

AN ORDINANCE CREATING ALBANY MUNICIPAL CODE SECTION 7.08.035, DRINKING AT ALBANY STATION (PROHIBITING CONSUMPTION OF ALCOHOLIC BEVERAGES AND POSSESSION OF OPEN ALCOHOLIC BEVERAGE CONTAINERS AT ALBANY STATION), AND DECLARING AN EMERGENCY.

WHEREAS, Albany Station is a multimodal transportation facility open during all hours to the traveling public; and

WHEREAS, Albany Station has no facilities designed or intended for consumption of alcoholic beverages away from the presence of minors; and

WHEREAS, intoxicated persons and persons openly consuming alcoholic beverages interfere with the safe and convenient use of the facility for its intended purpose.

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

SECTION 1: ALBANY MUNICIPAL CODE 7.08.035 IS CREATED TO READ AS FOLLOWS:

7.08.035 Drinking at Albany Station: It is unlawful, while at Albany Station, to do the following:

- (1) consume any alcoholic beverage, or
- (2) possess on one's person any bottle, can, or other receptacle containing any alcoholic beverage, which has been opened, or a seal broken, or the contents of which have been partially removed. For purposes of this ordinance, Albany Station refers to all City-owned property upon which train/multimodal facilities are located and all City-owned property adjacent thereto. This area is bounded by Pacific Boulevard (OR 99E) on the north and west, 12th Avenue on the south, and Union Pacific Railroad property on the east.
- (3) Exemption: Notwithstanding item (2) above, the City Manager or designee may issue special permits for the use and possession of alcoholic beverages at Albany Station upon such terms and conditions as may be deemed appropriate.

SECTION 2: EMERGENCY CLAUSE. Inasmuch as this ordinance is necessary for the immediate preservation of the peace, health, and safety of the citizens of the city of Albany, an emergency is hereby declared to exist. This ordinance will be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Council

Passed by the ~~Mayor~~ May 11, 2011

Approved by the Mayor: May 11, 2011

Effective Date: May 11, 2011

ATTEST:

Debbie Langmuir
 City Clerk



[Signature]
 Mayor