

ORDINANCE NO. 14,899

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,947 passed May 7, 2001, by amending Section 74-92, relating to consumption of alcohol/intoxication in park facilities.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,947 passed May 7, 2001, is hereby amended by amending Section 74-92, relating to consumption of alcohol/intoxication in park facilities, as follows:

**Sec. 74-92. Consumption of alcohol; intoxication.**

- (a) It is unlawful for any person to use, possess or consume beer, wine or alcoholic liquor in any city park, including all park roads and parking areas in parks, except by issuance of a permit and either:
  - (1) approval of the park and recreation board; or
  - (2) such use, possession or consumption is enclosed in park shelters at the following locations: Greenwood Park, MacRae Park, or Birdland Park; or
  - (3) such use, possession or consumption is within Gray's Lake Park Overlook Terrace; or
  - (4) such use, possession or consumption is within the park between Tenth and Fifteenth Streets and Grand Avenue and Locust Street a/k/a "Western Gateway Park".
- (b) The permit must be obtained from the park and recreation director.
- (c) No keg beer or alcoholic liquor is allowed except under a liquor control license and approval of the park and

recreation board, except that park and recreation board approval is not required for use, possession or consumption within "Western Gateway Park".

- (d) No person shall be intoxicated or simulate intoxication in a city park.

Sec. 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Ann DiDonato, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 09-1875), passed by the City Council of said City at a meeting held October 12, 2009 signed by the Mayor on October 12, 2009 and published as provided by law in the Business Record on October 26, 2009. Authorized by Publication Order No.6860.

Diane Rauh, City Clerk