

**ARTICLE 751  
Private Clubs**

751.01	Definitions.	751.04	State license required.
751.02	Application for license.	751.05	Prohibitions.
751.03	License fee.		

**CROSS REFERENCES**

Authority to license – see W. Va. Code 8-13-7; 60-7-7  
Private clubs – see W. Va. Code Art. 60-7  
Liquor control – see GEN. OFF. Art. 521

**751.01 DEFINITIONS.**

(a) "Private club" means any corporation or unincorporated association which either:

- (1) Belongs to or is affiliated with a nationally recognized fraternal or veterans organization, which is operated exclusively for the benefit of its members, which pays no part of its income to its shareholders or individual members, which owns or leases a building or other premises, to which club are admitted only duly elected or approved dues paying members in good standing of such corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in such building or on the premises a suitable kitchen and dining facility with related equipment for serving food to members and their guests; or
- (2) Is a nonprofit social club, which is operated exclusively for the benefit of its members, which pays no part of its income to its shareholders or individual members, which owns or leases a building or other premises, to which club are admitted only duly elected or approved dues paying members in good standing of such corporation or association and their guests while in the company of a member and to which club the general public is not admitted, and which club maintains in such building or on the premises a suitable kitchen and dining facility with related equipment for serving food to members and their guests; or
- (3) Is organized and operated for legitimate purposes, which has at least 100 duly elected or approved dues paying members in good standing, which owns or leases a building or other premises, to which club are admitted only duly elected or approved dues paying members in good standing of such corporation or association and

- (b) Authorize or permit any disturbance of the peace; obscene, lewd, immoral or improper entertainment, conduct or practice.
- (c) Sell, give away, or permit the sale of, gift to, or the procurement of any alcoholic liquors, for any minor, mental incompetent, or person who is physically incapacitated due to the consumption of alcoholic liquor, or the use of drugs.
- (d) Sell, give or dispense alcoholic liquors in or on any licensed premises or in any rooms directly connected therewith, between the hours of 2:00 a.m. and 1:00 p.m. on any Sunday.
- (e) Permit the consumption by, or serve to, on the licensed premises, any alcoholic liquors, covered by this article, to any person under the age of twenty-one years of age.
- (f) Advertise in any news media or other means, outside of the licensee's premises, the fact that alcoholic liquors may be purchased thereat.  
(Ord. 120. Passed 4-18-67.)