

## ARTICLE I. FOREST PARK ENTERTAINMENT DISTRICT

### Sec. 9-2-147. General provisions.

The provisions of this article are intended to set forth exceptions and provisions applicable only to licensees whose establishments are located within the areas identified in the Forest Park Main Street Overlay District, (as hereinafter defined) holding licenses to sell alcoholic beverages for consumption on-premises. Except as specifically set forth in this article, all such licenses remain subject to all other provisions of this chapter.

### Sec. 9-2-148. Definition of entertainment district.

For the purposes of this article only, the city's entertainment district is designated as the Forest Park Entertainment District (as shown in the attached map) and are defined as follows: The area of the city identified and zoned as DM Downtown Mainstreet in the zoning ordinance, including any public space, streets, sidewalks, open areas, and all licensed establishments of which parcels shown on Exhibit A with frontages on Main Street beginning at West Street on the west to Jonesboro Road on the east shall be located within the district.

In the case of a licensed establishment whose main entrance is inside the district, the entire licensed establishment shall be considered part of the district, regardless of whether any portion of the licensed establishment is in a zoning district not included in the district.

This provision shall not apply to city-sanctioned events. A city-sanctioned event is one which is conducted by any department agency, the Downtown Development Authority, the Development Authority, the Urban Redevelopment Authority, the branding project, or as specifically approved by city council.

### Sec. 9-2-149. Open container areas allowing outside consumption of alcoholic beverages.

Notwithstanding any other provisions in this chapter, the following activities are specifically allowed within the "Forest Park Entertainment District."

- (a) **One drink on-street limit.** Any establishment licensed to sell alcoholic beverages by the drink for consumption on-premises whose entrance is located in the district is authorized to dispense an alcoholic beverage in a paper or plastic cup, or other container other than a can, bottle, or glass, for removal from the premises; provided, however, that no establishment shall dispense to any person more than one such alcoholic beverage at a time for removal from the premises, and no person shall remove at one time more than one such alcoholic beverage from the licensed premises.
- (b) **Size limited to a maximum of 16 ounces.** No container in which an alcoholic beverage is dispensed and removed from the licensed premises shall exceed 16 fluid ounces in size. No person shall hold in possession on the streets and sidewalks, in parks, or in other public places within the defined area any open alcoholic beverage container which exceeds 16 fluid ounces in size.

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- (c) **Drinking from can, bottle, or glass prohibited.** It shall be prohibited for any person to drink or attempt to drink any alcoholic beverage from a can, bottle, or glass, or to possess in an open can, bottle, or glass any alcoholic beverage on the streets, sidewalks, rights-of-way, and parking lots, whether public or private.
  - (d) **Purchase from licensed premises within defined districts.** Alcoholic beverages consumed pursuant to this provision must be purchased from a licensed premises within the defined district. A licensed premises will be deemed to be within the defined district if the entrance to the licensed premises is located within the district.
  - (e) Licensed establishments shall only be permitted to serve from their approved premises as approved on their alcohol license and shall not serve from temporary locations upon the premises unless specifically allowed during a City sanctioned event in accordance with section 9-2-148.
  - (f) **Consumption limited to certain areas in the entertainment district.** No alcoholic beverage purchased pursuant to this provision may be consumed outside the boundary of the approved entertainment district or within the approved entertainment district on any parcel used as a trail, public park, church, day care center or school or the adjoining sidewalk, unless during a City sanctioned event in accordance with section 8-8-2-160 C.

**Sec. 9-2-150. Signage.**

Any licensed establishment that allows patrons to leave an establishment with an alcoholic beverage as regulated herein shall have an 11-inch by eight and one-half inch sign posted at the door for public view whereas a patron exiting the establishment can read the following:

"All patrons leaving this establishment with an alcoholic beverage do hereby take full responsibility to only consume an alcoholic beverage served in a clear plastic cup not to exceed 16 ounces in size and obtained by an establishment licensed to sell alcoholic beverages in the entertainment district boundary outlined on the map below. Any individual that leaves the permitted area with an alcoholic beverage in an open container is in violation of city code and may be subject to a citation and/or fine."

**Sec. 9-2-151. No abrogation of other laws.**

The provisions of this article shall not be deemed to abrogate or otherwise impact any state law or local ordinance pertaining to public drunkenness, disorderly conduct, driving with an open container or under the influence of alcohol, or similar laws.

**Secs. 9-2-151—9-2-155. Reserved.**