ORDINANCE NO. 1576

AN ORDINANCE ADDING ARTICLE III TO CHAPTER 17 OF THE
SOLANO COUNTY CODE, RESTRICTING ALCOHOLIC BEVERAGE CONSUMPTION

The Solano County Board of Supervisors ordains as follows:

Section 1. Chapter 17 of the Solano County Code is amended to add Article III and Sections 17-40 through 17-43, to read:

ARTICLE III. ALCOHOLIC BEVERAGE CONSUMPTION RESTRICTIONS

Section 17 - 40. Alcoholic beverage defined.

For the purposes of this section, “alcoholic beverage” includes alcohol, spirits, liquor, wine, beer and every other liquid which is fit for beverage purposes and which contains more than one-half of one percent of alcohol by volume.

Section 17 - 41. Consumption of alcoholic beverage in public places.

It is unlawful for any person to consume any alcoholic beverage in or upon any of the following places in the unincorporated area of Solano County:

(a) Any public highway or street;

(b) Any public sidewalk or way;

(c) Any public place, except beaches and parks; and

(d) Any place open to the public.

Notwithstanding the foregoing, the consumption of alcoholic beverages may be allowed on public property and public places in conformity with such rules as are adopted by resolution of the board of supervisors when notice is posted of such exception; and the consumption of alcoholic beverages on public school property is regulated by Business and Professions Code section 25608 rather than this section.

Section 17 - 42. Possession of open alcoholic beverage containers.

It is unlawful for any person to have in his or her possession any can, bottle, or other receptacle containing any alcoholic beverage which has been opened, or a seal broken, or the contents partially removed, on any public property or in any public place if the consumption of alcoholic beverages is prohibited in such areas by Section 17-41.
Section 17 - 43. Penalties for offenses.

Any person who violates any of the provisions of Section 17 - 41 is guilty of a misdemeanor and punishable by a fine of not more than $1000 or by imprisonment for not more than 6 months, or both; and any person who violates any of the provisions of Section 17 - 42 is guilty of an infraction and punishable by a fine of not more than $250.

Section 2. This ordinance will take effect thirty (30) days after its adoption.

Section 3. A summary of this ordinance will be published within fifteen (15) days after its adoption in the Fairfield Daily Republic, a newspaper of general circulation in Solano County.

PASSED AND ADOPTED by the Solano County Board of Supervisors at its regular meeting on May 25, 1999, by the following vote:

AYES: Supervisors Carroll, Kromm, Thomson, and Vice-Chairwoman Kondylis

NOES: Supervisors None

ABSENT: Supervisors Chairman Carroll

ABSTAINED: Supervisors None

ATTEST:
Michael D. Johnson, Clerk
Board of Supervisors

Barbara Kondylis, Vice-Chairwoman
Solano County Board of Supervisors

First reading: May 11, 1999
Second reading: May 25, 1999
Effective date: June 25, 1999