

ORDINANCE NO. 36-2019

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AMENDING CHAPTER 6 OF THE TOWN CODE OF ORDINANCES, ALCOHOLIC BEVERAGES, AT SECTION 6-9, RELATING TO THE PROHIBITION OF CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES, AT SUBSECTION (3) SO AS TO PROVIDE AN ADDITIONAL EXCEPTION PROVIDING THAT PATRONS OF SEAVIEW PARK MAY CONSUME ON THE SEAVIEW PARK PROPERTY, ALCOHOLIC BEVERAGES THAT ARE SERVED IN CONJUNCTION WITH FACILITY RENTALS IN SEAVIEW PARK WITH THE APPROVAL OF THE TOWN MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PALM BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

Section 1. Chapter 6 of the Town Code of Ordinances relating to Alcoholic Beverages is hereby amended at Section 6-9 to read as follows:

"Sec. 6-9. Prohibition of consumption of alcoholic beverages in public places.

Within the town, it shall be unlawful for any person to consume alcoholic beverages:

- (1) On the public streets, sidewalks, highways and other rights-of-way, with the exception that patrons seated outdoors in conjunction with a permitted restaurant may consume alcoholic beverages.
- (2) On the beaches located within the town.
- (3) In public parks,
 - a. With the exception that patrons of the par three municipal golf course may consume, on the par three municipal golf course property, alcoholic beverages which are sold on the premises of the par three municipal golf course.
 - b. With the exception that the patrons of Seaview Park may consume on the Seaview Park property, alcoholic beverages that are served in conjunction with a facility rental, with approval by the Town Manager.
- (4) In motor vehicles or trailers.”

Section 2. Severability.

If any provision of this Ordinance or the application thereof is held invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect without the invalid provisions or applications, and to this end the provisions of this Ordinance are hereby declared severable.

Section 3. Repeal of Ordinances in Conflict.

All other ordinances of the Town of Palm Beach, Florida, or parts thereof which conflict with this or any part of this Ordinance are hereby repealed.

Section 4. Codification.

This Ordinance shall be codified and made a part of the official Code of Ordinances of the Town of Palm Beach.

Section 5. Effective Date.

This Ordinance shall take effect immediately upon its passage and approval, as provided by law.

PASSED AND ADOPTED in a regular, adjourned session of the Town Council of the Town of Palm Beach on first reading this 14th day of August, 2019, and for second and final reading on this 10th day of September, 2019.

Gail L. Coniglio, Mayor

Danielle H. Moore, Town Council President

Margaret A. Zeidman, Council President Pro Tem

Julie Araskog, Town Council Member

ATTEST:

Lewis S.W. Crampton, Town Council Member

Kathleen Dominguez, Town Clerk

Bobbie Lindsay, Town Council Member