

TITLE 8. HEALTH AND SAFETY

ORDINANCE NO. 921

**AN ORDINANCE AMENDING THE STAYTON MUNICIPAL CODE HEALTH AND SAFETY CHAPTER 8.04.055 RELATING TO PROHIBITING CONSUMPTION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY; AND, DECLARING AN EMERGENCY.**

WHEREAS, the City of Stayton presently has a section of Stayton Municipal Code (“SMC”) addressing the use of alcohol on public property and City owned facilities;

WHEREAS, the Stayton City Council previously approved the expansion of the use of alcohol under certain circumstances on public property and in City owned facilities;

WHEREAS, it is the City’s Council’s desire to amend Stayton Municipal Code Health and Safety Chapter 8.04.055 to reflect these changes; and,

WHEREAS, it is appropriate that an emergency be declared as to the enactment of this Ordinance because the decision was made by the Stayton City Council to allow for the use of alcohol under certain circumstances prior to changing the code, and so that it is in full force and effect immediately from and after its enactment by the Stayton City Council.

NOW THEREFORE, the City of Stayton ordains:

SECTION 1. Stayton Municipal Code “Health and Safety 8.04.055” is hereby amended to read:

~~8.04.055 — PROHIBITING CONSUMPTION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY~~

~~No person shall drink or consume alcoholic beverages in or upon any public street or sidewalk, alley, public grounds, parks, City owned facilities and properties, except the Stayton Community Center when a permit for that purpose at that location only, has been properly obtained from the City. The Council may authorize, by lease, the consumption of alcoholic beverages at a City owned facility for which an exclusive lease is granted to a non-profit organization. (Ord. 760, §1, April 1996)~~

- ~~1. Upon application to the City, the City Administrator, pursuant to subsection 2 below, may grant a revocable facility use permit to responsible persons or organizations for an event or activity at which alcoholic beverages may be served and consumed at the Stayton Community Center.~~
- ~~2. The Council shall adopt rules governing facility use permits by Resolution. (Ord. 871, November 22, 2004; Ord. 899, October 1, 2007)~~

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8.04.055 PROHIBITING CONSUMPTION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY

No person shall drink or consume alcoholic beverages in or upon any public street or sidewalk, alley, public grounds, parks, City-owned facilities and properties, except when a permit for that purpose has been issued pursuant to this section.

1. Upon application to the City, the City Administrator or designee may grant a revocable facility use permit to responsible persons or organizations for an event or activity at which alcoholic beverages may be served and consumed in City-owned facilities or on city property.
2. The Council shall adopt rules governing facility use permits by Resolution. (Ord. 921, April 5, 2010; November 22, 2004; Ord. 899, October 1, 2007)

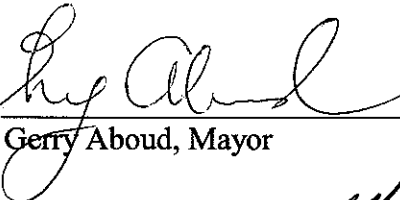
TITLE 8. HEALTH AND SAFETY

SECTION 2. Upon enactment by the Stayton City Council and the Mayor's signing, this Ordinance shall become effective immediately.

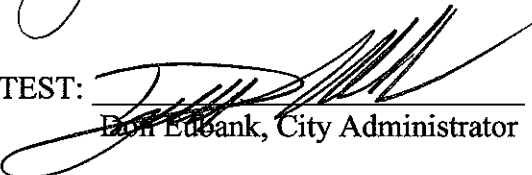
ENACTED BY THE STAYTON CITY COUNCIL on April 5, 2010.

CITY OF STAYTON

Signed: 4/9/2010, 2010

By:   
Gerry Aboud, Mayor

Signed: 4/9/, 2010

ATTEST:   
Don Eubank, City Administrator

APPROVED AS TO FORM:

  
David A. Rhoten, City Attorney