

**AN ORDINANCE AMENDING SECTION 5.04.140 OF THE ST. ANTHONY CITY CODE; REGULATING THE SALE OF BEER WITHIN THE CITY OF ST. ANTHONY TO PERMIT THE SALE OF BEER ON SUNDAYS AND ESTABLISHING THE EFFECTIVE DATE HEREOF.**

WHEREAS, the City Code currently forbids the sale of beer on Sunday; and

WHEREAS, the City Counsel finds that this limitation is inconsistent with the Fremont County ordinance and City of Ashton ordinance that permit the sale of beer on Sunday; and

WHEREAS, such inconsistency unfairly restricts businesses in St. Anthony from competing with businesses located in the County and neighboring communities;

NOW THEREFORE:

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ST. ANTHONY, IDAHO THAT THE SECTION 5.04.140 OF THE ST. ANTHONY CITY CODE BE AMENDED BY STRIKING OUT THE WORDS "SUNDAYS OR" AS FOLLOWS:

1. 5.04.140 HOURS OF SALE. A. It is unlawful for any person within the city, in any place licensed to sell beer either by the drink or packaged sales not for consumption on the premises, whether conducted for the pleasure or profit, to sell or permit to be consumed on the premises any beer between the hours of one a.m. and seven a.m. of any day.

B. It is unlawful to sell, offer for sale or give away beer by the drink or packaged sales not for consumption on the premises, on ~~Sundays~~ or Christmas Day. (Ord. 470, 1965: prior code §5-8-14).

2. That except as amended hereby, Section 5.04.140 shall continue in full force and effect, unmodified

3. This Ordinance shall be in full force and effect 30 days after its passage and publication, all as provided by law.

PASSED this 14<sup>th</sup> day of March, 2007.

CITY OF ST. ANTHONY, IDAHO

Willard D. Beck  
WILLARD D. BECK, MAYOR

ATTEST:

Jani Stoddard  
TACI STODDARD, CITY CLERK

