



# City Council Agenda Item Summary Report

**Meeting Date:** January 21, 2020

**Submitted by:** Jon Thatcher, City Attorney

Consent	Public Hearing	Action Item X
<b>Item Title:</b> Discuss and consider an Ordinance amending Chapter 8 of the City of Forney Code of Ordinances regarding the consumption of alcoholic beverages in public places for special events purposes.		

**How this item ties-in with the City’s Mission, Vision and Values:** We are open to new ideas and acceptive to create solutions to all challenges. [Visionary].

### Summary Statement

As part of the Vision 2025, the City Council has given direction to staff to look into ways to expand the use of the Spellman Amphitheater for concerts and various events as well as bring more special events to the downtown area.

Since then, the Council approved an ordinance in June of 2019 that would allow for the sale and consumption of alcoholic beverages in conjunction with a Special Event at the Spellman Amphitheater and other park facilities and allow the City Manager to grant a variance for the sale of alcoholic beverages in the downtown area during a special event.

The City has held two downtown special events since the change to the City’s Code of Ordinances. Staff has determined that it would be beneficial to propose an additional change to the City’s Code, specifically in Chapter 8 to clarify that the consumption of alcoholic beverages in public places (to specifically include public streets and any public place adjacent to a public street in the city) is allowable when it is done in conjunction with a special event. Currently, the Code of Ordinances distinguishes between consumption of an alcoholic beverage in a public street, right of way, or alley and public place adjacent to a public street, right of way or alley. To help avoid confusion, these areas are being combined to better apply the exceptions to the prohibition.

It also would include a restatement that the consumption is only allowable for alcoholic beverages that are sold or dispensed by a holder of a valid alcoholic beverage permit at the special event and that a police officer has the authority and discretion to arrest any person in violation of the ordinance.