

## **BAR CODES**

### **#89-08**

An ordinance creating a certificate of qualification to dispense alcoholic beverages in the Town of Pearl River, Louisiana.

Whereas, the maintenance of the general health and well-being of the citizens of the Town of Pearl River is the prime concern of the Mayor and the Board of Aldermen and;

Whereas, the control of the distribution of legal alcoholic beverages is important to the health and well-being of said citizens of the Town of Pearl River:

Now, therefore, be it ordained that those persons concerned with dispensing of alcoholic beverages within the legal limits of the Town of Pearl River first apply for and obtain a certificate of qualification as set forth in the following regulations:

1. Compliance required: No person shall dispense alcoholic beverages in any business licensed under the ordinances of the Town of Pearl River for on-the-premises consumption except those possessing solely a beer license, without having been certified or qualified to do so by the Pearl River Police Department and without having complied with the provisions of this section.
2. Identification: Photographing and finger printing required. Each applicant having a certificate of qualification to dispense alcoholic beverages in a location licensed for on-the-premises consumption shall be photographed and fingerprinted by the Pearl River Police Department and furnish detailed background information including proper identification. Each applicant shall pay to the Police Department at the time of receiving his license a fee of \$15.00.
3. Application to be in writing and sworn to: The application for a certificate of qualification shall be in writing and sworn to and shall contain the full name and correct address of the applicant and shall include a signed statement that he possesses the qualifications set forth in this section.

4. Discretion of issuing authority: Revocation, suspension. The chief of Police may refuse to issue a certificate of qualification to dispense alcoholic beverages under the provisions of this section, which is a violation of this chapter, shall subject such person to have his certificate to dispense alcoholic beverage permits of licenses, suspended or revoked.
5. Requirements for new employees: New employees hired to dispense alcoholic beverages shall be required to secure a certificate of qualification within five (5) days of their employment. The certificate issued herein shall be kept by the person to whom it is issued for ready and immediate presentation when requested by any police officer.
6. Appeals: Any person aggrieved by the decision of the Chief of Police to refuse to issue or to suspend or revoke a certificate of qualification may take a devolutive appeal therefrom to the Pearl River Town Council within 15 days of written notification of said decision.

The appeal must be taken by submitting a written request therefore to the Town of Pearl River and the Town Council shall hear said appeal within twenty (20) days of receipt of said notice of appeal by the Town. The decision of the Chief of Police shall be final unless appealed within the time and in the manner set forth above.

7. Permit renewable annually on the anniversary.
8. Penalty: Any person convicted of dispensing alcoholic beverages in violation of this section shall be guilty of a misdemeanor and be fined not more than two-hundred dollars (\$200.00) or incarcerated for not more than thirty (30) days in jail or both.

This ordinance was unanimously adopted at the August 22, 1989, regular Town Council meeting with a motion by Alderman James Lavigne, second by Alderman Carl McQueen. Voting as follows:

Yeas: Lavigne, McQueen, Livingston, & Blackwell  
Nays: 0  
Absent: Karchner

Ruby Gauley  
Town Clerk

Janice McQueen  
Mayor