

1 **DIVISION 8-IV-6 ENFORCEMENT**

2 [Sec 8-136 Penalty](#)

3 [Sec 8-137 Compliance Monitored By City](#)

4 [Sec 8-138 Suspension Or Revocation](#)

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7 **Editor's note**— Ord. No. O12-068, § 4, adopted Aug. 28, 2012, redesignated Div. 5, §§  
8 8-130—8-132, as Div. 6, §§ 8-136—8-138 to read as set out herein.

9 **Sec 8-136 Penalty**

10 Any person violating any of the provisions of this **article chapter** shall, upon conviction, be  
11 punished as provided in section 1-10 **unless otherwise specified.**

12 (Ord. No. O96-105, § 1, 9-24-96; Ord. No. O12-068, § 4, 8-28-12)

13 **Sec 8-137 Compliance Monitored By City**

14 The city treasurer, the ~~director of inspections and permits compliance officer~~ and the chief  
15 of police, or their respective designees, each has the authority to monitor compliance with  
16 the provisions of this article.

17 (Ord. No. O96-105, § 1, 9-24-96; Ord. No. O12-068, § 4, 8-28-12)

18 **Sec 8-138 Suspension Or Revocation**

19 1. Licenses issued under this article may be revoked or suspended for a period not  
20 to exceed thirty (30) days and the holder of such a license may be fined up to five  
21 hundred dollars (\$500.00) per day per violation or device, plus costs for any of the  
22 following causes:

- 23 1. Any fraud, misrepresentation or false statement contained in the application  
24 for the license.
- 25 2. Any violation by the licensee of ordinance or state statutory provisions  
26 relating to the license, the subject matter of the license, or the premises  
27 occupied.
- 28 3. Conviction of the licensee or manager of any crime described in sections 8-  
29 104, 8-115, 8-127, or 8-130 as applicable.
- 30 4. Failure of the licensee to pay any amount, fine or penalty owing to the city.
- 31 5. The occurrence of two (2) or more disturbances at the premises occupied  
32 within a ninety-day period, or two (2) or more incidents involving injury or  
33 bodily harm to patrons, bystanders or police officers within a ninety-day  
34 period, provided that the mayor finds, upon the recommendation of the  
35 police chief, that as a result of the disturbances or incidents involving injury  
36 or bodily harm a public nuisance exists therein or threat endangering the

- 1 health, safety and welfare of the citizens of the city. This paragraph shall  
2 not apply to a distributor.
- 3 2. Additionally, a distributor's license may be revoked or suspended in accordance  
4 with this section for violating section 8-102.
- 5 3. Such revocation, if ordered, shall not preclude prosecution and imposition of any  
6 other penalties provided for the violation of other applicable ordinances.
- 7 4. Complaints alleging any violation of this article for which the city may suspend or  
8 revoke a license or impose a fine upon a licensee shall be brought in the name of  
9 the city and adjudicated before an administrative hearing officer in the manner set  
10 forth in chapter 3 of this code.

11 (Ord. No. O96-105, § 1, 9-24-96; Ord. No. O12-068, § 4, 8-28-12; Ord. No. O20-032, 5-  
12 26-20)

13 HISTORY  
14 Amended by Ord. [O20-032](#) on 5/26/2020  
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