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ORDINANCE NO. 2, SERIES 2019

ORDINANCE AMENDING SECTION 7-2-15  
RESTRICTIONS ON TEMPORARY CLASS "B" AND "CLASS B" PICNIC OR  
SPECIAL EVENT LICENSES

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The Village Board of the Village of Prairie du Sac, located in Sauk County, Wisconsin, do ordain as follows:

SECTION ONE: Amend Section 7-2-15 of the Code of Ordinances of the Village of Prairie du Sac by striking and adding language as follows:

SEC. 7-2-15 RESTRICTIONS ON TEMPORARY CLASS "B" AND "CLASS B" PICNIC  
OR SPECIAL EVENT LICENSES.

- (a) GENERAL CONDITIONS OF LICENSE. Groups that have been granted a Temporary Class "B" ~~and~~/or "Class B" license shall comply with the following conditions of license:
- (1) LICENSED OPERATORS. There shall be at least one person properly licensed as an operator under the provisions of this Chapter on the premises at all times to ~~supervise the service of beverages~~ at all time the activities of those persons serving and selling alcoholic beverages. No persons under eighteen (18) years of age shall be allowed to assist in the sale of alcoholic beverages at any point of sale, nor shall they be allowed to loiter or linger in the area of any point of sale.
  - (2) COMPLIANCE WITH LAWS. Holders of temporary licenses shall fully comply with all provisions of this Code and the state statutes.
  - (3) SUITABLE FACILITIES. For indoor events, the structure used must have suitable exits and open spaces to accommodate anticipated attendance. It should contain adequate sanitary facilities to accommodate the size of the group.
  - (4) POSTING OF LICENSE. All temporary licenses shall be posted in a conspicuous place and shall specify the date(s) and hours for which said licenses are issued.
  - (5) INSURANCE. The applicant for temporary licenses ~~may~~will be required to indemnify, defend, and hold the Village and its employees and agents

harmless against all claims, death of any person, or any damage to property caused by or resulting from the activities for which the permitlicense is granted. As evidence of the applicant's ability to perform the conditions of the permitlicense, the applicant ~~may~~will be required to furnish a Certificate of Comprehensive General Liability insurance with naming the Village of Prairie du Sac as an additional insured. The applicant may be required to furnish a performance bond prior to being granted the permitlicense. Such insurance shall be in such form and for such amounts as the Village Board may from time to time reasonably established.

- (6) HOURS. The recipient of a temporary license shall insure that the sale and consumption of alcohol beverages shall not occur between the hours of ~~end no later than~~ 12 midnight and 6 a.m. of the date(s) of the licensed event.
- (7) TERMINATION OF EVENT. Should the Chief of Police or his/her designee determine activities are or will become dangerous or when necessary to protect public health, safety or welfare, the Chief of Police or his/her designee is authorized to terminate the event. Such termination will not be grounds for refunding of any fees or apportion there of associated with the temporary license or operator's licenses.
- (8) SIGNAGE. All organizations issued a license under 7-2-4(e) of the Code of Ordinances shall post in a conspicuous location at all points of sale and entrance to the premise, a sufficient number of signs disclosing that no alcohol beverages shall be served to any underage person or without proper ~~age~~ identification and that carrying containers containing alcohol from the licenseesd premise is prohibited.
- (9) UNDERAGE PERSONS. Unless prohibited by the license issued under 7-2-4(e) of the Code of Ordinances, the licensee is authorized to permit unaccompanied underage persons to enter and remain on premises for which a temporary license is issued per the following:
- a. The licensee provides a means of identification, such as a wrist band, to identify those persons who are at least twenty-one (21) years of age and will be purchasing and/or consuming alcohol.
  - b. An underage person may only enter and remain on premises covered by a temporary "Class B" (wine) license if the licensee permits, on the licensed premises, unaccompanied underage persons to be present only for the purpose of acting as a designated drivers and the licensee

provides a means of identification, such as a wrist band, to identify the underage persons as a designated drivers.

c. An underage person may enter and remain on premises covered by a temporary license per Section 125.07(3)(a)3 Wis. Stats.

(b) REGULATIONS CONCERNING ALCOHOL BEVERAGES IN PARKS OR OPEN SPACES. Groups that have been granted a Temporary Class "B" or "Class B" license for a premise in a park or open space, rather privately owned or otherwise, shall comply with the following conditions of license:

(1) All organizations shall install a ~~double~~ single fence, at a minimum height of four (4) feet, around the licensed premise, including the main point of sale facilities and consumption area to control ingress and egress. ~~and shall station~~ At the discretion of the Chief of Police when deemed necessary to prevent transfer to underage persons, a second fence may be required to be installed at a distance of three (3) feet from the first fence.

(+)(2) ~~a At the cost of the licensee~~ At the cost of the licensee, ~~W~~with the approval of the Chief of Police or his/her designee, a licensed operator, licensed private security officer, Sauk Prairie Police Officer or another law enforcement officer shall be stationed at each entrance of the premise approved by the Chief of Police or his/her designee at the entrance after 9 p.m. for the purpose of checking age identification. ~~The Chief of Police or his/her designee shall approve the use of private security or law enforcement officer.~~ The Chief of Police or his/her designee is authorized to require additional security or law enforcement officers based on past experience or special concerns regarding the event, with the cost of such being paid for by the licensee.

(2) No persons under 18 years of age shall be allowed to assist in the sale of fermented malt beverages at any point of sale, nor shall they be allowed to loiter or linger in the area of any remote sale facility.

(3) A licensed operator shall be stationed at all points of sale at all times.

(4) No more than six (6) operators' licenses shall be issued in conjunction with the issuance of the temporary licenses, unless the Village Board, for good cause shown, elects to issue additional operators' licenses, not to exceed eight (8) total.

(4) No glass containers allowed.

(5) There shall be a sufficient number of permanent and/or temporary toilet facilities to accommodate the size and nature of the event as determined

by the Village. Accepted industry standards shall be used to determining the sufficient number.

~~(5) All organizations issued a license under 7.2.4(e) of the Code of Ordinances shall post in a conspicuous location at the main point of sale facility and at all remote sales facilities, a sufficient number of signs disclosing that no fermented malt beverage shall be served to any underage person or without proper age identification.~~

SECTION TWO: This ordinance shall become effective following the date of its enactment and publication in the manner provided for by law.

Adopted this 23<sup>rd</sup> day of July, 2019.  
Published this 8<sup>th</sup> day of August, 2019.

Village of Prairie du Sac, WI



Cheryl A. Sherman  
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