



Thursday, October 05, 2006

+ Back Print

Police
RECOMMENDATION FOR COUNCIL ACTION

ITEM No. 11

Subject: Approve an ordinance amending Chapter 4-9 of the City Code relating to regulation of alcoholic beverages.

Fiscal Note: There is no anticipated fiscal impact. A fiscal note is not required.

<p>Additional Backup Material (click to open) Ordinance</p>

For More Information: Charles Ortiz, Assistant Chief, 974-5031

To enhance public safety, the Police Department recommends extending Designated Area No. 4, section 4-9-1, (Definitions), to include an area approximately 200 yards wide, beginning at 29th Street, running north along Guadalupe and terminating at 51st Street. Police will enforce a ban on the public consumption of alcohol in this extended area in an effort to decrease incidents of public intoxication, disorderly conduct and littering. Numerous citizen complaints of noise, public consumption of alcohol and general breaches of the peace in the proposed area have prompted this recommendation. Citizens have stated at meetings that public consumption of alcoholic beverages seems to contribute to littering, noise and disorderly conduct. The City Code provides for a ban on the public consumption of alcoholic beverages at section 4-9-11, Consumption of Alcoholic Beverages in Designated Areas Prohibited. Due to the commercial nature of the neighborhoods in the proposed extension area, a ban on the consumption of alcoholic beverages in that area is consistent with ordinances previously passed by Council.

For the above reasons, the Police Department recommends that Council pass the attached ordinance which will extend Designated Area No. 4 and ban the consumption of alcoholic beverages on public streets, sidewalks and parks located therein.

ORDINANCE NO.

AN ORDINANCE AMENDING CHAPTER 4-9 OF THE CITY CODE RELATING TO REGULATION OF ALCOHOLIC BEVERAGES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Section 4-9-1(B)(4) (*Definitions*) of the City Code is amended to read:

(4) DESIGNATED AREA NO. 4 means:

(a) that area:

- (i) ~~[(a)]~~ beginning at the intersection of the north curb of Martin Luther King, Jr. Boulevard and east curb of Guadalupe Street;
- (ii) ~~[(b)]~~ west along the north curb of Martin Luther King, Jr. Boulevard to its intersection with the curb of Rio Grande Street;
- (iii) ~~[(c)]~~ north along the west curb of Rio Grande Street to its intersection with the south curb of 28th Street (West);
- (iv) ~~[(d)]~~ west along the south curb of 28th Street (West) to its intersection with the west curb of Salado Street;
- (v) ~~[(e)]~~ north along the west curb of Salado Street to its intersection with the north curb of 29th Street (West);
- (vi) ~~[(f)]~~ east along the north curb of 29th Street (West) to its intersection with the east curb of Guadalupe Street; and
- (vii) ~~[(g)]~~ south along the east curb of Guadalupe Street to its intersection with the north curb of Martin Luther King, Jr. Boulevard, the place of beginning; and

(b) that area within the public right-of-way of:

- (i) Guadalupe Street between 29th Street and 51st Street; and
- (ii) each alley or street that is within 100 yards of the Guadalupe Street right-of-way between 29th Street and 51st Street.

PART 2. This ordinance takes effect on _____, 2006.

PASSED AND APPROVED

_____, 2006

§
§
§

Will Wynn
Mayor

APPROVED:

David Allan Smith
City Attorney

ATTEST:

Shirley A. Gentry
City Clerk