

ORDINANCE NO. 2937

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, AMENDING THE CODE OF ORDINANCES, CHAPTER VI, ALCOHOLIC BEVERAGES, SECTION 6-4 BY ADDING THERETO A PROVISION PROHIBITING THE POSSESSION OF OPEN GLASS BOTTLE UPON ANY PUBLIC RIGHT OF WAY OR PUBLIC PARKING LOT; PROVIDING FOR EXCEPTIONS FOR COLLECTING AND RECYCLING SUCH CONTAINERS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Bradenton prohibits the consumption and possession of open containers of alcoholic beverages on any public right of way or public parking lot; and

WHEREAS, the City of Bradenton has provided for certain exemption for concessionaires and for permits for certain community events for such consumption and possession; and

WHEREAS, the use of glass bottles during such public events causes concern due to the danger arising from the improper use of such containers as well as broken glass.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA.

1. Chapter VI, Alcoholic Beverages, Section 6-4 is hereby amended by adding thereto a Section 6-4(d) to read as follows:

Notwithstanding the exceptions contained in the proceeding Section 6-4(a) and Section 6-4(b) the possession of an open glass bottle, upon any public right of way or public parking lot is hereby prohibited and such prohibition shall remain in place even if the person in possession as the result of the activities of a lessee or concessionaires or under a permitted community event.

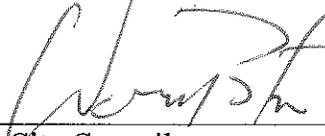
This prohibition shall not pertain to a person picking up empty containers for the purpose of collecting or depositing for value of the container or for the purpose of recycling or taking part in a litter control program providing no alcoholic beverage is consumed by such person in any open glass bottle.

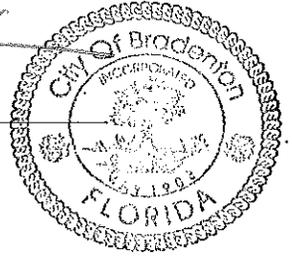
2. This Ordinance shall take effect immediately.

PASSED IN REGULAR SESSION, this 22nd day of FEBRUARY, 2012.

ATTEST:


City Clerk

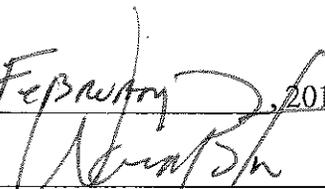

President, City Council



APPROVED AS TO FORM:


William R. Lisch, City Attorney

First Reading: 2-8-12
Advertised: 2-11-12
Second Reading: 2-22-12

APPROVED by me this 22 day of February, 2012.

Wayne H. Poston, Mayor