

ORDINANCE NO. 26 -73  
By: Thomas [Signature]

To regulate the sale and serving of food for consumption out of doors during the night season, and repealing Ordinance No. 10-59.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That it shall be unlawful for any person, firm, partnership, association or corporation, being the owner, proprietor, lessee, person in charge, or employee, of any restaurant, drive-in, lunch stand, store, or other place of business, between the hours of 11:30 o'clock P.M. and 6:00 o'clock A.M. of the following morning, to sell or serve, or cause to be sold or served, any food, drink or confection, intended to be consumed on the premises of such restaurant, drive-in, lunch stand, store, or other place of business, outside the building or buildings wherein the business of said seller is conducted, or on the streets or public ways adjacent thereto.

Provided, however, that this ordinance shall not apply to restaurants, drive-ins, lunch stands, stores, or other places of business maintaining lighted and attended parking lots in connection therewith when all parts of said parking lot or lots are located in excess of one hundred twenty-five (125) feet from any property zoned R-3 - Low Density Single Family Residential, R-6 - Medium Density Single Family Residential, R-12 - Low Density Multi-family Residential, R-24 - Medium Density Multi-family Residential, PUR - Planned Unit Residential or OS - Open Space.

Section 2. Any person, firm, partnership, association, or corporation who violates any of the provisions of this ordinance shall, upon conviction thereof, be fined not less than \$10.00 nor more than \$100.00, together with the cost of prosecution.

Section 3. That Ordinance No. 10-59, to regulate the sale and serving of food for consumption out of doors during the night season be and the same is hereby repealed.

Section 4. This ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: November 13th, 1973

[Signature]  
President of Council

Attest:

[Signature]  
Clerk of Council

Approved: November 13th, 1973

[Signature]  
MAYOR

Effective December 14, 1973

*Passed 11-14-73*