

**ORDINANCE NO. (O)13-02**

**AN ORDINANCE OF THE TOWN OF ORO VALLEY, ARIZONA,  
AMENDING THE ORO VALLEY TOWN CODE, SECTION 16-1-4,  
INTOXICANTS AND DISTURBING THE PEACE IN PARK, AND  
REPEALING ALL RESOLUTIONS, ORDINANCES AND RULES  
OF THE TOWN OF ORO VALLEY IN CONFLICT THEREWITH**

**WHEREAS**, on December 18, 1996, the Town Council adopted Ordinance No. (O) 96-54, enacting Oro Valley Town Code Chapter 16, Parks and Recreation and establishing within the code, Regulations for Town Park Facilities; and

**WHEREAS**, the Mayor and Council desire to amend the Oro Valley Town Code, Section 16-1-4 Intoxicants and Disturbing the Peace in Park in order to permit the sale and consumption of spirituous liquor at the Town-owned Steam Pump Ranch; and

**WHEREAS**, the Mayor and Council desire to grant to the Town Manager and the Chief of Police discretion to approve the sale and consumption of spirituous liquor at the Town-owned Steam Pump Ranch; and

**NOW, THEREFORE BE IT ORDAINED** by the Mayor and Council of the Town of Oro Valley, Arizona, that certain document known as the "Oro Valley Town Code", Section 16-1-4, Intoxicants and Disturbing the Peace in Park is hereby amended as follows:

**SECTION 1.** Section 16-1-4 is amended to read as follows, with additions being shown in ALL CAPS and deletions being shown in ~~Strikethrough text~~:

**16-1-4 Intoxicants and Disturbing the Peace in Park**

A. No person shall consume spirituous liquor in any Town Park Facility.

B. NOT WITHSTANDING SECTION A, THE SALE AND CONSUMPTION OF SPIRITOUS LIQUOR MAY BE PERMITTED AT THE TOWN-OWNED STEAM PUMP RANCH FACILITY UPON APPROVAL OF THE TOWN MANAGER AND CHIEF OF POLICE

~~B.~~ C. "Spirituous liquor" includes alcohol, brandy, whiskey, rum, tequila, mescal, gin, wine, port, ale, beer, and malt liquor, malt beverage, absinthe or compound or mixture of any of them, or of any of them with any vegetable or other substance, alcohol bitters, bitters containing alcohol, and any liquid mixture or preparation, whether patented or

otherwise, which produces intoxication, fruits preserved in ardent spirits, and beverages containing more than one-half of one percent of alcohol by volume.

**SECTION 2.** Pursuant to ARS § 41-1346, the Town shall maintain efficient record management for local public records and it has been determined that this Ordinance is a public record with three copies of said Ordinance to remain on file in the office of the Town Clerk.

**SECTION 3.** All Oro Valley Ordinances, Resolutions, or Motions and parts of Ordinances, Resolutions, or Motions of the Council in conflict with the provisions of this Ordinance are hereby repealed.


**SECTION 4.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

**PASSED AND ADOPTED** by Mayor and Town Council, the Town of Oro Valley, Arizona, this 3<sup>rd</sup> day of April, 2013.

**TOWN OF ORO VALLEY**


  
Dr. Satish I. Hiremath, Mayor

**ATTEST:**

  
Julie K. Bower, Town Clerk

Date: 4/8/13

**APPROVED AS TO FORM:**

  
Tobin Sidles, Interim Town Attorney

Date: 4/3/13

**PUBLISH:** DAILY TERRITORIAL  
APRIL 9, 10, 11, 12, 2013

**POSTED:** 4/9/13 - 5/9/13