

# Waltonville Village Code

## CHAPTER 21

### LIQUOR

#### ARTICLE I - GENERAL REGULATIONS

**21-1-1      LIQUOR UNLAWFUL IN VILLAGE.** It shall be unlawful to sell, offer for sale, barter, or exchange any intoxicating beverage in the Village. It shall be unlawful to keep any intoxicating beverage in the Village for the purpose of selling the same or offering the same for sale.

**21-1-2      MANUFACTURING UNLAWFUL.** It shall be unlawful to bottle, manufacture, distill or prepare for sale in any way, any intoxicating beverage within the Village.

**21-1-3      DEFINED.** The term "intoxicating beverage" as used in this Chapter shall be construed to mean and include any liquid intended for human consumption containing more than **one-half of one percent** by volume of alcohol.

**21-1-4      SALE BY CLUB OR GIVEN TO PUBLIC PROHIBITED.** It shall be unlawful to serve or give any intoxicating beverage in any club, whether or not such beverage is offered, sold, or given to the public or only to the members of the club.

**21-1-5      MEDICAL TREATMENT.** The provisions of this Chapter shall not be construed to prevent the sale by a licensed pharmacist of any intoxicating beverage or the prescription of a licensed physician for medical treatment.

**21-1-6      LIQUOR ON STREETS.** It shall also be unlawful to consume any alcoholic beverages on any public park, street, alley, sidewalk or other public way in the Village.

**21-1-7      TRANSPORTING IN MOTOR VEHICLES, ETC.** No person shall, within the Village, transport, carry, possess, or have any alcoholic liquor in, upon or about any motor vehicle in or on any public street, alley or place, except in the original package and with the seal unbroken.

**21-1-8      LIQUOR IN VEHICLES; MINORS.** The presence in a vehicle, other than a public vehicle, of any alcoholic liquor shall be prima facie evidence that it is in the possession of and is being carried by all persons occupying such vehicle at which time the alcoholic liquor is found, except under the following circumstances:

- (A)            If such liquor is found on the person of one of the occupants therein; or
- (B)            If such vehicle contains at least one occupant over **twenty-one (21) years of age.**

**21-1-9      PEDDLING.** It shall be unlawful to peddle alcoholic liquor in the Village.

**21-1-10     UNLAWFUL ACTS.** It shall be unlawful for any person to do or commit any of the following acts within the Village, to-wit:

- (A)            Drink any alcoholic liquors on any public street, alley, sidewalk, or other public way without special permission granted by the Village Board.
- (B)            Drink any alcoholic liquors in any public park, except with the permission of the Village Board.
- (C)            Drink any alcoholic liquors on any private property without permission of an owner thereof.
- (D)            Appear on or in any public street, alley, sidewalk or other public place, including parks and recreation areas, in an intoxicated condition.