

1 SB360
2 157023-1
3 By Senator Marsh (N & P)
4 RFD: Local Legislation No. 1
5 First Read: 13-FEB-14

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to the City of Riverside, Alabama;
14 authorizing elections to determine whether alcoholic beverages
15 may be sold or dispensed on Sunday by properly licensed retail
16 licensees serving the general public within the city.

17 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

18 Section 1. This act shall apply only in the City of
19 Riverside, Alabama.

20 Section 2. (a) The voters of the City of Riverside,
21 Alabama, may authorize the sale of alcoholic beverages within
22 the city limits on Sunday by an election pursuant to this act,
23 in the following manner:

24 Within 30 days from the effective date of this act,
25 the City of Riverside City Council, by resolution, may call an
26 election for the city to determine the sentiment of the voters

1 of the city as to whether or not alcoholic beverages can be
2 legally sold or distributed on Sunday within the city.

3 (b) On the ballot to be used for such election, the
4 question shall be in the following form: "Do you favor the
5 legal sale and dispensing of alcoholic beverages within the
6 city on Sunday between 12:00 P.M. (noon), and 12:00 A.M.
7 (midnight)? Yes_____ No_____

8 (c) The first election and any subsequent elections
9 shall be held and the officers appointed to hold the election
10 in the manner provided by law for holding other city
11 elections, and the returns thereof tabulated and results
12 certified as provided by law for city elections. Any Sunday
13 sales election shall be held as provided in this act as a
14 special election or at any subsequent city election following
15 the date of the resolution.

16 (d) Notice of the election shall be given by the
17 governing body of the City of Riverside by publication or by
18 posting the notice at the city courthouse apprising the voters
19 of the city, at least three weeks before the date of the
20 election, that an election shall be held to determine whether
21 alcoholic beverages may be sold in the incorporated areas of
22 the city on Sunday. The cost of the election shall be paid out
23 of the general fund of the city.

24 (e) Only qualified voters of the city may vote in
25 the election. If a majority of the voters voting in the
26 election vote "Yes", alcoholic beverages can be legally sold
27 or dispensed within the incorporated areas of the city on

1 Sunday by licensees of the Alcoholic Beverage Control Board
2 and the city serving the general public in accordance with
3 applicable laws and regulations between the hours of 12:00
4 P.M. (noon) and 12:00 A.M. (midnight). Except as authorized by
5 law or during such hours, it shall be unlawful for any
6 licensed vendor to sell, dispense, or permit the consumption
7 of alcoholic beverages on Sunday. The city may enact, by
8 ordinance, such policies it deems appropriate to regulate any
9 aspect of Sunday alcoholic beverages sales.

10 (f) If a majority of the voters voting in the
11 election vote "No", alcoholic beverages may not be sold or
12 dispensed in the incorporated area of the city on Sunday after
13 the hour of 2:00 A.M., except as otherwise authorized by law
14 or by subsequent election which legalizes the sale and
15 dispensing of alcoholic beverages on Sunday.

16 Section 3. The provisions of this act are cumulative
17 and supplemental to the present power and authority of the
18 city and is not intended to, nor shall it be interpreted so as
19 to, repeal any existing power or authority of the city now
20 permitted under the general laws of the state, or under any
21 local or special act of the Legislature.

22 Section 4. This act shall become effective
23 immediately following its passage and approval by the
24 Governor, or its otherwise becoming law.