

**ORDINANCE TO
AMEND SECTIONS 428-8(A) DEFINITIONS, 428-8(G) SUBSECTION 3
OPEN CONTAINER, & 428-8(G) SUBSECTION 7 WRISTBANDS OF THE
CITY OF WATERTOWN GENERAL ORDINANCES**

**SPONSOR: ALDERPERSON DAN BARTZ
FROM: BENTZIN FAMILY TOWN SQUARE COMMISSION**

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

SECTION 1. § 428-8(A) is here by amended to read:

A. Definitions. All terms or phrases for the purposes of this section shall have the meanings provided in Wis. Stats., § 125.02, except as described below:

(1) **EVENT LICENSED PREMISES** or **EVENT LICENSEE**

A premises identified in the "outdoor open container entertainment event permit" application that has been issued a temporary Class "B"/temporary "Class B" license pursuant to Chapter 220 of the City of Watertown Municipal Code of Ordinances and Ch. 125, Wis. Stats.

(2) **OPEN CONTAINER**

A paper or plastic cup which does not exceed 16 fluid ounces in size, ~~bearing the "outdoor open container entertainment event's" printed name and/or logo,~~ located within the "outdoor open container entertainment event" boundaries.

(3) **OUTDOOR OPEN CONTAINER ENTERTAINMENT EVENT**

A special event in a defined area of the City which, because of adjacent zoning, includes, but is not limited to, any combination of retail shops, galleries, bars, restaurants, entertainment venues and related businesses, located in any public area, including the streets, sidewalks and rights-of-way located within the City of Watertown, where the possession and consumption of "fermented malt beverages" and/or "wine" from an open container is permitted subject to an approved application, the regulations contained within this section and Chapter 125 of the Wisconsin State Statutes.

1. Outdoor open container entertainment events are excluded from § 220-3B(2), Picnic license.

SECTION 2. § 428-8(G)(3) is here by amended to read:

(3) Open container. No container in which a fermented malt beverage is dispensed and removed from the event licensed premises shall exceed 16 fluid ounces in size. No container in which wine is dispensed and removed from an event licensed premises shall contain more than 6.5 fluid ounces of wine. ~~The container shall bear the outdoor open container entertainment event's printed name and/or logo.~~

~~(a) Nonalcoholic beverage containers shall bear the outdoor open container entertainment event's printed name and/or logo. The nonalcoholic beverage container shall be a different hue (color) than the open container for fermented malt beverages and/or wine.~~

SECTION 3. § 428-8(G)(7) is here by amended to read:

(7) Possession or consumption of alcoholic beverages by an underage person within an outdoor open container entertainment event is prohibited at all times except as otherwise permitted by law. All individuals wishing to possess or consume a fermented malt beverage and/or wine within an outdoor open container event must have a wristband ~~with the outdoor open container entertainment event's printed name and/or logo~~ issued by an authorized event licensee which sold the fermented malt beverage and/or wine to the individual.

SECTION 4. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

SECTION 5. This ordinance shall take effect and be in force the day after its passage and publication.

DATE:	May 7, 2024		May 21, 2024	
READING:	1ST		2ND	
	YES	NO	YES	NO
DAVIS				
LAMPE				
BOARD				
BARTZ				
BLANKE				
SMITH				
SCHMID				
WETZEL				
MOLDENHAUER				
MAYOR MCFARLAND				
TOTAL				

ADOPTED May 21, 2024

CITY CLERK

APPROVED May 21, 2024

MAYOR