***** First Reading *****

AGENDA ITEM

TO: Mayor and City Council

FROM: David Watson, City Manager

DATE: March 2, 2011

RE: Repealing Drinking in Public for Chamber of Commerce Independence Day Celebration

Issue:

The annual Cameron Chamber of Commerce Independence Day Celebration will be held in Cameron, Mo. on July 1 and July 2, 2011. As in the past, Cameron Chamber of Commerce would like to allow the consumption of malt liquor and wine for barbecue contestants and their associates in the public street right-of-ways as defined in a separate Ordinance. They also request the sale and consumption of malt Liquor and wine within a designated area of McCorkle Park. This Bill is required as a companion to Bill No.'s as it allows public consumption. The dates and times of sales and consumption are regulated under the companion Bill's.

Recommendation:

Staff recommends that Council approve the attached Ordinance that allows public consumption during designated dates and times within designated areas.

Bill 2011-21

AN ORDINANCE REPEALING SEC. 6-115. DRINKING IN PUBLIC ALLOWED, OF DIVISION 1. GENERALLY, OF ARTICLE V. ALCOHOLIC BEVERAGES, OF CHAPTER 6 LICENSES AND BUSINESS REGULATIONS OF THE CAMERON CITY CODE

WHEREAS, the annual Independence Day Celebration held in Cameron has entailed operation of a beer garden in McCorkle Park in conjunction with the Cameron Chamber of Commerce; and

WHEREAS, Council desires to establish hours of operations for events which include the sale and consumption of alcohol in the Park; and

WHEREAS, Council has concluded it is prudent to establish said hours from 5:00 p.m. to 11:00 p.m. daily.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, AS FOLLOWS:

Section 1 Repeal Sec. 6-115. Drinking in public allowed. of Division 1. Generally, of Article V. Alcoholic Beverages, of Chapter 6 Licenses and Business Regulations of the Cameron City Code and enact a new Sec 6-115 as follows:

Sec. 6-115. Drinking in public allowed.

During the Fourth of July Celebration (dates and times to be determined by C ouncil), malt liquor, and wine, as defined by section 6-111, may be sold and consumed during the hours and dates approved by Council, as established by this section, section 6-113 notwithstanding, by licensed vendors at the following public locations, where sale and consumption shall not constitute a violation of section 6-114, drinking in public:

Locations: A designated area in McCorkle Park; and the rights-of-way extending to the centerline adjacent to McCorkle Park of Third Street from Chestnut Street to Cherry Street; Chestnut Street from Third Street to Fourth Street; and Cherry Street from Third Street to Fourth Street; and, Cherry Street full right-of-way from Third Street south to the first alley south of Third Street.

Operation of a "beer garden" on said premises shall not constitute a violation of section 6-114, drinking in public, nor shall it constitute a violation of section 6-116, premises open to public view; obstructing or obscuring interior, each of which said ordinances shall otherwise remain in full force and effect but for the afore described locations and dates.

Section 2. The Mayor is authorized to sign this Ordinance approving it on behalf of the City.

Section 3. The City Clerk is directed to attest to the Mayor's signature.

Section 4 . This ordinance shall be in full force and effect from and after the date of its passage and approval.

Passed and approved on first reading this 7th day of March 2011.
Passed and approved on second reading this _____ day of _____ 2011.
Passed and approved on third and final reading this _____ day of _____ 2011.

_____
Mayor Dennis M. Clark

ATTEST:

_____
City Clerk