

AN ORDINANCE AMENDING TITLE FIVE, CHAPTER ONE, ARTICLE TWO, OF THE CITY CODE OF BUFFALO, IOWA, REGARDING PARK RULES AND REGULATIONS AND ALCOHOLIC BEVERAGES, 5-1.0201 (11):

WHEREAS:

Section 5-1.0201 (11) of the Buffalo City Code so states that no alcoholic beverages shall be permitted in any city park or building or for any intoxicated person to enter or remain within any park or playground or building under control of the commission.

AND WHEREAS: The Buffalo City Council has decided that they will permit the Mississippi River Beach Pub, operated by Deborah Wilcher, to operate a "beer garden" in Buffalo City Park on the 3rd, 4th, and 5th of July, 1987. This will be a short term permit for these days only.

THEREFORE BE IT ORDAINED BY THE BUFFALO CITY COUNCIL:

- A. Deborah Wilcher, owner of the Mississippi River Beach Pub, shall operate a "beer garden" in the Buffalo City Park located at 5th & Dodge Street on July 3, 4 and 5, 1987.
- B. The "beer garden" shall be contained in a fenced in area to be provided by herself. No persons shall be allowed to consume or carry any beer from this specific area.
- C. Ms. Wilcher shall provide police security at all times to insure that no persons shall wander from this sectioned area.
- D. Ms. Wilcher shall be responsible for removing any persons who become intoxicated from the "beer garden". They are to be removed from the park and insure that they have transportation through another party and will not be operating any vehicle.
- E. Ms. Wilcher shall be responsible for any litter that may arise from paper cups, plastic cups, cans, papers, etc. No glass bottles will be permitted to be sold in the park at any time, nor any glass bottles to be given away.
- F. Ms. Wilcher will be allowed to operate the "beer garden" on Friday, July 3, 1987, from 7:00 p.m. until 10:30 p.m. only. On Saturday, her operating hours will be 10:00 a.m. until 10:30 p.m. only. Her Sunday hours will be 10:00 a.m. until 10:30 p.m., with all serving closed down during the church services scheduled for 4:00 until services are finished.
- G. Ms. Wilcher shall abide by all the rules and regulations set down by the Iowa Beer Liquor and Control Dept. and all laws of the City of Buffalo, Ia. and the State of Iowa, including dram and bond insurance.

Upon effective date of this ordinance all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Any part or parts of this ordinance found to be invalid by law does not affect the validity of the remainder of this ordinance. This ordinance

shall be in full force after its final passage and publication as required by law.

Passed by the Buffalo City Council this 03rd day of June, 1987.

Approved by the Mayor Pro-Tem of the City of Buffalo, Ia., this 03rd day of June, 1987.

Signed: Loren V. Mosier

Loren V. Mosier,
Mayor Pro-Tem

Attest: Carol A. Bernauer

Carol A. Bernauer,
City Clerk