

A BILL FOR AN ORDINANCE AMENDING) ORDINANCE BILL NO. 2017-19
SECTIONS OF CHAPTER 12.12 OF THE)
LEBANON MUNICIPAL CODE – PARKS)
AND PUBLIC PLACES) ORDINANCE NO. 2907

THE PEOPLE OF THE CITY OF LEBANON DO HEREBY ORDAIN AS FOLLOWS:

Section 1. Section(s) of Chapter 12.12 of the Lebanon Municipal code are hereby amended as follows:

12.12.022 - Alcoholic beverages—Prohibition in city parks.

It is unlawful for any person to possess an alcoholic beverage in a city park without a special permit issued by the State of Oregon Liquor Control Commission and granted by the City Clerk (or designee). In the event that the State does not require a permit, a special permit must be obtained from the City Clerk.

12.12.024 - Alcoholic beverages—Special permit—Issuance authority.

Notwithstanding prohibition against the use or possession of alcoholic beverages in a city park set forth in other ordinances of the city, the City Clerk (or designee) shall have the right to issue a special permit for the use and possession of alcoholic beverages in City Parks.

12.12.026 - Alcoholic beverages—Special permit—Fees.

Any person or organization may request a permit referred to in Section 12.12.024, subject to the following conditions:

- A. Payment of a fee as designated by resolution of city council;
- B. The name and address of the applicant and other information as required by the City Clerk shall be furnished prior to the issuance of a special permit.

12.12.190 - Violation and penalty.

Except as otherwise provided herein, a violation of any provision of this chapter shall be punishable by a fine not to exceed one thousand dollars. Each day of violation shall constitute a separate offense.

12.14.020 - Park hours.

- A. Lebanon Parks shall be closed to access and use by members of the public between dusk to dawn, unless a reservation has been made.
- B. Reservations shall be granted by the Maintenance Services Director (or designee) if the following occur:

1. An application, in a form prescribed by the Maintenance Services Director, has been completed which identifies a specific applicant, with a designated reason for the use of the park after the hours of closure. In appropriate situations, the Maintenance Services Director (or designee) may require the applicant to show proof of adequate liability insurance coverage, with the city listed as an insured.
2. The Maintenance Services Director (or designee) may use the following to determine whether or not to grant the reservation:
 - a. The night of the week for which the reservation is sought;
 - b. The specific hours past closure of the park for which the reservation is sought;
 - c. The number of people which may be reasonably expected at the event for which the reservation is sought;
 - d. The noise, traffic, parking or other needs which may be required for the event for which the reservation is sought; or
 - e. Other considerations for which the neighborhood surrounding the park may require to preserve the health, safety and welfare of the neighborhood.

Section 2. This ordinance shall become effective 30 days after Council approval.

Passed by the Lebanon City Council and executed by the Mayor on this 11th day of October 2017 by a vote of 4 yeas and 0 nays.

CITY OF LEBANON, OREGON



Bob Elliott, Council President

ATTESTED BY:



Linda Kaser, City Clerk