

Resolution 2022-08

A RESOLUTION OF THE VILLAGE OF HEMINGFORD DESIGNATING AN AGENT TO APPROVE SPECIAL DESIGNATED LIQUOR LICENSES.

WHEREAS, the Village Board of Trustees for the Village of Hemingford, Nebraska has determined that it would be more efficient to designate an agent to approve any special designated liquor license, and

WHEREAS, the designation of an agent to determine whether a special designated liquor license is to be approved or denied by the Village of Hemingford is authorized under §53-124.11 of the Nebraska Statutes, and

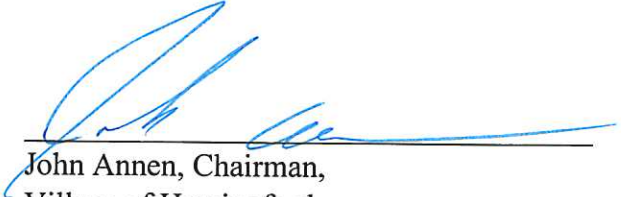
WHEREAS, it is appropriate that the Village Clerk of the Village of Hemingford be that designated agent,

NOW, THEREFORE, BE IT RESOLVED by the Chairman and Trustees of the Village of Hemingford:

1. That by virtue of §53-124.11 of the Nebraska statutes, the Village Clerk of the Village of Hemingford is hereby designated agent for the Village of Hemingford to determine whether a special designated liquor license is to be approved or denied.
2. If the applicant for a special designated liquor license has not previously applied for a special designated liquor license, the designated agent shall refer the application to the Village Board of Trustees to determine if the application should be approved or denied.
3. In determining if the special designated liquor license should be approved or denied, the above-designated agent shall determine that all statutes, rules and requirements affecting said special designated liquor license are complied with and fulfilled prior to approving said license.
4. In the event the designated agent is out of the Village for an extended period of time, the Chairman shall be the designated agent to determine if said license is to be approved or denied.
5. In the event the designated agent determines that unusual or special circumstances are involved in approving or denying said license, including any documented citizen objection or complaint related to alcohol sales and or sales permits by the applicant within the time period of 1 year prior to said application, they shall refer said application to the Village Board of Trustees for approval or denial of said license.
6. In approving or denying said license, the designated agent shall consider all established criteria that has been followed by the Village Board of Trustees previous to this resolution in determining if the license should be granted or denied, and shall


follow any criteria established by the Village Board of Trustees following the passage of this resolution.

7. An applicant for a special designated liquor license that has had the license denied by the designated agent may appeal the determination of the designated agent to the Village Board of Trustees. In order to be heard on appeal by the Village Board of Trustees, the applicant shall file with the Clerk, not later than three (3) days following the denial, a request to be heard by the Village Board of Trustees.
8. The notice of approval or denial of the license shall be forwarded to the Nebraska Liquor Control Commission in the same manner as if the approval or denial was issued by the Village Board of Trustees.
9. This resolution shall be effective the 18th day of October 2022



John Annen, Chairman,
Village of Hemingford

ATTEST:



Barb Straub, Village Clerk
Village of Hemingford