of the investigation fees deposited with the Washoe County Sheriff shall be refunded except when the applicant withdraws his or their application prior to the beginning of an investigation in which case all fees deposited shall forthwith be returned to the applicant.

SECTION 11. Previously Investigated - No Fee.
No investigation fee shall be required of any applicant who has been previously investigated by the Sheriff, provided that the applicant has held a Washoe County liquor license within one year preceding the present application unless the Sheriff or Liquor Board should determine the necessity of further investigation.

SECTION 12. Deadline for Filing Applications.
Each application must be completed in full and filed with the Sheriff's Civil Bureau Fifteen (15) full working days before the meeting date

set by the Licensing Board before the application is to be placed upon the agenda. It is not necessary for the applicant to be present at the Licensing Board meeting at the time the applications are presented at the meeting, unless so requested to be present by the Licensing Board.

SECTION 13. Must Have an Established Place of Business.
No regular liquor license shall be issued under this Ordinance to any person, firm, association or corporation who does not have an established place of business in Washoe County and who has not complied with all State and County regulations pertaining to the operation of said business.

SECTION 14. Bars in Hotels and Gaming Casinos.
Each hotel and each gaming casino is required to obtain a license for each and every main bar and for each and every service bar operated within the hotel and gaming casino.

SECTION 15. Granting Both Packaged Liquor and Retail Beer and/or Wine License.
In the event an alcoholic liquor licensee is granted both a packaged liquor license and a retail beer and/or wine license, both the licenses shall be valid only for such licensee and for one establishment and location.

SECTION 16. Resubmission of Disapproved Location.
If the Licensing Board denies a licensee application for a particular location as proposed by the applicant, request for approval of the same location may not be resubmitted for six (6) months.

SECTION 17. Applicant to be Fingerprinted.
No license shall be issued for the operation of any liquor or beverage business unless the applicant for such license or renewal shall first present himself to the Office of the Sheriff to be fingerprinted and to make a reply in writing to any and all questions pertaining to the issuance or renewal of the license, as may be required by the Licensing Board.

SECTION 18. Contents of Application.
All applicants for any alcoholic liquor license shall make application therefor, or for any renewal of such license, to the Sheriff, stating in writing the names and addresses of all persons owning an interest in the business, including the name and address of the general manager or managers of the business, and where there is more than one owner of such an establishment, the names of all such persons owning an interest in the business shall be listed on the application, together with a statement as to the percentage of the business owned by each individual.

SECTION 19. Corporate Application.
In all cases where the applicant for an alcoholic liquor license is a corporation, the names and addresses of the officers and directors of the corporation shall be listed on the application. In all such cases, the Sheriff shall determine who of the principal officers and directors of such corporation shall present themselves at the Sheriff's Department for fingerprinting. It shall also be necessary, in instances where a corporation is an applicant for an alcoholic liquor license (of any of the several types enumerated herein), to state in the application for such license the names and addresses of any or all persons, corporations or their nominees who own, directly or indirectly, ten percent (10%) or more interest of the stock of such corporation. In addition to the foregoing information, such application shall contain such further information as the Licensing Board prescribes by rule or regulation.

SECTION 20. Changes in Corporate Officers, Directors and Stockholders. In the case of a corporate licensee any and all changes in the officers, directors or stockholder or stockholders owning in the aggregate more than ten percent (10%) of the stock of such corporation shall be reported to the Sheriff within Thirty (30) days of the appointment or election of such officers and directors or acquisition by any such stockholder or stockholders, as the case may be, and such officers, directors and stockholder or stockholders may be required to qualify for a license as required herein.

SECTION 21. Personal Information Required of Individual Applicant. In all cases where the applicant for an alcoholic liquor license is an individual, his name and place of residence, telephone number, and whether or not he is a citizen of the United States, and whether or not he is a bona fide resident of Washoe County and a registered voter of the State of Nevada, and whether or not he has been convicted of a felony or any other crime which would be considered a felony under the laws of the State of Nevada, shall be set forth in the application.

SECTION 22. Registration Cards for Personnel. All owners, managers, and stockholders actively engaging in the management and operation of a liquor business and all employees thereof must be fingerprinted and secure a nontransferable registration card from the Sheriff prior to operating or working in the establishment, and in addition, comply with all provisions of Washoe County Ordinance No. 93.

SECTION 23. Answering Questions in Addition to Fingerprints. Any and all persons required to be fingerprinted under the terms of this Ordinance shall be required to answer any and all questions deemed appropriate and necessary by the Liquor Licensing Board of Washoe County, pertaining to such liquor license application, and the fitness of any persons connected therewith, either as owners, part owners, officers, manager or administrative assistants or employees.

SECTION 24. Information Confidential. All fingerprints required to be taken under the terms of this Ordinance, all information obtained by reason of the fingerprints, and all other information of a confidential nature supplied under the terms of this Ordinance shall be maintained by the Sheriff in a confidential file, to be opened for inspection only by County officials, law enforcement officers and peace officers of the State.

SECTION 25. Unlawful for Owner to Allow Unlicensed Operations. It is unlawful within the County for any person knowingly to permit the sale of any alcoholic liquors as herein defined to be conducted, operated or carried on in any house or building owned by him, except pursuant to a valid license issued hereunder.

SECTION 26. Minor Prohibited in Packaged Sale Area. It is unlawful for any holder of a package liquor license or his or her agent or employee to permit any person under the age of 21 years to remain in the area where alcoholic liquor is sold, served, given away, or otherwise disposed of unless that person is employed for the purpose of sales and has attained the age of 18. Persons who have attained the age of 16 may be employed for the purpose of alcoholic liquor sales if they are under the supervision of an employee of at least 18 years of age and said employee is physically present.

SECTION 27. Sale or Distribution Outside License Building Prohibited. It shall be unlawful for any holder of any alcoholic liquor license, or any servants, agents or employees of such licensee, to sell, serve, give away or otherwise distribute any alcoholic liquor outside the

building described in the application of such licensee and for which such license is issued, or to sell, serve, give away or otherwise distribute any alcoholic liquor in any manner other than for consumption in the building described in the application of such licensee; provided, however, that the Licensing Board may, for good cause shown, authorize the sale, service or other lawful distribution of alcoholic liquor in specified areas or premises under the supervision, management and operation of the licensee.

SECTION 28. Unlawful to Serve Minor.

It shall be unlawful for any licensee or any person employed in a place of business which sells alcoholic liquor, to sell, serve, give away, or dispense alcoholic liquor to any person under the age of twenty-one (21) years. For the purpose of this Section, a person shall be deemed to be employed in a place of business which sells alcoholic liquor if he has the ostensible authority to make sales, whether actually receiving a wage or not.

SECTION 29. Prosecution for Serving Minor - Burden of Proof.

In any criminal prosecution or proceeding for the suspension or revocation of any license based upon a violation of Section 28, proof that the defendant licensee or his agent or employee demanded and was shown, immediately prior to furnishing any alcoholic liquor to a person under the age of twenty-one (21) years, bonafide, unaltered, documentary evidence of majority and identity of such person issued by federal, state, county or municipal government, or subdivision or agency thereof, including but not limited to, a motor vehicle operator's license, a registered certificate based under the Federal Selective Service Act or an identification card issued to a member of the Armed Services.

SECTION 30. Interior Lighting.

At all times while any alcoholic liquor licensed premises are open for business, the interior lighting therein shall be sufficient to make easily discernible upon immediately entering the main entrance the appearance and conduct of all persons and patrons in that portion of the premises where alcoholic liquors are sold, served, delivered or consumed. In no event shall the intensity of the interior lighting be less than one foot candle-power light when measured at a point thirty (30) inches from the floor whenever persons and patrons are sitting or standing within the premises. This requirement shall apply in all cases except in licensed establishments where floor shows are permitted under Washoe County law. In such cases, the floor show room lights only may be dimmed during the floor show, and at the conclusion of each floor show, the lighting must be immediately restored to the minimum standards of light intensity prescribed.

SECTION 31. Location.

- A. Schools and churches. It is unlawful for a licensee under the provisions of this Ordinance to sell, serve, give away or distribute any of the alcoholic liquors mentioned herein within five hundred (500) feet of any schoolhouse or place wherein a school is conducted or within five hundred (500) feet of any church; provided, however, this restriction shall not apply to licensees or places of business selling alcoholic liquor in an approved location prior to the effective date of this Ordinance or to licensees engaged in the business of selling alcoholic liquors in an approved location which would become a prohibited location by reason of the establishment of a church or public school within five hundred (500) feet of such approved location.
- B. Determination of boundary. The five hundred (500) feet limitation as defined in Subsection A above, shall be determined by measurement from the nearest corner of the building used for school or church to the nearest corner of the building wherein alcoholic liquors are sold.

SECTION 32. Term of License.

All licenses provided for in this Ordinance shall be issued for one quarter of a year; these quarter-year periods for each year shall be as follows:

- A. The first quarter shall begin on January 1;
- B. The second quarter shall begin on April 1;
- C. The third quarter shall begin on July 1;
- D. The fourth quarter shall begin on October 1.

SECTION 33. License Fees.

It is unlawful for any person, firm, association or corporation to engage in the retail business of selling, distributing, dispensing or giving away intoxicating, spiritous, vinous, malt (fermented or other liquors, wines or beers) in the County without first having procured a license and paying the applicable fees established by the Board of County Commissioners.

SECTION 34. Business Discontinued Over 60 Days - Approval - Revocation.

In the event the holder of an alcoholic liquor license, other than a tavern license, shall discontinue business for more than sixty (60) days without the specific approval of the Liquor Licensing Board, such license shall be terminated automatically, without action by the Board. In the event a tavern license is not put to active use within thirty (30) days, such license shall be automatically terminated; provided, however, the holder of an existing license may apply to the Liquor Licensing Board for an additional period of thirty (30) days. The intent of this Section is that tavern licenses shall be put into actual operation and will be revoked if not used within the time prescribed; provided further, that on or after the effective date of this Ordinance, there shall be no issuance of new or additional licenses of a combined nature. There shall be no separation of such combined license presently in effect and renewal thereof shall require an additional license fee.

SECTION 35. Information for Renewal.

All liquor licensees required to have a license under the provisions of this Ordinance, who have an existing valid County alcoholic beverage license, provided there has been no change of ownership or location, are required only to pay the license fee as established by the Board of County Commissioners. Such licensees are required to furnish the Sheriff with the following information:

- A. A statement whether there has been any change in ownership in the business of the applicant or applicants during the preceding calendar year.
- B. If the applicant or applicants were engaged in business under a fictitious name, an affidavit that the applicant or applicants have complied with the provisions of Nevada Revised Statutes, Chapter 602.

SECTION 36. Fee Deemed a Debt Due County.

The liquor license fee imposed by the Board of County Commissioners shall be deemed a debt due the County from and against any person who commences, carries on, engages in or conducts the sale of liquor or beverages for which a license is required, and such persons shall be liable in a civil action in the name of the County as plaintiff, in any court of competent jurisdiction, for the recovery of the amount of the license fee, penalties, and for the cost of suit.

SECTION 37. Grounds for Suspension or Revocation of License.

In conformity with the policy and aim of this Ordinance, each and every one of the following classes of licensees are declared to be

licensees whose existing liquor licenses may be restricted, suspended or revoked.

- A. Each licensee, who knowingly fails to report or conceals from the Licensing Board a full disclosure of the names of all persons having an interest in the ownership of, or having an equitable or beneficial right to the profits under a license in which he has an interest;
- B. Each licensee, who knowingly fails to report or conceals from proper authorities any information which it is his duty to supply under any statute, ordinance, or regulation of the State and the County;
- C. Each licensee who, for conduct subsequent to the issuance of a license, becomes ineligible to hold a liquor license as set out in the statutes, ordinances, and regulations of the State and the County;
- D. Each licensee, who shall knowingly permit his licensed premises to be frequented by or to become the meeting place, hangout, or rendezvous for known prostitutes, vagrants, persons described as undesirables in liquor operations or those who are known to engage in the use or distribution of illegal narcotics or in any other illegal occupation or business. Any licensee permitting such conditions on the licensed premises may be subject to provisional suspension of his license, pending elimination of the indicated violation. Proceedings for revocation of a license for permitting any such violation shall be initiated for failure to eliminate the same by an affirmative corrective action for a period of ten (10) days from the date of written notice of the existence of any such condition or violation;
- E. Each licensee who made a misrepresentation of a material fact in his application to obtain a license;
- F. Each licensee whose liquor license in any place in the State of Nevada has been revoked for cause;
- G. Violation of any of the provisions of this Ordinance, or any ordinance of Washoe County, or any State statute, shall be cause for restriction, suspension or revocation of any license issued hereunder.

SECTION 38. Conducting the Investigation.

The Sheriff or any representative of the Sheriff, may conduct an investigation of any licensee who apparently is engaged in any conduct or transaction indicating possible grounds for restriction, suspension or revocation of a liquor license. The Sheriff shall insure that periodic investigations are made to ascertain any violations of existing County ordinances.

SECTION 39. Cooperation with Other Regulatory Agencies.

All members of the Licensing Board shall cooperate with any and all other public agencies concerned with the regulation and control of the liquor industry and to that end, may exchange with such agencies any and all types of confidential information. The Licensing Board may enter into any agreement with the Liquor Licensing Board of the incorporated cities and towns so that an overall regulation and control can be more effectively maintained.

SECTION 40. Suspension, Cancellation or Revocation of License.

Any license issued pursuant to this Ordinance may be suspended, cancelled or revoked upon good cause shown at a hearing conducted pursuant to this Ordinance.

SECTION 41. Procedure for Suspension, Cancellation or Revocation of License.

- A. The Board, on its own motion or initiative, or upon complaint of any person may institute proceedings to suspend, cancel or revoke any alcoholic liquor license issued under this Ordinance by having served upon the licensee a notice or complaint setting forth the reasons alleged to constitute grounds for suspension, cancellation or revocation.
- B. The licensee shall, within Ten (10) days of the receipt of such notice or complaint, file with the Clerk of the Board a written answer to such complaint.
- C. Upon filing of an answer the Liquor Licensing Board shall fix a time and place for hearing and give the licensee and complainant not less than Ten (10) days notice.

SECTION 42. Order of Hearing Procedure.

- A. The Chairman of the Liquor Licensing Board shall convene the Board at the time and place specified for the purpose of the hearing.
- B. The parties may appear in person or be represented by counsel. All testimony shall be under oath administered by the Chairman. The matter shall be heard in the following manner:
 1. Opening statement for licensee.
 2. Opening statement for complainant.
 3. Presentation of licensee's case followed by cross-examination.
 4. Responsive presentation, followed by cross-examination.
 5. The parties may then respectively offer rebutting testimony only unless the Liquor Licensing Board in its discretion permits additional evidence upon the original cause.
 6. Final argument for licensee.
 7. Final argument for complainant.
 8. Submission.

SECTION 43. Order of Suspension, Cancellation, Revocation or Refusal to Suspend, Cancel or Revoke.
The Board shall within Ten (10) days enter its order to suspend, cancel, revoke or refusal to suspend, cancel or revoke.

SECTION 44. Emergency Suspension - By Sheriff or Liquor Licensing Board. Notwithstanding any of the provisions of this Ordinance the licensee accepts this license subject to suspension by the Sheriff or Liquor Licensing Board of Washoe County without notice following a determination by the Sheriff or Liquor Board that continued operation of the licensed premises constitutes a clear and immediate threat to the safety and peace of the residents of Washoe County. Where said suspension is by the Sheriff, it shall remain in effect until the next meeting of the Liquor Board at which time the Board may continue the suspension until a hearing has been held pursuant to this Ordinance. Upon suspension by the Liquor Board said suspension shall remain in effect until a hearing has been held in accordance with this Ordinance, or the suspension is rescinded by order of the Board.

SECTION 45. Penalties for Delinquent License Fees.
All licenses hereunder shall become delinquent if not paid within fifteen (15) days after the due date. If payment is made after fifteen (15) days and before thirty (30) days after due date, ten (10) percent of the license fee shall be assessed as a penalty charge. All licenses for which the license fees have not been paid within thirty (30) days after the due date shall be deemed revoked. Any such license shall not be reinstated until the ten (10) percent penalty fee and a fifteen (15) percent reinstatement fee shall have been paid in addition to the regular license fee.

SECTION 46. Penalties for Violation.
Any person, firm or corporation convicted of wilfully violating any of the provisions of this Ordinance shall be subject to having his or its license to do business within Washoe County revoked by the Liquor Licensing Board. In addition to the penalties above named, any person violating the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and on conviction, shall be punished by a fine not to exceed Five Hundred and No/100 (\$500.00) Dollars or by imprisonment in the County Jail not to exceed six (6) months, or by both.

SECTION 47. Saving Clause.
If any clause, sentence, section, provision or part of this Ordinance shall be adjudged to be unconstitutional or invalid for any reason by any court of competent jurisdiction, such judgment shall not invalidate, impair or affect the remainder of this Ordinance.


SECTION 48. Liquor Board Ordinance No. 1 Repealed.
Liquor Board Ordinance No. 1 is hereby repealed.

SECTION 49.
This Ordinance shall be in full force and effect from and after its passage, approval and publication as prescribed by NRS 244.100.

Proposed on the 5th day of February, 1974.
Proposed by Commissioners Rusk, Nelson, Pagni and Scott.
Passed on the 15th day of February, 1974.

Vote:

Ayes: Commissioners: Rusk, Nelson, Grow and Scott
Abstaining: Commissioner: Pagni
Nays: Commissioners: None
Absent: Commissioners: None


Chairman

ATTEST

Clerk

This Ordinance shall be in force and effect from and after the 5th day of March, 1974.

LIQUOR BOARD ORDINANCE NO. 2

Sections 1, 2, 22, 40, 46 amended, Section 49 repealed by Ord. 498 (Bill 669)
effective September 23, 1981.

Sections 29 and 40 amended by Ordinance 3, Bill 3, effective April 28, 1982.