ORDINANCE NO. 6167

AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE SEC. 46-80 DRINKING IN PUBLIC TO EXEMPT CERTAIN OUTDOOR RECREATIONAL FACILITIES

WHEREAS, FGC Sec. 46-80 was amended by Ordinance No. 6150 to make the restriction on drinking in public citywide; and

WHEREAS, the definition of "public place" in Chapter 46 includes all parks and outdoor recreational facilities; and

WHEREAS, the Fairbanks North Star Borough Parks and Recreation Department has a policy (PR 20.01.06) for the designation of non-alcohol parks by the Department in consultation with the Parks and Recreation Commission; and

WHEREAS, the citywide restriction imposed by Ordinance No. 6150 included several outdoor recreational facilities that the borough had not designated as non-alcohol; and

WHEREAS, the Parks and Recreation Department's designation of non-alcohol parks is reviewed annually and address concerns underlying FGC Sec. 46-80.

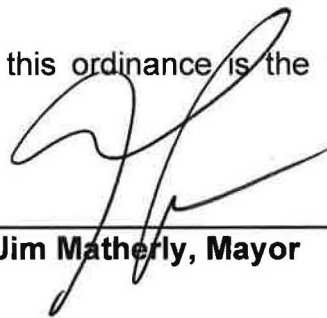**NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA**, as follows:

SECTION 1. Fairbanks General Code Section 46-80. Drinking in public, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 46-80. Drinking in public.

(a) A person commits the offense of drinking in public if they drink any alcoholic beverage on or in any public place which is not covered by a license issued under the provisions of A**laska** S**tatute** Title 4, which permits the sale and consumption of alcoholic beverages on the premises.

(b) The prohibition in subsection (a) only applies to borough parks and borough outdoor recreation areas if the borough has banned alcohol from those locations.

SECTION 2. That the effective date of this ordinance is the 15th day of May 2021.

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Jim Matherly, Mayor

AYES: Clark, Gibson, Marney, Matherly
NAYS: Rogers, Therrien, Kun
ABSENT: None
ADOPTED: May 10, 2021

ATTEST: APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk   Paul Ewers, City Attorney