

ORDINANCE NO.: 2021 - 3

**AN ORDINANCE TO REGULATE THE USE OF THE CITY OF OZARK,
ALABAMA'S ENTERTAINMENT DISTRICT.**

BE IT ORDAINED by the City Council of the City of Ozark, Alabama in Regular Session sitting as follows:

WHEREAS, this council has heretofore established a Downtown Entertainment District (Entertainment District) as permitted by Title 28, Code of Alabama, 1975, as amended, and;

WHEREAS, the geographical boundaries of such district have been amended by this Council and the present configuration of the District is on file with the City Clerk as a public record, and;

WHEREAS, the Council from time to time activates the Entertainment District for downtown special events and activities, and;

WHEREAS, this Council desires to have uniform requirements for the operation and control of the Entertainment District whenever the use of the District is authorized;

NOW THEREFORE,

1. During all times that the Entertainment District of the City of Ozark is in use, the boundaries of said District shall be marked such that the public shall know the boundaries thereof.
2. The privileges associated with the use of the Entertainment District shall cease at midnight on any day the use of the District is authorized.
3. All on-premise licensees of the Alabama Alcoholic Beverage Control Board located within the Entertainment District shall serve alcoholic beverages only in plastic or paper containers prominently bearing the name of such licensee or a trade logo adopted by said licensee located thereon.
4. It shall be unlawful for any person to consume or possess, either actually or constructively, within the Entertainment District any alcoholic beverages which were not purchased or otherwise acquired from an on-premise licensee of the Alabama Alcoholic Beverage Control Board located within the boundaries of the Entertainment District. Any person arrested and subsequently convicted in Ozark Municipal Court, of being in violation hereof, shall be punished with a fine of not less than Twenty five Dollars

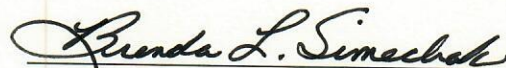
(\$25.00) nor more than Two Hundred Fifty Dollars (\$250.00) at the discretion of the Municipal Judge. A person consuming or possessing alcoholic beverages not contained in a plastic or paper cup provided by an on-premise licensee within the Entertainment District is presumed to be in violation of this ordinance.

5. It shall be unlawful for any person to bring any alcoholic beverage into or carry such beverages across the boundaries of the Entertainment District which were not purchased from licensees within the Entertainment District. Any person arrested and subsequently convicted in Ozark Municipal Court, of being in violation hereof, shall be punished with a fine of not less than One Hundred Dollars (\$100.00) nor more than Three Hundred Dollars (\$300.00) at the discretion of the Municipal Judge.

6. This Ordinance shall become effective immediately after its adoption and publication as required by law.

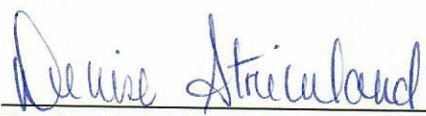
ADOPTED AND APPROVED by the City Council of the City of Ozark, Alabama, this the 16th day of March, 2021.

THE CITY OF OZARK, ALABAMA


Brenda Simechak, Council President


Mark Blankenship, Mayor

ATTEST:


Denise Strickland, City Clerk