

1 BILL NO. G-14-04-19

2 GENERAL ORDINANCE NO. G- _____

3 AN ORDINANCE AMENDING SECTION
4 97.21(A) POSSESSION, SALE OR
5 CONSUMPTION OF ALCOHOLIC BEVERAGES
6 OF THE CITY OF FORT WAYNE, INDIANA,
7 CODE OF ORDINANCES.

8 WHEREAS, The Fort Wayne Parks and Recreation Special Use Policy
9 provides guidelines for the consumption of alcoholic beverages at
10 certain Fort Wayne Parks and Recreation facilities.

11 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON
12 COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

13 SECTION 1. That Section 97.21 (A) of the Code of Ordinances of the City of
14 Fort Wayne, Indiana, be amended and approved as follows:

15 §97.21 POSSESSION, SALE OR CONSUMPTION OF
16 ALCOHOLIC BEVERAGES.

17 (A) No intoxicants of any kind, including wine, beer, ale,
18 or other alcoholic beverages, shall be brought into a
19 park area, consumed, sold or given away on the premise
20 of any public park, parkway or boulevard strip, except
21 the Botanical Conservatory, the Fort Wayne Children's
22 Zoo, the Foster Park Golf Course Pavilion, Headwaters
23 Park, the Community Center, the Foellinger Theater,
24 Freimann Square, Salomon Farm Park, the Old Fort, the
25 Wells Street Bridge, Robert E. Myers Park; and
26 McMillen Park Community Center and then only with a
27 prior written permit to do so having been received from
28 the Department and the Indiana Alcohol and Tobacco
29 Commission.
30

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney

MEMORANDUM

TO: Fort Wayne City Council

FROM: Perry Ehresman, Parks and Recreation/Deputy Director, Leisure Services

SUBJECT: Amendment /City Ordinance 97.21 (A)- Possession, Sale or Consumption of Alcoholic Beverages

DATE: April 15, 2014

Eleven Parks and Recreation facilities have previously been approved by the Park Board and City Council for alcohol use under "Special Use Policy" guidelines and are "exceptions" in the current City Ordinance 97.21 (A).

The new McMillen Park Community Center Grand Opening is Saturday June 7th. The center has areas available for private rental including: arenas 1 and 2, four multi-purpose rooms and the foyer. Park staff proposes that when these areas are rented for private events/rentals, and the event is not open to the general public, alcohol be allowed in the rented area(s) according to the guidelines below.

Special Use/Alcohol Policy- McMillen Park Community Center

- A. Alcohol may be served in the rented area at private events/rentals which are not open to the general public.
- B. All private events/rentals must use a caterer defined as "a state licensed beer, liquor, and wine restaurant permit holder who is authorized to dispense alcoholic beverages off their licensed premises." and approved by Parks and Recreation. This does not include liquor stores or drug stores that have a three way license.
- C. Permit(s) must be clearly posted at the event.
- D. Alcohol must be served by a licensed bartender.
- E. Uniformed security will be scheduled by Parks and Recreation staff and paid by the rental group at the event.

The above "Special Use/Alcohol Policy" guidelines for alcohol use at the new McMillen Park Community Center was introduced at the March 13, 2014 Park Board Meeting and was discussed and approved at the April 10, 2014 Park Board Meeting:

At the same meeting the Park Board supported amending City Ordinance 97.21 (A) - by adding "McMillen Park Community Center" to the list of park areas in which alcohol is allowed.