

CITY OF LOCK HAVEN
FILE OF CITY COUNCIL
SESSION OF 2019: ORDINANCE NO. 2019-02

ORDINANCE NO. 2019-02: AN ORDINANCE AMENDING CHAPTER 170 OF THE CODE
OF ORDINANCES "ALCOHOLIC BEVERAGES" TO PERMIT THE GRANTING OF
EXCEPTIONS

SECTION 1 AMENDING SECTION 170-2

Except as may be permitted by the City upon the filing of a request for a permit, it shall be unlawful, within the City of Lock Haven, for any person to drink ~~liquor or malt or brewed~~ alcoholic beverages upon any public street, public sidewalk, public municipal parking lot, private parking lot open to public use or public park, ~~or in any vehicle being operated or parked thereon~~, or to possess an open container in the same. The City's authority to grant exceptions to the requirements of this ordinance is limited by all applicable statutory or regulatory provisions of the Commonwealth.

SECTION 2 AMENDING SECTION 170-3

It shall be unlawful, within the City of Lock Haven, for any person to have ~~in such person's possession or in a vehicle~~ **operated or parked** under such person's control any open container containing ~~liquor or malt or brewed~~ **alcoholic** beverages upon any public street, public sidewalk, public municipal parking lot, private parking lot open to public use or public park, **or to drink liquor or malt or brewed beverages therein.**

SECTION 3 PERMITS AND FEES

A permit application for exceptions for the public consumption of alcohol on any street, sidewalk, municipal parking lot, private parking lot open to public use or public park must be filed with the City Manager or designee and accompanied by the fee set from time to time by resolution of Council. All permits must be approved by City Council and will only become valid when accompanied by a Special Occasion Permit or Off-Premises Catering Permit issued to the applicant by the Pennsylvania Liquor Control Board.

SECTION 4. EFFECTIVE DATE.

This ordinance shall take effect twenty days (20) days following its final passage and adoption.

INTRODUCED BY COUNCIL MEMBER: Byerly
PASSED CITY COUNCIL FIRST READING: April 1, 2019
PASSED CITY COUNCIL SECOND READING: _____

**CITY OF LOCK HAVEN, PENNSYLVANIA APPLICATION FOR EXCEPTION
TO CHAPTER 170 OF THE CODE OF ORDINANCES: "OPEN CONTAINER"**

EVENT SPONSOR CONTACT INFORMATION

Contact Name & Title:

Organization:

| | | | |
|----------------------|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| Street Address | City | State | Zip |

| | |
|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> |
| Phone | Email |

SPECIAL EVENT INFORMATION

Special Event Name:

Special Event Purpose/Description (Attach additional sheet if necessary):

| | | | | | |
|-----------------|----------------------|------|----------------------|----|----------------------|
| Date of event: | <input type="text"/> | From | <input type="text"/> | To | <input type="text"/> |
| Time of event: | <input type="text"/> | From | <input type="text"/> | To | <input type="text"/> |
| Alternate date: | <input type="text"/> | From | <input type="text"/> | To | <input type="text"/> |
| Alternate time: | <input type="text"/> | From | <input type="text"/> | To | <input type="text"/> |

Property (parks, buildings) Requested:

Streets Requested:

| Street | From | To |
|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> |

Approximate number of people attending event:

Have the State Police been notified of the event? Yes No

PSP Contact Name: Title: Date:

Will security be provided for the event? Yes No

Security Contractor:

Contact Name: Title: Date:

APPLICANT SIGNATURE:

The event sponsor shall indemnify, save harmless, and defend (if requested) the City of Lock Haven and its officers, agents and employees from any and all claims, suits, or actions for injuries, death and/or property damage arising out of special event identified in this permit where the claim, suit or action was caused by the event sponsor, its officers, agents, and employees, the event participants, support staffs, event officials, volunteers, medical support, technical support, media vehicles, event communications staffs, the traveling public, general public, or spectators.

A certificate of insurance must be provided showing: (a) public liability insurance for bodily injury and property damage in the minimum amount of two hundred fifty thousand (\$250,000) per person and one million dollars (\$1,000,000) per occurrence to cover any loss that might occur as a result of the permitted use of the property requested or that might otherwise arise out of or be connected with the event; (b) occurrence-based coverage; and (c) City of Lock Haven named as an additional insured. The event sponsor warrants the information in the insurance certificate is accurate.

The event shall be property secured with proper security and safety measures taken to protect the event participants, support staffs, event officials, volunteers, medical support, technical support, media vehicles, maintenance and protection services, the traveling public, event communications staffs, the general public, and spectators. Proper emergency medical services shall be available. The event shall provide, at its own expense, for trash and recycling receptacle for use during the event by those in attendance. The area in which alcohol may be consumed on public property approved by exception must be clearly marked to those in attendance with “no alcohol beyond this point” signs at all exits from the event.

An approval of this permit does not supersede State law including the sale of alcohol required by a licensed entity or consumption of alcohol by anyone under the age of 21.

SPONSOR

WITNESS

| | | | |
|----------------------|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
|----------------------|----------------------|----------------------|----------------------|

PRINT NAME

TITLE

PRINT NAME

TITLE

| | | | |
|----------------------|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
|----------------------|----------------------|----------------------|----------------------|

SIGNATURE

DATE

SIGNATURE

DATE

**CITY OF LOCK HAVEN, PENNSYLVANIA PERMIT FOR EXCEPTION
TO CHAPTER 170 OF THE CODE OF ORDINANCES: "OPEN CONTAINER"**

EVENT AND SPONSOR CONTACT INFORMATION

Contact Name & Title:

Organization:

Special Event Name:

| | | | | | |
|----------------|----------------------|------|----------------------|----|----------------------|
| Date of event: | <input type="text"/> | From | <input type="text"/> | To | <input type="text"/> |
| Time of event: | <input type="text"/> | From | <input type="text"/> | To | <input type="text"/> |

CITY OF LOCK HAVEN:

Application and event details reviewed and approved for submission to Council by _____ Application and event details reviewed and approved for submission to Council by _____

| | | | |
|---------------|-----------------|-----------------|--------------------------|
| Kristin Smith | Chief of Police | Anthony Stopper | Director of Public Works |
| PRINT NAME | TITLE | PRINT NAME | TITLE |

| | | | |
|----------------------|----------------------|----------------------|----------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |
| SIGNATURE | DATE | SIGNATURE | DATE |

| | |
|--|----------------------|
| Submitted to Council for consideration | Date |
| Approval granted by City Council | <input type="text"/> |
| Notification sent to applicant and request of items below: | <input type="text"/> |

PRIOR TO THE ISSUANCE OF THE PERMIT, THE FOLLOWING MUST BE RECEIVED BY THE CITY:

| | | |
|--------------------------|--|----------------------|
| <input type="checkbox"/> | Proof of issuance of PLCB Special Occasion Permit or PLCB Off-Premises Catering Permit regarding the event | Date Rec'd. |
| <input type="checkbox"/> | Certificate of Insurance naming the City of Lock Haven as an additional insured. | <input type="text"/> |
| <input type="checkbox"/> | If the event is taking place on a State road, an approved PennDOT Form TE-300 | <input type="text"/> |

Gregory J. Wilson, City Manager _____

Issuance Date of Permit to Applicant: