



ALCOHOL PROCESSION IN CITY OF AUSTIN PARKS

DECEMBER 10, 2013
PARKS AND RECREATION BOARD

Presented by:
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Applicable City Code Chapters

Chapter 8-3 Restriction on Food, Beverages
and Containers

- 8-3-1 Alcohol Beverages Prohibited
- 8-3- 2 Designation of Prohibition on Alcohol
- 8-3-5 Temporary Sale of Beverages and Food
- 8-3-9 Notice of Prohibitions
- 8-3-10 Review of Prohibitions by Board

Chapter 4-9 Restrictions on Alcoholic Beverages

Applicable City Code Chapters

Chapter 4-9 Restrictions on Alcoholic

- 4-9-1 Definitions
- 4-9-2 Construction Consistent with Law
- 4-9-3 Restrictions on Sale or Use of Alcohol
- 4-9-4 Minimum Distances from Certain Uses
- 4-9-9 Restrictions on Sale or Consumption During Certain Times
- 4-9-10 Permit Fees and Issuance
- 4-9-11 Consumption of Alcoholic Beverages in Designated Areas Prohibited

8-3-1 Alcohol Beverages Prohibited

Except as provided in Section 8-3-5, a person may not knowingly sell, possess, or consume an alcoholic beverage in:

- (1) the fenced, enclosed area surrounding a swimming pool in a park, or within 100 feet of an enclosed swimming pool in a park;
- (2) a recreation facility or adjacent outdoor area that is part of the recreation facility including a field, playground, parking lot, play slab, or playscape;
- (3) All or part of a park or playground designated by the director as being an area in which the sale, possession or consumption of alcohol is prohibited;
- (4) The playing area or dugout area of an athletic field;
- (5) A school district/playground area; or
- (6) A nature preserve

Current Proposed Prohibition of consumption without a temporary permit

Dictated by 8-3-1 Alcohol Beverages Prohibited

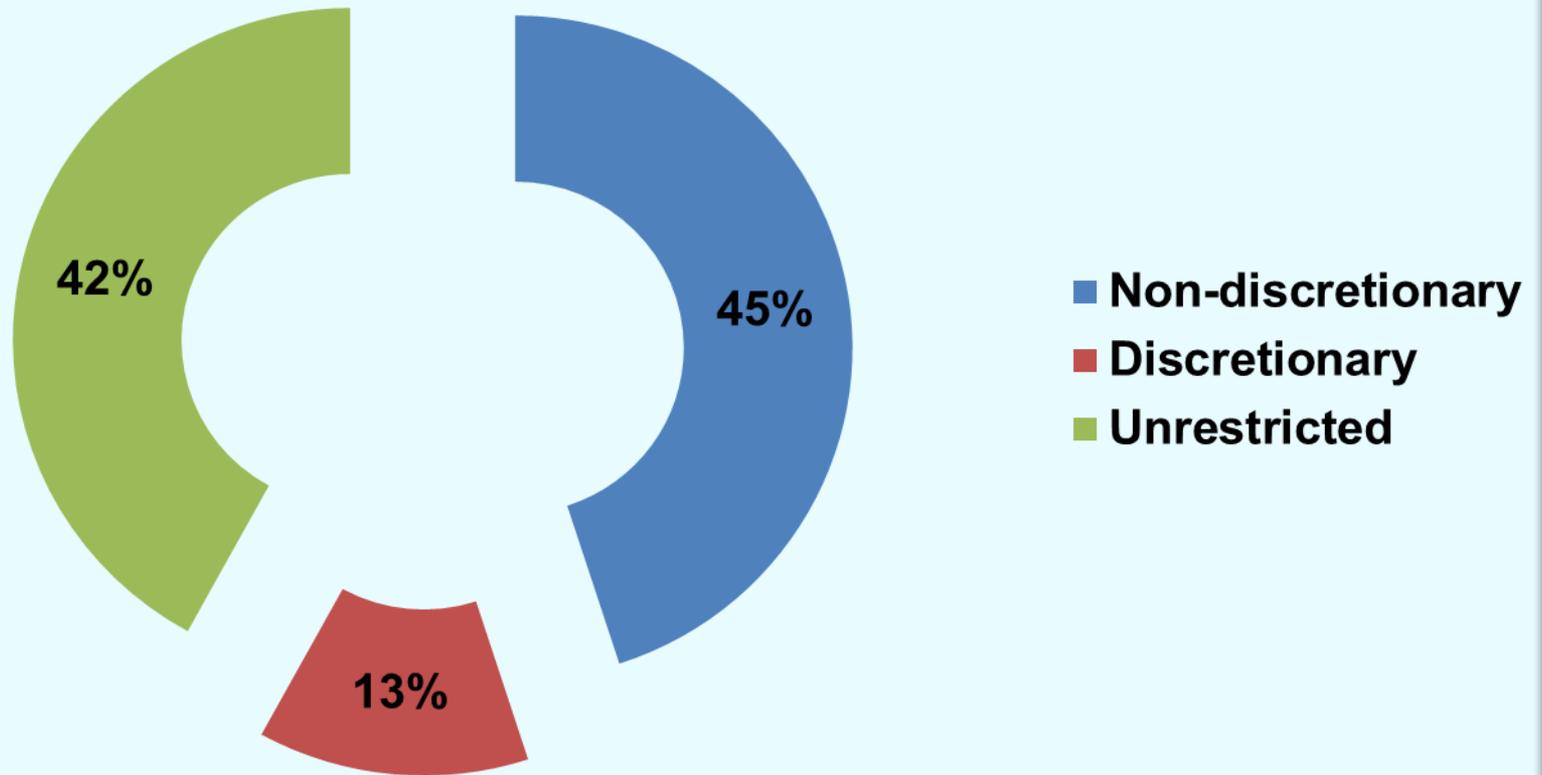
- In and around swimming pools
- In and around splash pads
- In and around recreation centers
- In and around playgrounds
- In and around athletic fields
- In and around jointly owned/managed school parks
- In and around preserves/greenbelts

8-3-2 Designation of Prohibition on Alcohol

- (A) The director may designate all or part of a park, playground or nature preserve as an area in which the sale, possession, or consumption of alcohol is prohibited
- (B) In making a designation under Subsection (A), the director may consider:
 - (1) the nature and use of the area;
 - (2) the use of surrounding land
 - (3) the relationship between the area and the surrounding community
 - (4) a problem caused by sale, possession, or consumption of alcohol in the area; and
 - (5) other factors the director determines are relevant

8-3-2

Designation of Prohibition on Alcohol



Current Proposed Prohibition of consumption without a temporary permit

Director recommended as authorized by

8-3-2 Designation of Prohibition on Alcohol

- Within green belts
- Within “downtown squares” not designated as event sites
- Within specified neighborhood parks
- Within Botanical Gardens

* Complete list provided

Director Designation considerations

- Green belts primarily “secluded areas” are attractive to deviant behaviors
- Downtown squares because of their location next to businesses
- Neighborhood parks out of respect to surrounding community
- Botanical Gardens desire to control consumption due to family use and programming elements

Alcohol Permitted

- In parks and facilities not meeting the criteria listed in
8-3-1 Alcohol Beverages Prohibited
- In parks and facilities not specifically designated by the director as alcohol free as authorized by
8-3-2 Designation of Prohibition on Alcohol
- Examples
 - Metropolitan Parks
 - District Parks
 - Zilker Clubhouse
 - Golf Courses
 - Designated Event Sites

Alcohol Consumption Permitted

In accordance with 8-3-5 Temporary Sale of Beverages and Food, the Director may authorize the temporary sale, possession, or consumption of alcoholic beverages in a park or public recreation area. An authorization issued under this subsection may not exceed a 48 hour period.

In making a recommendation or decision, the director shall consider:

- (1) the impact on the surrounding neighborhood
- (2) a problem related to the sale, possession or consumption of alcohol
- (3) a clean-up agreement made by the person requesting the authorization; and
- (4) Citizen input determined relevant by the director

Parks and Recreation Action Plan

In accordance with **8-3-9 Notice of Prohibitions**

- Inventory parks to determine signage needs
- Identify funding for manufacturing or replacement
- Create timeline for installation

In accordance with **8-3-10 Review of Prohibitions by Board**, allow feedback regarding the designation of areas in which a person may not possess, sell or consume alcohol.

Parks Board Action

Make a recommendation to the Parks and Recreation Department Director regarding suggested parks where alcohol consumption, sale or possession without a temporary authorization permit is prohibited