

TOWN OF BRADFORD

ALCOHOLIC BEVERAGE CONTROL ORDINANCE

Sec. 1.0 Definitions

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings given herein. The work "shall" is to be construed as mandatory and not merely directory.

Malt beverage is any fermented beverage of any name or description from malt, wholly or in part, or from any substitute thereof, known as beer, porter, ale and stout, containing nor less than one (1) per cent nor more than six (6) per cent alcohol by volume at sixty (60) degrees Fahrenheit.

Open beverage container is a container, bottle, can, or vessel containing malt or vinous beverages or spirituous liquors, which is opened.

Person is an individual, partnership, corporation, association, trust or other institution or entity.

Possession is the detention and control, or the manual or physical custody of a container or containers of a beverage for which possession is prohibited under the terms of this ordinance.

Public place includes but is not limited to any bridge, culvert, highway, road, street, square, sidewalk, train, playground, park or town or school property open temporarily or permanently to the public or general circulation of vehicles or pedestrians within the Town of Bradford.

Spirituous liquor is any beverage containing alcohol obtained by distillation, fortified wines and liquors and any other beverage containing more than twenty (20) per cent alcohol by volume at sixty (60) degrees Fahrenheit.

Vinous beverage is all fermented beverages of any name or description manufactured or obtained for sale from the natural sugar contents of fruits, or other agricultural products, containing sugar, the alcoholic content of which is not less than one (1) per cent nor more than twenty (20) per cent by volume at sixty (60) degrees Fahrenheit.

Sec. 2.0 Prohibition

It shall be unlawful for any person to consume any of the above beverages or to have in his possession any opened container containing any quantity of spirituous liquor, malt or vinous beverages as defined herein on, under or above any public place whatsoever.

Sec. 3.0 Exception

Notwithstanding Section 2, the Bradford Board of Selectmen may give specific advance approval for possession and consumption from open beverage containers, including beer tags, in any or all of the above public places. Such exception shall be granted for a specific period of time not to exceed twenty-four (24) hours.

Sec. 4. Penalty

A person violating any provision of this ordinance shall be fined \$25.00 for the first offense, and an additional fine of \$50.00 for each subsequent offense.

Adopted by the Selectmen of the Town of Bradford this 13th day of August 1981 at Bradford, Orange County, Vermont.

Received for recording this 14th day of August 1981.

Louise M. Allen
Clerk, Town of Bradford