

## Alcoholic Beverages

BE IT ORDAINED:

### **Section 1 – Definitions**

"Alcoholic beverages" or "alcoholic liquor" shall have the same meaning as those terms are defined in the General Statutes.

"Town property" is nonresidential property that is owned, managed or controlled by the Town.

### **Section 2 – Possession or Consumption on Town Property; Permit**

(a) No person shall consume any alcoholic beverage or possess an open alcoholic beverage container on Town property without a permit issued by the First Selectman or his designee, provided, however, that the consumption or possession of alcohol shall be prohibited at all times on the Farmington Canal Heritage Trail, commonly known as rails-to-trails, or Town property immediately adjacent thereto.

(b) The First Selectman or his designee is authorized to issue a permit allowing for the possession and consumption of alcoholic beverages at a certain time and date on Town property (the event) in accordance with this subsection:

(1) The applicant for a permit shall be either a resident of the Town, or a charitable organization under § 501 (c) (3) of the Internal Revenue Code whose mission or purpose is substantially related to the Town or its residents.

(2) The applicant shall file a written request with the Town Clerk or the First Selectman's designee, not less than fourteen calendar days prior to the event date, and certify that the alcoholic beverages will only be served by a licensed bartender.

(3) The request shall state:

- (A) the name of the person, persons, or organization responsible for the event;
- (B) a general description of the event, including the date, time, and the activities conducted therein;
- (C) a reasonable estimate of the number of attendees;
- (D) a list of the type and amount alcohol that will be possessed for consumption at the event;
- (E) proof of insurance for serving alcoholic beverages at the event; and
- (F) any other information required by the First Selectman or his designee.

(4) The request shall be accompanied by a permit fee, which will be set by the Board of Selectmen from time to time. The fee may be waived by the First Selectman or his designee for good cause.

(5) The First Selectman or his designee has the discretion to either grant or deny a request for a permit based on the following circumstances:

- (A) the event is substantially related to the Town or its residents;
  - (B) the event will be inimical to public safety;
  - (C) the event will unreasonably interfere with the use and enjoyment of neighboring properties;
  - (D) the Town's insurance agent or broker is satisfied with the applicant's insurance coverage;
- or

(E) it is reasonably likely that the event will violate any Town ordinance, Town zoning regulation, the General Statutes, federal law, or the Connecticut or federal constitution.

### **Section 3 – Penalties and Enforcement**

(a) The penalty for a violation of this ordinance shall be a fine of \$100 enforced through the state of Connecticut Centralized Infractions Bureau by the issuance of an infraction ticket pursuant to General Statutes § 51-164n.