

RESOLUTION 2012- 18

A RESOLUTION TO PERMIT OPEN CONTAINERS ON CERTAIN PUBLIC PROPERTY AND WITHIN CERTAIN PUBLIC RIGHTS OF WAY

WHEREAS the Sturgis Wild West Days and Rodeo is an event that brings many tourists to the City of Sturgis, and

WHEREAS the Sturgis Wild West Days and Rodeo is an event that is strongly supported this year by the Sturgis Chamber of Commerce, and

WHEREAS the Sturgis Chamber of Commerce has submitted a request that as part of a street dance held in conjunction with that celebration the City designate an open container area within a portion of the public Right of Way on First Street in the City of Sturgis, and

WHEREAS the request from the Sturgis Chamber of Commerce is within the authority granted to the City of Sturgis under state law; and

WHEREAS the Sturgis Chamber of Commerce has asked that the area to be designated as an open container area be limited to that portion of the public Right of Way of First Street between the intersection of First Street and Lazelle, and the intersection of First Street and Main, and

WHEREAS the Sturgis Chamber of Commerce also has requested that the City of Sturgis deliver concrete street barriers to this location to assist the Chamber in securing the designated open container, and

WHEREAS the Sturgis Chamber of Commerce has also requested that the City of Sturgis approve the additional use of steel cattle panels configured so as to allow access to the designated open container area only from that part of the Knuckle Saloon identified as an On-Sale licensed premises, and

WHEREAS the Sturgis Chamber of Commerce has also requested that the City of Sturgis approve the use of security personnel, knowledgeable in the laws of South Dakota regulating serving and consumption of alcoholic beverages, to be provided by the sponsors of the Wild West Days and Rodeo celebration, to maintain the designated open container area, and

NOW THEREFORE IT IS HEREBY RESOLVED as set forth herein that the City of Sturgis shall hereby establish an open container area, beginning on June 16, 2012 at 6:00 p.m. and concluding at 1:30 a.m. on June 17, 2012, contained within the public Right of Way bounded on the North by the intersection of First Street and Lazelle, and bounded on the South by the intersection of First Street and Main. This area shall be marked and secured by the barricades and other conditions described herein, as well as clearly legible signs provided by the Sturgis Chamber of Commerce, stating that the barricades mark the boundary of the designated open container area. The designated open container area does not include any private property within the open container

area not licensed to sell and serve alcoholic beverages.

Dated this 21st day of May, 2012.

CITY OF STURGIS

Mayor Mark Carstensen

ATTEST:

Fay Bueno, Finance Officer

Published: May 30, 2012
Effective: June 20, 2012