ORDINANCE 1534

AN ORDINANCE AMENDING ORDINANCE 9.20.020,
TO PERMIT THE POSSESSION AND CONSUMPTION OF ALCOHOL
IN CITY PARKS UNDER LIMITED CIRCUMSTANCES

WHEREAS, the Common Council of the City of Bluffton has authority under the Acts of the Indiana General Assembly to make all necessary regulations for the preservation of the rights, property, health, safety and welfare of its citizens; and

WHEREAS, the Bluffton Department of Parks and Recreation is a department established under control of the Executive of the City, pursuant to IC 36-4-9-4; and

WHEREAS, Section 9.20.010.A. of the City Code defines Alcohol and Section 9.20.020 of the City Code makes it unlawful to consume an alcoholic beverage in a City Park or to possess in a City Park an alcohol container that has been opened, that has a broken seal, or from which some of the contents have been removed other than in Kehoe Park; and

WHERAS, the Common Council of the City of Bluffton has determined that to allow the possession and consumption of beer and wine in all City Parks for certain events will increase attendance and the use of the City Parks by the citizens of the City, Wells County and surrounding communities; and

WHEREAS, the Common Council of the City of Bluffton has determined that the City's Department of Parks and Recreation is capable of the proper management, supervision and control of the sale, possession and consumption of beer and wine in City Parks.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLUFFTON, INDIANA AS FOLLOWS:

Section 1. Title 9, Chapter 20, Section 020 of the Code of Ordinances of the City of Bluffton, Indiana is hereby repealed and replaced, and following the date of the adoption of this Ordinance, will read as follows:

"9.20.020 ALCOHOL PROHIBITED IN CITY PARKS / EXCEPTIONS

Except for beer and/or wine at selected events hosted or sanctioned by the Bluffton Department of Parks & Recreation to be held at a City Park, in accordance with rules and regulations adopted by the Department Parks & Recreation and approved by a Resolution adopted by the Common Council of the City of Bluffton, it shall be unlawful to consume an alcoholic beverage in a City Park or to possess in a City Park an alcohol container that has been opened, that has a broken seal, or from which some of the contents have been removed."

This Ordinance shall take effect and be in force upon adoption and publication as required by law.

Adopted by the Common Council of the City of Bluffton, Indiana, 2nd day of March, 2021, by the following vote:

AYES 5, to-wit:	NAYS ___, to-wit:	ABSENT ___, to-wit:

Mayor John S. Whicker, Presiding Officer

ATTEST:

Tamara D. Runyon, IAMC, MMC, CPFA
City Clerk-Treasurer

Presented by me to the Mayor of the City of Bluffton, Indiana, at 7:40 o'clock p.m. this 2nd day of March, 2021.

Tamara D. Runyon, IAMC, MMC, CPFA
City Clerk-Treasurer

Approved by me this 2nd day of March, 2021.

Mayor John S. Whicker