

ORDINANCE NO. 09 - 2023

AN ORDINANCE OF THE CITY OF BERE, KENTUCKY, ADDING SECTION 56.006 TO THE CODE OF ORDINANCES, PROVIDING FOR RULES AND REGULATIONS FOR THE MANAGEMENT OF ALCOHOL SALES AND SERVICE FOR ORGANIZED CIVIC OR COMMUNITY EVENTS AND ORGANIZED PRIVATE ACTIVITIES, AND PROVIDING FOR DEFINITIONS FOR SUCH EVENTS.

WHEREAS, Berea City Code Sections 56.001-56.005, enacted by Ordinance No. 05-2023, provides for the regulation of the sale of alcohol and the licensed sale and traffic of alcoholic liquors and beverages within the boundaries of the City of Berea; and

WHEREAS, the City Council deems it necessary to regulate the management of alcohol sales and service for organized civic or community events, as well as organized private activities on City owned or controlled property;

NOW, THEREFORE, the City Council of the City of Berea does ordain as follows:

SECTION I

That the Code of Ordinances of the City of Berea be amended by the addition of Section 56.006, such Section to read as follows:

§ 56.006 ALCOHOL MANAGEMENT FOR ORGANIZED CIVIC OR COMMUNITY SPONSORED EVENTS

(A) (1) An "organized civic or community-sponsored event" means a public gathering of broad appeal where citizens are invited and encouraged to attend that is sponsored or acknowledged by the City of Berea, or is located on property owned or controlled by the City of Berea, including any convention, conference, celebration, pageant, parade, festival, fair, public display, commemoration, or other type of public assemblage conducted for the benefit and enjoyment of the general public.

(2) An "organized private activity" means any assembling or congregating of people on City owned or controlled property, to include the Tolle Building and the adjacent pavilion area, which has been specifically permitted by the Mayor or other appropriate City officer.

- (B) For all organized civic or community-sponsored events, and for all organized private activity, for which the sponsor intends to include the serving of alcoholic beverages pursuant to Kentucky law, the following policies will apply:
- (1) All such events shall require an event permit issued by the City of Berea signed by the Mayor, and subject to the following policies and any special provisions or limitations placed thereon by the Mayor. This is an event permit and not a City alcohol license.
 - (2) There shall be no fee required for an application for an event permit.
 - (3) Any alcohol vendor shall have all necessary applicable Kentucky and City alcohol licenses.
 - (4) Any sponsor of an organized civic or community-sponsored event shall require its alcohol vendors to comply with these policies.
 - (5) All alcohol vendors at an organized civic or community-sponsored event shall obtain an event permit from the City of Berea as set out in (1) above. This requirement includes temporary licensees for fairs and festivals pursuant to KRS 243.260, microbreweries, distilleries, and small farm wineries (See 804 KAR 4:251).
 - (6) The event permit shall include:
 - a. Specification of the area in which alcohol may be served, and may require limited access to such site, such as within a fence or other visible barrier, with designated entrances and exits.
 - b. Provision for adequate signage to be posted regarding the area designated for alcohol sales and ID checking policies.
 - c. Requirement that all staff and volunteers be trained in alcohol policies and procedures, and attend a responsible beverage serving training class approved by the City, pursuant to Berea City Code § 56.020.
 - d. Provide that alcohol sales shall be permitted only for certain hours during the event, and shall cease thirty (30) minutes prior to the end of the event.
 - e. Provide that no one under the age of twenty-one (21) years will be allowed to purchase, possess, or consume alcohol at the event.
 - f. Provide for such security as the Mayor may require.
 - g. Provide for a liability insurance policy covering the vendor for public liability during the event for a minimum of \$1,000,000.00.
 - (7) No alcohol sales shall be permitted in Memorial Park on Jefferson Street.

SECTION II

SECTION II

All ordinances or parts of ordinances in conflict herewith are repealed. This ordinance shall be published according to law.

FIRST READING: September 5, 2023.

SECOND READING AND ENACTMENT: November 7, 2023.

APPROVED BY:



Bruce Fraley, Mayor

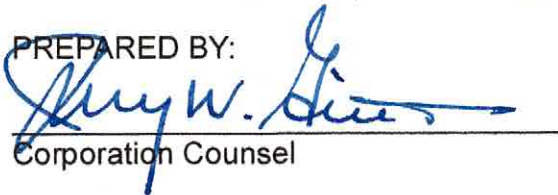
ATTEST:



Clerk of the City Council

Published this 8 day of November, 2023.

PREPARED BY:



Corporation Counsel