

## Chapter 9.04

### ALCOHOLIC BEVERAGES

#### Sections:

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#### **9.04.010**      **Definitions.**

For the purpose of this chapter, the following definitions shall be applicable:

A. “Alcoholic beverages” means alcohol, spirits, liquor, beer, wine, or any other liquid which contains one-half of one percent or more of alcohol by volume, or as otherwise defined by the State Department of Alcoholic Beverage Control.

B. “Open container” means and includes, but is not limited to, any bottle, can, jar or jug, vessel or other receptacle which is open, has been opened, or which has a seal broken, or the contents of which have been partially removed. (Ord. 201 § 1, 1980)

#### **9.04.020**      **Open container prohibited where.**

It is unlawful for any person to drink or consume, or have in his possession, an open container containing any alcoholic beverage or any

intoxicating liquor, as defined in this Chapter, in or upon any of the public places in the City, excepting restaurants and other commercial establishments where on-sale consumption is permitted by license of the state, including in designated public areas approved for special events or outdoor dining with a valid permit for said purpose, or City locations where a special permit allowing the consumption of alcoholic beverages has been issued by the Chief of Police, pursuant to Chapter 5.40 and 5.48, described as follows:

- A. In or upon any public highway, street, way or alley;
- B. In or upon any public sidewalk;
- C. In or upon any public parking lot;
- D. Within fifty feet of any public highway, parking lot, alley, sidewalk, way or street, while on private property open to public view without the express permission of the owner, his agent or the person in lawful possession of the private property.
- E. Except as otherwise permitted pursuant to Section 5.40.090, in or upon any park in the City of Ripon. (Ord. 858 § 4, 2017)

#### **9.04.030**      **Violation—Penalty.**

Any person violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be punishable as provided in Chapter 1.08 of this code. (Ord. 301 § 5, 1980)