

AN ORDINANCE OF THE TOWN OF SAN LUIS, ARIZONA, PROHIBITING ALCOHOLIC BEVERAGES FROM CITY PARKS WITHIN THE CORPORATE LIMITS OF SAN LUIS, ARIZONA; EXEMPTIONS, AND ESTABLISHING THE PENALTY THEREFORE, AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE TOWN COUNCIL OF SAN LUIS, ARIZONA, AS FOLLOWS:

Section 1: It shall be unlawful for any person, while on the premises of any city park in San Luis, Arizona to commit any of the following acts except as exempted in section two.

- A. Drink or have in his possession any alcoholic beverage.
- B. Have in his possession any bottle, can, or other receptacle containing any alcoholic beverage which has been opened, its seal broken, or the contents of which have been partially removed.

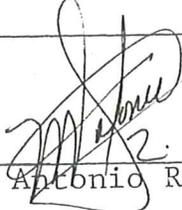
Section 2: Organizations seeking exemption from the prohibition of section one shall apply to the town manager for a permit. Should the permit be denied the organization shall file a request to review by the Council within five days of the denial. The matter shall be heard as an item on the agenda of the next regular meeting. The town manager shall charge a maintenance fee for the purpose of maintaining the grounds of the park upon the issuance of the permit.

Section 3: Upon conviction for violation of any section of this Ordinance, the sentence to be imposed shall be a fine of not more than \$500 or imprisonment for not more than 30 days, or both.

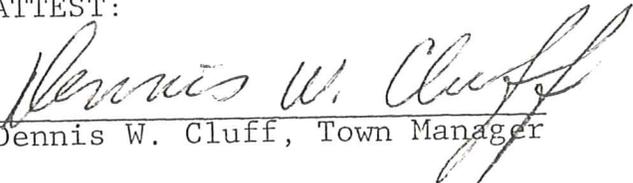
Section 4: Severability: If any provision of this ordinance or application thereof to any person or circumstance is held unconstitutional or otherwise invalid, such invalidity shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid application or provision, and to this end each invalid provision or invalid application of this ordinance is severable, unless otherwise provided by this ordinance. It is hereby declared to be the legislative intent of the town council that this ordinance would have been adopted had such unconstitutional or otherwise invalid provision or application not been included.

Section 5: Emergency: To preserve the public peace, health and safety within the Town of San Luis, it is necessary that this Ordinance become immediately operative. It is therefore, declared to be an emergency measure and shall be exempt from the provisions of the referendum and shall take effect and become operative from and after its passage by the Town Council, approved by the Mayor and publication as required.

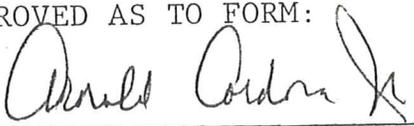
PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF SAN LUIS, ARIZONA ON THIS THE 24th DAY OF April, 1985.

  
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Marco Antonio Reyes, Mayor

ATTEST:

  
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Dennis W. Cluff, Town Manager

APPROVED AS TO FORM:

  
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Arnold Cordova, Jr., Attorney

Publication Dates: \_\_\_\_\_