

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 3, SECTION 3-24(a)(7) OF THE GILLETTE CITY CODE TO AUTHORIZE EMPLOYEES OF ESTABLISHMENTS OPERATING A COMMERCIAL KITCHEN THAT ARE AT LEAST EIGHTEEN (18) YEARS OF AGE TO SERVE ALCOHOL OR MALT BEVERAGES IN THE COURSE OF THEIR EMPLOYMENT

WHEREAS, the Governing Body of the City of Gillette desires to amend Chapter 3, Section 3-24(a)(7) of the Gillette City Code.

THEREFORE, IT IS RESOLVED BY THE GOVERNING BODY OF THE CITY OF GILLETTE, WYOMING:

SECTION ONE. §3-24(a)(7) of the Gillette City Code, is amended to read as follows:

§3-24 Special Conditions for the Operation of Certain Types of Liquor Licenses within the Jurisdictional Boundaries of the City of Gillette.

The Governing Body of the City of Gillette establishes the following special conditions for each type of license or permit which may be issued by the Governing Body.

Licensed Building Restrictions

(a) Except as provided in this Section, no licensee or agent, employee or server thereof shall knowingly permit any person under the age of twenty-one (21) years to enter or remain in a licensed building where alcoholic or malt beverages are dispensed in an establishment that provides adult entertainment and/or is primarily for on-premise consumption where the primary source of revenue from the operation is from the sale of alcoholic or malt beverages unless:

- (1) The establishment is operating a restaurant with a commercial kitchen where the primary source of revenue from the operation is from the sale of food and not from the sale of alcoholic or malt beverages;
- (2) The establishment operates a commercial kitchen, persons under the age of twenty-one (21) years may enter or remain in the licensed building until the hour of 2:00 A.M.;
- (3) Limited Retail (Club) Licenses are exempt from the age restrictions listed above;
 - (A) Limited Retail (Club) License holders may dispense alcoholic or malt beverages from locations outside of their licensed building as approved by the governing body.

- (4) Any other establishment approved by the governing body, including but not limited to: Bowling alleys, hotels, coffee shops, theaters, civic/event centers, family entertainment centers persons under the age of twenty-one (21) years may enter or remain in the licensed building until the hour of 2:00 A.M.;
- (5) Under no circumstances shall an individual under the age of twenty-one (21) be seated, or allowed to remain, at a bar, counter, or area where alcoholic or malt beverages are dispensed;
- (6) Establishments that operate primarily for off-premise sales shall maintain a separate area for the sale of alcoholic or malt beverages. Grocery stores shall have an age restricted area to prevent alcoholic beverages from being sold next to grocery items in accordance with WYO. STAT. §12-6-101.
 - (A) Persons under the age of twenty-one (21) years may enter or remain in the licensed building only when accompanied by his parent or guardian who is at least twenty-one (21) years of age and the licensed building is for the sale of alcoholic or malt beverages for off-premises consumption and separate from any licensed building for on-premises consumption.
- (7) Employees of the licensee under the age of twenty-one (21) may be permitted in the course of their employment to work in the licensed building until the hour of 2:00 A.M. *Employees of establishments operating a commercial kitchen that are at least eighteen (18) years of age may serve alcohol or malt beverages in the course of their employment*

PASSED, APPROVED, AND ADOPTED this _____ day of June 2020.

Louise Carter-King, Mayor

(S E A L)
ATTEST:

Cindy Staskiewicz, City Clerk