

ORDINANCE NO. 2016-

**AN ORDINANCE REVISING CHAPTER 90.01 OF THE TOWN OF ZIONSVILLE
CODE OF ORDINANCES REGARDING ALCOHOLIC BEVERAGES**

WHEREAS, The Town has entered into an Agreement with Maplelawn Farmstead, Inc. to lease certain premises generally described as Maplelawn Farmstead (“Leased Premises”) for the purposes of a period farm museum, administrative office, public event space and related uses of the Maplelawn Farmstead, Inc.; and

WHEREAS, the Town wishes to allow Maplelawn Farmstead, Inc. to have the exclusive right and obligation to manage the furnishing of alcoholic beverages upon the Leased Premises by a Concessionaire or Caterer, subject to all laws, policies, rules and regulations established by the Owner, Boone County, Indiana, and the State of Indiana; and

WHEREAS, the Town also wishes to allow the Town to have the exclusive right and obligation to manage the furnishing of alcoholic beverages property designated as Town Hall by a Concessionaire or Caterer, subject to all laws, policies, rules and regulations established by the Town, Boone, Indiana, and the State of Indiana; and

WHEREAS, the Town Council wishes to amend Chapter 90.01 of the Town of Zionsville Code of Ordinances regarding the use of alcoholic beverages in public places to allow for such additional venues designated as Maplelawn Farmstead and Town Hall.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the Town Council of the Town of Zionsville, Boone County, Indiana:

Section 1. **Alcoholic Beverages in Public Places.** Section 90.01 shall be revised as follows in bold:

(A) It shall be unlawful for any individual to consume alcoholic beverages in any public place within the corporate limits of the town **unless specifically excluded by subsection below.**

(B) For the purposes of this section, the term *Public Place* is hereby defined to be any government-owned building, within the corporate limits of the town and/or the streets, alleys, lands, parks and any other municipally-owned, operated or leased property of the town.

(C) **The following properties or activities shall be specifically excluded from this prohibition:**

(1) **Annual Town Street Dance.** The otherwise lawful consumption of alcoholic beverages during the annual town street dance is hereby specifically excluded from the provisions of this section.

(2) **Town Approved Festival Events.** Any other individual and/or organization ~~may be excluded from the provisions of this section,~~ upon **prior** written application to and written approved approval **from the Mayor or Deputy Mayor** may be specifically excluded from the provisions of this section.

(3) **Zionsville Golf Course.** The otherwise lawful sale and consumption of alcoholic beverages at the Zionsville Golf Course, so long as it is park property and, thus, a Public Place as defined herein, during its regular business hours is hereby specifically excluded from the provisions of this section.

(4) **Maplelawn Farmstead.** The furnishing of alcoholic beverages upon the premises known as Maplelawn Farmstead by a Caterer, subject to all laws, policies, rules and regulations established by the Town; Boone County, Indiana; and the State of Indiana is hereby specifically excluded from the provisions of this section.

(5) **Town Hall.** The furnishing of alcoholic beverages upon the premises known as Town Hall by a Caterer, subject to all laws, policies, rules and regulations established by the Town; Boone County, Indiana; and the State of Indiana is hereby specifically excluded from the provisions of this section.

Section 2. Construction of Clause Headings. The clause headings appearing herein have been provided for convenience and reference and do not purport and shall not be deemed to define, limit or extend the scope or intent of the clause to which they appertain.

Section 3. Repeal of Conflicting Ordinances. The provisions of all other Town ordinances in conflict with the provisions hereof, if any, are no further force or effect and are hereby repealed.

Section 4. Severability. If any part of this Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remainder of this Ordinance.

Section 5. Duration and Effective Date. The provisions of this Ordinance shall become and remain in full force and effect and until its repeal by ordinance.

DULY PASSED AND ADOPTED this _____ day of _____ 2016,
by the Town Council of the Town of Zionsville, Boone County, Indiana, having been passed by a
vote of _____ in favor and _____ opposed.

**TOWN COUNCIL OF THE TOWN OF ZIONSVILLE,
BOONE COUNTY, INDIANA**

	YEA Signature	NAY Signature
Susana Suarez, President		
Elizabeth Hopper, Vice President		
Kevin Spees, Member		
Bryan Traylor, Member		
Thomas Schuler, Member		
Jeff Papa, Member		
Josh Garrett, Member		

I hereby certify that the foregoing Resolution was delivered to Town of Zionsville Mayor Timothy R. Haak on the _____ day of _____ 2016, at _____ m.

ATTEST: _____
Amelia Anne Lacy, Director,
Department of Finance and Records

MAYOR'S APPROVAL

Timothy R. Haak, Mayor

Date

MAYOR'S VETO

Timothy R. Haak, Mayor

Date