



## Broomfield Municipal Code 9-80-030

### Standards for issuance of permit to consume alcoholic beverages in public areas.

- (A) These standards have been promulgated by the city manager and approved by city council and are to be used by the city manager or department of recreation services in determining whether or not a permit shall be issued pursuant to section 9-80-020, B.M.C.
- (B) A permit shall be issued only to:
  - (1) An individual; or
  - (2) An officer or agent authorized to apply for such a permit on behalf of a legal entity organized under or recognized by the laws of the State of Colorado.
- (C) The person applying for such permit for or on behalf of such entity must be at least 21 years old.
- (D) Permits may be issued for social, fraternal, patriotic, political, athletic, religious, charitable events.
- (E) Denial of permit.
  - (1) Issuance of such permit may be denied upon the grounds that such issuance would be detrimental to the public safety, health, morals, order, or welfare by reason of the nature of the event, the likelihood in the reasonable judgment of the officer of the city responsible for review and issuance of the permit that the event would create a public nuisance or result in the consumption of alcoholic beverages by minors, its location within the community, or the failure of the applicant or permit holder in a past event, for which a permit was required, to conduct such event in compliance with applicable laws and regulations.
  - (2) Issuance of such permit may be denied if another event has previously been scheduled for that location on the same day for which the permit is sought or if issuance of the permit would unreasonably interfere with normal activities and customary and general use and enjoyment of the location;
- (F) Preference shall be given to residents of the City and County of Broomfield and to commercial and industrial enterprises located within the corporate limits of the City and County of Broomfield for use of public areas under the control of the city and county.
- (G) The city manager or director of recreation services may require any applicant to post a performance bond or letter of credit acceptable to the city attorney to assure compliance with the ordinance. Any costs to the city and county of cleaning or policing may be withheld from the performance bond.
- (H) Each permit shall be issued for a specific location and is not valid for any other location.
- (I) Permits shall be valid for one day only.
- (J) Permits are valid for the individual or entity to which issued and shall *not* be transferred.
- (K) No permit may allow the consumption of alcoholic beverages before 10 am or after 11 pm.
- (L) No issuance of a permit shall have the effect of requiring the city manager or the director of recreation services to issue such a permit upon any subsequent application.
- (M) Sandwiches or other food snacks shall be available at the location at some time during the consumption of alcoholic beverages.
- (N) There shall be no consumption of alcoholic beverages within 500 feet of any school or schoolyard during school hours, and where the permit is for use in a park, within fifty feet of any public street.
- (O) Application for the permit shall be made to the city manager or his or her designee for the use of streets and to the director of recreation services for the use of parks.
- (P) Application for the permit shall be made not less than ten days prior to the date of the event.
- (Q) Applications shall be made and permits granted on forms provided by the city and county.
- (R) Both the applicant and the permit holder shall be personally responsible for any cleaning, trash disposal or repairs necessary as a result of the event for which the permit is granted.
- (S) The permit must be in the possession of the permit holder or applicant at and during the event, and must be produced upon request of a peace officer.
- (T) All ordinances, rules, and regulations of the city remain in full force and effect.

(Ord. 361 §1, 1979)