

**RESOLUTION NO. 2020 – 17**

**A RESOLUTION AUTHORIZING THE POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN CENTENNIAL PARK AND RIVERSIDE PARK, SUBJECT TO CERTAIN CONDITIONS**

**WHEREAS**, the City of Salida, Colorado (“City”) is a statutory city, duly organized and existing under the laws of the state of Colorado; and

**WHEREAS**, pursuant to C.R.S. § 31-15-401, the City by and through its City Council (“Council”), possesses the authority to adopt laws and ordinances within its police power in furtherance of the public health, safety and welfare; and

**WHEREAS**, Colorado Revised Statute section 44-3-901 allows public consumption of alcoholic beverages in a public place, other than a public right of way, if it “has been specifically authorized by ordinance, resolution or rule adopted by a municipality, [or] City,” and

**WHEREAS**, section 11-6-80 of the Salida Municipal Code (“Code”) authorize and permit the possession and consumption of alcohol at Centennial and Riverside Parks, only in compliance with, and pursuant to, the terms of a designated by City Council resolution; and

**WHEREAS**, the City Council desires to authorize and permit the possession and consumption of alcoholic beverages in Centennial and Riverside Parks, subject to certain conditions enumerated and designated within this resolution.

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, THAT:

**Section 1.** The Salida City Council incorporates the foregoing recitals as its conclusions, facts, determinations and findings.

**Section 2.** Centennial Park and Riverside Park are designated as the only park properties within the City of Salida where the possession and consumption of alcohol beverages, including any fermented malt beverage, or any malt, vinous or spirituous liquor, shall be allowed, subject to the following limitations:

- a. Possession or consumption of alcohol beverages in glass containers shall not be allowed.
- b. Possession or consumption of alcohol beverages shall only be allowed daily from 11:00 a.m. until 9:00 p.m.
- c. Possession or consumption of alcohol beverages shall not be allowed within 50 feet of any playground structure, basketball court, tennis court, skate park, amphitheater or other recreational feature in either Centennial or Riverside Parks.

d. This Resolution shall sunset and expire on September 30, 2020, unless renewed or replaced by a subsequent City Council Resolution.

**RESOLVED, APPROVED, AND ADOPTED this 19<sup>th</sup> day of May, 2020.**

CITY OF SALIDA

By: \_\_\_\_\_  
P.T. Wood, Mayor

[SEAL]

ATTEST: \_\_\_\_\_  
Deputy City Clerk

Not taken up  
because Ord  
2020-09 did  
not pass