

ORDINANCE NO. 1247

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON, AMENDING CHAPTER 12.08 OF THE LAKE FOREST PARK MUNICIPAL CODE, THE PARK CODE, REGARDING THE USE OF ALCOHOL, PROHIBITING INTOXICATION IN PARKS, AND DELETING REFERENCES TO THE PARK COMMISSION AND CITY COUNCIL INVOLVEMENT IN PERMIT ISSUANCE; PROVIDING FOR SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, since 1966, it has been a violation of Chapter 12.08 Lake Forest Park Municipal Code ("LFPMC"), Park Code, to bring in or consume liquor in any City park; and

WHEREAS, the City Council of the City of Lake Forest Park recognizes that pursuant to Chapter 66.20 RCW and the state of Washington Liquor and Cannabis Board has a process for obtaining permits authorizing the service and consumption of liquor at a specific place upon a specific date; and

WHEREAS, the 1966 Park Code may be interpreted to require the Parks Commission, which no longer exists, and the City Council to approve all use permits for City parks; and

WHEREAS, to update the Park Code and align it with state law, the City Council finds that liquor consumption should be allowed in City parks when the required state and local permits are obtained, and the administrative function of issuing park permits should be a duty carried out by the Administration.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE FOREST PARK, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. AMENDMENT. The City Council of the City of Lake Forest Park hereby amends section 12.08.140 LFPMC, Intoxicating liquors, as follows:

12.08.140 AlcoholIntoxicating liquors.

No person shall possess any alcohol, as defined in chapter 66.04 RCW, in any city park area, including unopened beverage containers, except the sale or consumption of beer and wine is permissible when the required license or permit from the state of Washington Liquor and Cannabis Board has been obtained and a park use permit has

been obtained from the city that has been conditioned on obtaining the above referenced license or permit from the state.

~~It is unlawful to bring in to or consume in any park any whiskey, wine, beer or other intoxicating liquors.~~

Section 2. ADDITION. The City Council of the City of Lake Forest Park hereby adds section 12.08.145, Intoxication, as follows:

12.08.145 Intoxication

Being in a city park while in a state of intoxication is prohibited.

Section 3. AMENDMENT. The City Council of the City of Lake Forest Park hereby amends section 12.08.030 LFPMC, Signs and structures, as follows:

It is unlawful to ~~use, place or erect any signboard, post, pole or device of any kind for advertising in any park, or to attach any notice, bill, poster, sign, wire, rod or cord to any tree, shrub, railing, post or structure within any park or to~~ place or erect in any park a sign or structure of any kind without a permit issued by the city. ~~clerk and such permit may be issued with the advice of the commission and the consent of the council; provided, that the city clerk may permit the erection of temporary directional signs or decorations on occasions of public celebration and picnics.~~

Section 4. AMENDMENT. The City Council of the City of Lake Forest Park hereby amends section 12.08.080 LFPMC, Selling – Distributing Literature, as follows:

12.08.080 Selling – Distributing literature.

It is unlawful to sell refreshments or merchandise, or to distribute literature in any park, without a permit or concession contract issued by the city ~~clerk and such permit may be issued with the advice of the commission and the consent of the council.~~

Section 5. AMENDMENT. The City Council of the City of Lake Forest Park hereby amends section 12.08.090 LFPMC, Meetings, as follows:

12.08.090 Meetings.

It is unlawful to hold, or participate in, any religious or political group meeting, or ~~other group~~ assembly in any park, without a permit issued by the city ~~clerk and such permit may be issued with the advice of the commission and the consent of the council.~~

Section 6. AMENDMENT. The City Council of the City of Lake Forest Park hereby amends section 12.08.110 LFPMC, Camping, as follows:

12.08.110 Camping.

It is unlawful to camp in any park except by permit issued by the city ~~clerk and such permit may be issued with the advice of the commission and the consent of the council.~~

Section 7. SEVERABILITY. Should any portion of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 8. CORRECTIONS. The City Clerk is authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

Section 9. EFFECTIVE DATE. Council finds a public emergency pursuant to RCW 35A.12.130 given the tradition of summer events in City parks and the immediacy of planned events in 2022. This ordinance shall take effect immediately after passage by a majority plus one of the City Council pursuant to RCW 35A.12.130.


APPROVED BY A MAJORITY PLUS ONE of the Lake Forest Park City Council
this 28th day of July, 2022.

APPROVED:



Jeff Johnson
Mayor

ATTEST/AUTHENTICATED:



Matthew McLean
City Clerk

APPROVED AS TO FORM:



Kim Adams Pratt
City Attorney

Introduced: July 28, 2022
Adopted: July 28, 2022
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