

Introduced: September 11, 2017
Adopted: September 25, 2017
Effective: October 15, 2017

CITY OF CHARLOTTE

ORDINANCE NO. 2017-07

AN ORDINANCE TO AMEND SECTION 6-3 OF CHAPTER 6 - ALCOHOLIC LIQUORS, AND SECTION 38-2 OF CHAPTER 38 - PARKS AND RECREATION OF THE CODE OF THE CITY OF CHARLOTTE IN ORDER TO PERMIT THE CONSUMPTION OF ALCOHOLIC BEVERAGES IN DESIGNATED AREAS OF CITY PARKS IN CONJUNCTION WITH EVENTS SPONSORED BY NONPROFIT ORGANIZATIONS WITHIN THE CITY OF CHARLOTTE.

Councilmember Bahmer moved the following:

THE CITY OF CHARLOTTE ORDAINS:

1. Section 6-3 of Chapter 6 - Alcoholic Liquors, of the Code of the City of Charlotte, is hereby amended to read as follows:

SEC. 6-3. CONSUMPTION IN PUBLIC.

No alcoholic liquor shall be consumed on the public streets, parks or in any other public places, including any store or establishment doing business with the public not licensed to sell alcoholic liquor for consumption on the premises, except where permitted pursuant to Section 38-2(B). (1993 Code, § 6-3)

2. Sec. 38-2 of Chapter 3 - Parks and Recreation, of the Code of the City of Charlotte, is hereby amended to read as follows:

SEC. 38-2. ALCOHOLIC BEVERAGES.

(A) No person shall bring into or drink in any city park, any alcoholic beverage, except as provided in subsection (B).

(B) City Council may permit the sale and consumption of alcohol in designated areas of city parks in conjunction with events that are sponsored by nonprofit organizations.

(C) A nonprofit organization that desires to sell and/or consume beer and wine in a city park shall make written application to hold such an event to the city clerk. The application shall be on forms provided by the city clerk and shall include the following:

(1) Name, signature, phone number, email contact and address of the applicant;

- (2) Location of the event (i.e., Lincoln Park);
 - (3) Information regarding the type of the event, the dates and times of the event, and the purpose of the event;
 - (4) Description of security measures proposed for the event, including compliance with regulations of the Michigan Liquor Control Commission;
 - (5) Evidence of insurance coverage including the name of the insurance carrier and policy number with a copy of the proof of insurance with minimum liability of \$300,000 for injury or death to one person or more than one person, and \$100,000 in property damage, and insurance coverage for liquor liability under the Liquor Control Act;
 - (6) The application fee in the amount of \$_____. This application fee may be revised, from time to time, upon resolution of the City Council.
- (D) The application shall be accompanied by a copy of the special license for such events obtained from the Michigan Liquor Control Commission.
- (E) The city clerk shall forward the completed application form to the police department and the Department of Public Works for review, prior to submission to the City Council.
- (F) The application shall be considered by the City Council within 30 days of the date of its submission to the city clerk. If the review is not completed within that time frame, the application shall be considered granted.

This ordinance shall become effective 20 days after adoption and that the above ordinance be passed to a second reading.

Second, Mitchell. Carried. (7) Yeas. (0) Nays.

Dated: September 26, 2017.

Timothy M. Lewis, Mayor

Ginger Terpstra, Clerk