

## SUMMARY OF

### ORDINANCE NO. 09-03

#### AN ORDINANCE ADDING CHAPTER 9.21 TO TITLE 9 OF THE PARLIER MUNICIPAL CODE CONSISTING OF A SOCIAL HOST ORDINANCE

The City Council of the City of Parlier does hereby ordain as follows:

**Section 1.** The City Council of the City of Parlier hereby ordains that the Parlier Municipal Code is hereby amended by adding a new Chapter 9.21 to Title 9 to read impart as follows:

**Sec. 9.21.010 Short Title**

This Chapter shall be known and cited as the "Social Host Ordinance".

**Sec. 9.21.020 Finding and Content.**

The City Council finds and determines as follows:

In Summary A.-F. Parties on private property where alcohol is served and consumed by underage person(s). Parties held on private residences or rented residences and commercial premises that are under the control of a responsible person that should know of the underage service and/or consumption. Control of underage consumption of alcohol is necessary because such activity poses a threat to the peace, health safety or general welfare of the public.

**Sec. 9.21.030 Purpose**

To protect the health, safety and general welfare; to enforce laws prohibiting the service to and consumption of alcohol by underage person(s).

**Sec. 9.21.010 Definitions.**

A.-B. Alcohol means ethyl alcohol, hydrated oxide of ethyl, or spirits of wine. Including liquor, wine beer.

C. underage person(s) means any person under twenty-one(21) years of age.

D. Party or Parties means an assembly of two(2) or more individuals.

E. Private property shall mean a hotel, motel, home, yard, apartment, condominium, mobile home, cottage, cabin, trailer, tent, or other dwelling unit, abandoned or vacant warehouse or building.

F. Responsible person means: owner, tenant or lessee, person in charge of property and or person in control of party.

**Sec. 9.21.050 Consumption of Alcohol by Underage Person(s)**

It is unlawful for any person to:

Knowingly permit, allow, host a party on property or premises under his control where underage person(s) are present and alcoholic beverages are being served or consumed by any underage person.

**Sec. 9.21.060 Prima Facie Evidence.**

When ever a responsible person is present at a party at the time and underage person(s) is being served or consumes alcoholic beverage thereon, it shall be prima facie evidence that such person had/or should have had knowledge.

**Sec. 9.21.070 Separate Violation**

Each incident shall constitute a separate violation.

**Sec. 9.21.080 Penalties for Violations.**

A violation of this section shall constitute a misdemeanor punishable by a fine of up to \$1,000.00 or by imprisonment for a period not to exceed six (6) months or by both fine and imprisonment, as described in Section 1.16.010 of this code.