

04/12/2013

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO AMEND DIVISION 3 OF ARTICLE II, CITY PARKS, OF CHAPTER 74, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE CITY OF ROCHESTER HILLS, OAKLAND COUNTY, MICHIGAN, TO MODIFY REGULATIONS GOVERNING ALCOHOLIC BEVERAGES ON MUSEUM GROUNDS, TO REPEAL CONFLICTING OR INCONSISTENT ORDINANCES, AND TO PRESCRIBE A PENALTY FOR VIOLATIONS.

THE CITY OF ROCHESTER HILLS ORDAINS:

Section 1. Division 3 of Article II of Chapter 74 of the Code of Ordinances of the City of Rochester Hills shall be amended as follows:

**Sec. 74-101. Alcoholic liquors.**

It shall be unlawful for any person to bring in, have in possession, or use alcoholic liquors within a park, except that the use of alcoholic liquors may be permitted with the permission of the city council and if the park facility and/or its operator has been issued a liquor license by the state liquor control commission. The city council reserves the right to limit areas and/or times of consumption of such alcoholic liquors in parks where alcoholic liquors are permitted. Alcoholic beverages may be permitted on Museum grounds subject to rules and policies to be established by the City.

Section 2. Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for any reason by a court of competent jurisdiction, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Section 3. Penalty. All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500, or as otherwise prescribed herein.

Section 4. Repeal, Effective Date, Adoption.

(1) Repeal. All regulatory provisions contained in other City ordinances, which are inconsistent with the provisions of this ordinance, are hereby repealed.

(2) Effective Date. This ordinance shall become effective on \_\_\_\_\_, following its publication in the *Oakland Press* on \_\_\_\_\_, 2013.

(3) Adoption. This ordinance was adopted by the City Council of the City of Rochester Hills at a meeting thereof held on \_\_\_\_\_, 2013.

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Bryan K. Barnett, Mayor  
City of Rochester Hills

CERTIFICATE

I HEREBY CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCHESTER HILLS AT A MEETING THEREOF ON \_\_\_\_\_, 2013.

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Tina Barton, Clerk  
City of Rochester Hills