

Ordinance No. \_\_\_\_\_

AN ORDINANCE PROVIDING FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN A PORTION OF VINOY PARK FOR AN EVENT TO BE HELD ON NOVEMBER 27, 28 AND 29, 2009; PROVIDING EXEMPTIONS FROM CITY CODE SECTIONS INCLUDING BUT NOT LIMITED TO THOSE CODE SECTIONS DEALING WITH ALCOHOLIC BEVERAGES BEING SOLD AND CONSUMMED IN CITY PARKS; AND PROVIDING AN EFFECTIVE DATE.

THE CITY OF ST. PETERSBURG DOES ORDAIN:

SECTION 1. Notwithstanding any other Ordinance of the City of St. Petersburg, the sale and consumption of alcoholic beverages shall be permissible in a portion of Vinoy Park (“Event Area”) for an event known as “Wish Music Festival” which is to take place on November 27, 28 and 29, 2009.

SECTION 2. The sale and consumption of alcoholic beverages pursuant to Section 1 hereof shall only be allowed within the Event Area in conjunction with this event if a permit has been issued pursuant to Section 21-34 of the St. Petersburg City Code as provided for in this ordinance.

SECTION 3. As part of the permit issued pursuant to Section 21-34 of the St. Petersburg City Code, the Mayor, or his designee, shall delineate the boundaries of the Event Area and may impose reasonable conditions and restrictions concerning the event, including but not limited to conditions and restrictions concerning the sale and consumption alcoholic beverages.

SECTION 4. St. Petersburg City Code Section 21-38(a) and that portion of Section 21-34(e)(11) which states that “sale or consumption shall only be permitted in accordance with this chapter” shall not apply to a permit issued pursuant to Section 21-34 of the St. Petersburg City Code for an event known as “Wish Music Festival” to be held on November 27, 28 and 29, 2009 in a portion of Vinoy Park.

SECTION 5. That any other City Code Section that could be interpreted to prohibit the sale and consumption of alcoholic beverages for this event shall not apply to this event within the Event Area.

SECTION 6. That a condition of any permit issued pursuant to this Ordinance shall be

that the permittee comply with all applicable State Laws and shall provide that the area for this event be fenced or secured in some other manner so the Event Area for which this ordinance applies is clearly defined.

SECTION 7. In the event this Ordinance is not vetoed by the Mayor in accordance with the City Charter, it shall become effective upon the expiration of the fifth business day after adoption unless the Mayor notifies the City Council through written notice filed with the City Clerk that the Mayor will not veto this Ordinance, in which case this Ordinance shall become effective immediately upon filing such written notice with the City Clerk. In the event this Ordinance is vetoed by the Mayor in accordance with the City Charter, it shall not become effective unless and until the City Council overrides the veto in accordance with the City Charter, in which case it shall become effective immediately upon a successful vote to override the veto.

Approved as to form and content:

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City Attorney (designee)

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