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**WOOD COUNTY ORDINANCE #223
ALCOHOL REGULATIONS**

Chapter 223.01 DEFINITIONS

Unless specifically set forth otherwise in a section or subsection, the definition of terms for purposes of this Chapter shall be the same as those set forth in Chapter 125.02 of the Wisconsin Statutes.

Chapter 223.02 PROVISIONS OF STATE LAW ADOPTED BY REFERENCE

Pursuant to 125.10(2) Wisconsin Statutes, all provisions of 125.07(4)(a)(b)(bm) are hereby adopted and by reference made part of this ordinance. This ordinance places restrictions on any underage person who does the following:

- (1) Procures or attempts to procure alcohol beverages from a licensee or permittee.
- (2) Possesses or consumes alcohol beverage on licensed premise.
- (3) Enters, knowingly attempts to enter, or is on licensed premises in violation of 125.07(3) of Wisconsin Statutes.
- (4) Falsely represents his/her age for the purpose of receiving alcohol beverages from licensee or permittee.
- (5) Possesses or consumes alcohol beverages while not in company of parent, guardian, or spouse.

Any further amendments, revisions, modifications, or newly-created provisions of Wisconsin Statutes, incorporated herein, are intended to be made part of this Chapter.

Chapter 223.03 PROVISIONS OF STATE LAW ADOPTED BY REFERENCE

Pursuant to 125.10 (2) Wisconsin Statutes, all provisions of 125.07 (1) are hereby adopted and by reference made part of this ordinance. This ordinance places restrictions on any person who does the following:

- (1) No person may procure for, sell, dispense or give away any alcohol beverages to any underage person not accompanied by his or her parent, guardian or spouse who has attained the legal drinking age.

- (2) No licensee or permittee may sell, vend, deal or traffic in alcohol beverages to or with any underage person not accompanied by his or her parent, guardian or spouse who has attained the legal drinking age.
- (3) No adult may knowingly permit or fail to take action to prevent the illegal consumption of alcohol beverages by an underage person on premises owned by the adult or under the adult's control. This subdivision does not apply to alcohol beverage used exclusively as part of a religious service.
- (4) No adult may intentionally encourage or contribute to a violation of section 223.02 (1)-(5)

Any further amendments, revisions, modifications, or newly-created provisions of Wisconsin Statutes, incorporated herein, are intended to be made part of this Section.

Chapter 223.035 CLOSING HOURS

No premises for which a wholesale or retail liquor license has been issued shall be permitted to remain open for the sale of liquor:

- (1) If a wholesale license, between 5:00 p.m. and 8:00 a.m., except Saturday when closing hour shall be 9:00 p.m.
- (2) If a retail "Class A" license, between 9:00 p.m. and 8:00 a.m.
- (3) If a "Class B" license or a "Reserve Class B" license, during the hours allowed by state statute, except intoxicating liquor will not be sold in original unopened packages between midnight and 8:00 a.m.
- (4) If a "Class C" license, during the hours allowed by state statute.
- (5) Hotels and restaurants, whose principal business is the furnishing of food and or lodging to patrons, shall be permitted to remain open for the conduct of their regular business, but shall not be permitted to sell intoxicating liquors during the hours set forth in subsection (3) of this section.

Chapter 223.04 PENALTIES

- (1) For violations names in 223.02 and 223.03, a person will be subject to a forfeiture of not less than \$50.00 nor more than \$1,000, plus court costs.
- (2) In addition to the monetary penalties, a person violating a section of this ordinance is subject to license suspension or revocation spelled out in Wisconsin Statutes 343.30 (6).
- (3) In the event a person fails to pay a forfeiture assessed pursuant to 223.02, the court may suspend or revoke his/her operating privilege as provided for in Wisconsin Statutes 345.47 and 48.343 (2).
- (4) For a violation of section 223.035, any and every license holder will be subject to a forfeiture of not less than \$200 and not more than \$1,000 plus court costs.

Chapter 223 .05 ENFORCEMENT

It is the authority of the Wood County Sheriff's Department to enforce the provisions of this Chapter. Sworn law enforcement officers at all levels within the County shall have authority to issue citations or complaints for violation of this Chapter.

Chapter 224 .06 REPEAL OF CONFLICTING ORDINANCES

All ordinances regulating underage alcohol consumption and all ordinances heretofore enacted by Wood County Board of Supervisors in conflict herewith are hereby repealed.