

ORDINANCE REGULATING DRINKING IN PUBLIC

PLEASE TAKE NOTICE, that the following is an ordinance duly adopted by the Town Board of the Town of Moriah, Essex County, New York, on the 14th day of September, 1999, and entered in its minutes, to wit:

Be it ordained and enacted by the Town Board of the Town of Moriah, Essex County, new York, in session convened this 14th day of September, 1999, as follows:

No person shall have in his possession any open bottle or container containing liquor, beer, wine or other beverage containing more than .5 percent alcohol while such person is in the Town of Moriah, on any public highway, public street, public sidewalks, public parking are or in any vehicle or public place excepting those premises duly licensed for sale and consumption of alcoholic beverages on the premises

An open bottle or open container in any vehicle shall be presumptive evidence that the same is in possession of all occupants thereof and in violation hereof.

A violation of this ordinance shall constitute an offense punishable by a fine of not exceeding \$100.00 or by imprisonment in the Essex County Jail for ten days or both such fine and imprisonment for the first offense, and by a fine not exceeding \$250.00 or by imprisonment in Essex County Jail for thirty days or by both such fine and imprisonment for a second or subsequent offense.

Should any section or provision of this ordinance be decided by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance

as a whole or any part thereof other than the part so decided to be unconstitutional.

This ordinance shall take effect on the 10th day of October, 1999. At 12:00 noon.


TOWN CLERK