

City of Dunnellon  
Agenda Summary Form

**Meeting Date:** January 5, 2022

1. Responsible Department: Community Development
2. Presenter: Georgina Cid
3. Recommended Action: Waive Sec. 6-4 of the City Code, possession or consumption on public property or on private property without permission, during the hours of 5:00 p.m. to 7:00 p.m. on February 4, 2022, for Application #PZ20220089 for RSAC, restricted to the indoors of 20804 W. Pennsylvania Ave.

**Subject:** Rainbow Springs Artist CO-OP (RSAC) Special Event Permit Application

**Request for Approval Summary Explanation & Background:**

In accordance with Code Section 6.8 Waivers for Festival Events, RSAC event organizers are requesting a waiver of Code Section 6-4 to allow the service and consumption of alcoholic beverages during an event on February 4, 2022 from 5:00 p.m. to 7:00 p.m. indoors at 20804 W. Pennsylvania Avenue, a public building currently leased to RSAC.

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

**Attorney Review:** N/A