

**9.20.022 - Drinking in public places.**

a. It is unlawful for any person to possess or to have in his or her or her immediate control while on a public place, other than licensed or permitted structures or premises, any glass, bottle, can or other receptacle which is open and contains any malt, spirituous or vinous liquor containing more than one-half of one percent ( $\frac{1}{2}$  of 1%) of alcohol by volume.

(i) Upon application to the city clerk and approval of the city administrator, any responsible person or organization may be issued a permit allowing public consumption of malt, spirituous or vinous liquor at a public gathering as otherwise provided for in these Ordinances.

b. Except as provided in subsection (a)(i.) of this section, it is unlawful for any person to drink any malt, spirituous or vinous liquor containing more than one-half of one percent ( $\frac{1}{2}$  of 1%) of alcohol by volume upon any public street, sidewalk, right-of-way or public place, other than licensed or permitted structures or premises, or to drink such liquor upon any private street, within any private building or other private property within the town limits without consent of the person or entity in possession or control thereof.

c. Except as provided in subsection (a)(i) of this section, it is unlawful for any person to drink any malt, spirituous or vinous liquor containing more than one-half of one percent ( $\frac{1}{2}$  of 1%) of alcohol by volume on the premises of any restaurant not licensed or permitted to sell such malt, spirituous or vinous liquor.