

Chapter 64¹

ALCOHOLIC BEVERAGES

- § 64-1. Legislative intent and purpose.
- § 64-2. Consumption and possession in certain public and private places.
- § 64-3. Exceptions.
- § 64-4. Penalties for offenses.

[HISTORY: Adopted by the Board of Trustees of the Village of Vernon at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Amendments noted where applicable.]

§ 64-1. Legislative intent and purpose.

- A. The Village Board finds that the unrestricted consumption of alcoholic beverages in certain public places often leads to disorders and related problems as well as the littering of such public places and is disturbing to the public and threatens peace and good order.
- B. The purpose of this chapter is to prohibit the consumption of alcoholic beverages in certain public places in order to prevent disorderly behavior and the littering of public places and to protect the public health, safety and welfare and to promote the public good.

§ 64-2. Consumption and possession in certain public and private places.

- A. Prohibited. No person shall, within the Village of Vernon, drink or otherwise consume liquor, wine, beer or other

¹ Editor's Note: Former Ch. 64, Alcoholic Beverages, adopted 1-22-1973, as amended, was superseded by this chapter at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

alcoholic beverages while such person is in or upon any public sidewalk, street, highway, parking lot, vehicle or such other place, as defined by § 240.00 of the Penal Law of the State of New York, except public parks, or on private property without invitation or permission of the owner or occupant of such property. The abuse of alcoholic beverages is prohibited in all village public parks.

B. Possession of open containers. No person shall carry or have in his or her possession within the Village of Vernon any open bottle or open container containing liquor, wine, beer or other alcoholic beverage with the intent of the possessor or another to consume the same in any of the public places described in Subsection A of this section.

C. Presumptions.

- (1) The possession of an open bottle or open container wrapped, unwrapped or with the top exposed in a public place, as herein defined, shall be presumptive evidence that such open bottle or open container is intended to be consumed in a public place.
- (2) An open bottle or open container in any vehicle while in or on any public sidewalk, street, highway, parking lot, public park or other public place, as defined by § 240.00 of the Penal Law of the State of New York, shall be presumptive evidence that the same is in the possession of all the occupants thereof.

§ 64-3. Exceptions.

Upon written application to the Village Board on forms provided by the Village Clerk, the Board may grant special permission for the use of alcoholic beverages in or on the public sidewalks, streets, highways, parking lots or other public places as defined by § 240.00 of the Penal Law of the State of New York, except public parks, but only for the times, dates and places specified in the application. Said application shall contain, among other things, a list of three (3) names and addresses of those who are responsible for the activity.

§ 64-4. Penalties for offenses.

Any person committing an offense against any provision of this chapter shall, upon convicting thereof, be guilty of a violation pursuant to the Penal Law and shall be punishable, for each offense, by a fine of not more than two hundred fifty dollars (\$250.) or by imprisonment for not more than fifteen (15) days, or both.

1954

1954

The following is a list of the names of the members of the
 committee on the subject of the proposed changes in the
 constitution of the University of Chicago. The names are
 listed in alphabetical order of their last names.

