

**ORDINANCE TO  
ADD-CREATE SECTION 428-10 CONCESSION IN THE SALE OF  
FERMENTED MALT BEVERAGES IN PUBLIC PARKS OF THE CITY OF  
WATERTOWN GENERAL ORDINANCES**

**SPONSOR: KRISTINE BUTTERIS ALDERPERSON DAN BARTZ  
FROM: PARKS, RECREATION & FORESTRY COMMISSION  
BENTZIN FAMILY TOWN SQUARE COMMISSION**

THE COMMON COUNCIL OF THE CITY OF WATERTOWN DOES ORDAIN AS FOLLOWS:

SECTION 1: §428-10 is hereby created to read:

**428-10 PURPOSE**

~~The purpose of this ordinance is to regulate the sale and dispensing of fermented malt beverages during special events at the Bentzin Family Town Square and Riverside Park within the City of Watertown.~~

**SECTION 2: DESIGNATED STATIONS SALE OF FERMENTED MALT BEVERAGES IN PUBLIC PARKS.**

~~Pursuant to Wis. Stat. § 125.06(6) Fermented malt beverages may be sold by officers or employees of the City of Watertown at designated stations within the confines of the Bentzin Family Town Square and Riverside Park during the course of special events.~~

**SECTION 3: EXCEPTION TO LICENSE REQUIREMENT**

~~A license for the sale of fermented malt beverages is not required pursuant to § 125.06(6), Wis. Stats., Public parks, for the sale of fermented malt beverages in the Bentzin Family Town Square and Riverside Park during special events.~~

**SECTION 4: AUTHORIZED SELLERS**

~~Fermented malt beverages shall be sold by officers or employees of the City of Watertown under an ordinance, resolution, rule, or regulation enacted by the governing body.~~

**SECTION 5: EMPLOYMENT OF DISPENSERS**

~~The City of Watertown may hire employees and/or use volunteers to dispense fermented malt beverages at the Bentzin Family Town Square and Riverside Park during special events. The City is authorized to arrange whatever compensation it deems justified under the circumstances for these employees.~~

SECTION 62. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

SECTION 73. This ordinance shall take effect and be in force the day after its passage and publication.

(Type meeting date of the FIRST meeting the ordinance will be considered) Ord. #21-XX

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**Commented [SC1]:** Several events in town square or riverside park which may want to utilize this authority are not designated as Special Events. I would suggest putting either a process in place to determine when such events may utilize the sale of fermented malt beverages or set a specific time or period during which the authority would be available. Some examples (at times designated by the Parks Director; Fridays from 7 - 11 p.m.; during the months of May - August Thursdays from 5 - 11.)

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**Commented [SC2]:** Wis. Stat. Sec. 125.06 provides the authority to sell but does not require a separate section to reiterate that authority.

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**Commented [SC3]:** This is defined by Wis. Stat. Sec. 125.06 as to who can sell alcohol on behalf of the City.

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**Commented [SC4]:** This would be a request for new positions and should follow the standard procedures. Create a position, have them graded, and amend the city's payroll resolution. Also volunteers cannot be utilized as the state statute requires it be a city employee to sell the fermented malt beverages on behalf of the City.

DATE:	<i>First meeting date</i>		<i>Second meeting date</i>	
READING:	1ST		2ND	
	YES	NO	YES	NO
DAVIS				
LAMPE				
RUETTEN				
BARTZ				
LICHT				
SMITH				
SCHMID				
WETZEL				
ROMLEIN				
MAYOR MCFARLAND				
TOTAL				

ADOPTED     Type meeting date    

\_\_\_\_\_  
CITY CLERK

APPROVED     Type meeting date    

\_\_\_\_\_  
MAYOR

(Type meeting date of the FIRST meeting the ordinance will be considered) Ord. #21-XX