

City of Dunnellon
Agenda Summary Form

Meeting Date: March 8, 2020

1. Responsible Department: Community Development
2. Presenter: Matthew Leibfried
3. Recommended Action: Approval is consistent with city code

Subject: Alcohol Waiver for 2021 Boomtown Day, April 10, 2021 9 a.m. – 5 p.m.

Request for Approval Summary Explanation & Background:

In accordance with Code Section 6.8 Waivers for Festival Events, Boomtown Day event organizers are requesting a waiver of Code Section 6-4 to allow the sale and consumption of alcoholic beverages during the event on April 10, 2020, 9 a.m. – 5 p.m. within the barricaded areas as shown on the map to be provided at the workshop (a revision may be necessary for area reduction due to COVID public safety and will be submitted to staff in good faith for approval by Chief McQuaig, Emergency Manager).

The event organizers(s) must also seek City Council permission which is then presented to the State Division of Alcoholic Beverages & Tobacco for permit authorization of sale and consumption of beer and wine.

Sec. 6-8. - Waivers for festival events.

(a) Upon request by organizers of any city-approved festival, ceremony, or celebration, the city council may waive specific sections of the restrictions and prohibitions of this chapter. (b) The waiver shall set forth the specific sections of this chapter being waived, the location, time and other restrictions established by the city in its sole discretion deemed necessary to promote and protect the health, safety and welfare of the public.(c)Any restrictions imposed by the city council shall be strictly enforced and are a precondition to such waiver. Failure to adhere to the restrictions shall vitiate the waiver and all persons violating such restrictions shall be considered in violation of this Chapter (d) There shall be no waiver of sections 6-5 and 6-7.

(Ord. No. 99-08, § 1, 8-9-1999)

Sec. 6-4. - Possession or consumption on public property or on private property without permission.

(a)It shall be unlawful for any person to consume or to have in his possession any alcoholic beverage in a publicly owned park or recreation area or on any public school property within the city.(b)It shall be unlawful for any person to consume or have in his possession any alcoholic beverage in an open container on any public street, thoroughfare, sidewalk, or alley or on any publicly owned, operated, leased or controlled public recreation area or other facility, including parking areas, within the city, nor shall any person except the owner or person placed in charge by the owner consume or have in his possession any alcoholic beverages in an open container on any private property, unless such person is a lawful guest and has the consent of the owner or person in charge of the private property.

(Code 1985, § 3-118)

Procurement Method: N/A

Fiscal Information: N/A

Department Head Approval: *Lonnie Smith*

City Administrator Approval: **digitally signed 2-26-2020 by D. Bowne**

Attorney Review: No