

Ordinance No. 32-72

Passed May 1, 19 72

ORDINANCE NUMBER 32-72

CITY OF CENTERVILLE

SPONSORED BY COUNCILMAN LEONARD STUBBS ON THE 1ST DAY OF MAY, 1972.

AN ORDINANCE TO AMEND CHAPTER 32 OF THE CODE OF ORDINANCES OF VILLAGE (NOW CITY) OF CENTERVILLE BY ADDING A DEFINITION SECTION.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. Chapter 32 of the Code of Ordinances of Village (Now City) of Centerville is hereby amended by the addition of the following section:

Section 32.1 - Definitions

As used in this Chapter, the following definitions shall apply:

(1) "Intoxicating liquor" and "liquor" include all liquids and compounds containing more than three and two-tenths per cent of alcohol by weight which are fit to use for beverage purposes, from whatever source and by whatever process produced, by whatever name called and whether or not the same are medicated, proprietary, or patented. Such phrase includes alcohol and all solids and confections which contain any alcohol.

(2) "Sale" and "sell" include exchange, barter, gift, offer for sale, sale, distribution and delivery of any kind, and the transfer of title or possession of beer and intoxicating liquor either by constructive or actual delivery by any means or devices whatever. Such terms do not include the mere solicitation of orders for beer or intoxicating liquor from the holders of permits issued by the department of liquor control authorizing the sale of the same-but no solicitor shall solicit any such orders until he has been registered with the department pursuant to section 4303.25 of the Revised Code.

(3) "Vehicle" includes all means of transportation by land, by water, or by air, and everything made use of in any way for such transportation.

(4) "Alcohol" means ethyl alcohol, whether rectified or diluted with water or not, whatever its origin may be, and includes synthetic ethyl alcohol. Such term excludes denatured alcohol and wood alcohol.

(5) "Beer" includes all malt beverages containing one half of one per cent or more of alcohol by weight but not more than three and two-tenths per cent of alcohol by weight.

(6) "Spirituous liquor" includes all intoxicating liquors containing more than twenty-one per cent of alcohol by volume.

(7) "Sealed container" means any container having a capacity of not more than one hundred twenty-eight fluid ounces, the opening of which is closed to prevent the entrance of air.

(8) "Person" includes firms and corporations.

(9) "Manufacture" includes all processes by which intoxicating liquor is produced, whether by distillation, rectifying, fortifying, blending, fermentation, brewing, or in any other manner.

(10) "Manufacturer" means any person engaged in the business of manufacturing intoxicating liquor.

Ordinance No. 32-72 continued

Passed

19

Section 2. This ordinance shall become effective from and after the earliest date allowed by law.

PASSED this 1st day of May, 1972.

/s/ Paul C. Hoy
Mayor of the City of Centerville, Ohio

ATTEST:

/s/ Marilyn J. McLaughlin
Clerk of the Council of the
City of Centerville, Ohio

C E R T I F I C A T E

The undersigned, Clerk of the Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. 32-72, passed by the Council of the City of Centerville, Ohio, on the 1st day of May, 1972.

/s/ Marilyn J. McLaughlin
Clerk of the Council

Approved as to form, consistency with existing ordinances, the charter & constitutional provisions.

Department of Law
Robert N. Farquhar
Municipal Attorney