

ORDINANCE NO. 760

AN ORDINANCE AMENDING STAYTON MUNICIPAL CODE TITLE 8., "HEALTH AND SAFETY," SECTION NUMBER 8.04.055, "PROHIBITING CONSUMPTION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY," AND DECLARING AN EMERGENCY.

WHEREAS, the Stayton City Council, in June 1993, adopted an ordinance prohibiting the consumption of alcoholic beverages on public property; and

WHEREAS, it was the decision of the Stayton City Council that, with a facility use permit issued by the city, alcoholic beverages could be served at functions at the Stayton Community Center provided certain conditions were met, including insurance requirements and a cleaning deposit; and

WHEREAS, it has subsequently been found that, while a certain amount of wear and tear will occur with any reasonable use, a disproportionate amount of the damage occurs during activities where alcoholic beverages are being served; and

WHEREAS, the Stayton City Council believes that, except for confirmed scheduled events, alcoholic beverages should be prohibited in this facility to protect and prolong its usefulness to the citizens of this community;

NOW, THEREFORE, the Stayton City Council ordains as follows:

SECTION 1: The Stayton Municipal Code section 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, alley, public grounds, parks, city-owned facilities including the Stayton Community Center, or other public place except for confirmed, scheduled, and committed events under contracts agreed to prior to the effective date of this ordinance.

SECTION 2: It is hereby adjudged and declared that existing conditions are such that this ordinance amending the Stayton Municipal Code sections related to alcoholic

consumption on public property is necessary to serve the public health, safety, welfare, convenience, and environmental amenities of the City of Stayton and the inhabitants thereof, and this ordinance shall be in full force and effect when executed by the mayor.

PASSED BY THE STAYTON CITY COUNCIL this 15th day of April 1996.

Date: 4-19-96 BY: Willmer Van Vleet
WILLMER VAN VLEET, MAYOR

Date: 4/17/96 ATTEST: Thomas L. Barthel
THOMAS L. BARTHEL, City Administrator

APPROVED AS TO FORM

Date: APR 4 1996 David A. Rhoden
DAVID A. RHOTEN, City Attorney