

CHAPTER 3.

ALCOHOLIC BEVERAGES.¹

- Sec. 3-1. Public drunkenness.
Sec. 3-2. Presence of intoxicated person upon private premises.
Sec. 3-3. Possession, consumption, etc., on public recreational grounds, facilities, etc.

Sec. 3-1. Public drunkenness.

It shall be unlawful for any intoxicated person or any person in an intoxicated condition, willfully to appear, remain or be in or on any public highway, street, alley, way, park, playground or public place in the city, whether such person is or is not in or upon any automobile, street or interurban car, vehicle or conveyance.

An intoxicated person or a person in an intoxicated condition shall not willfully appear, remain or be in or on any place open to public view or in any store, railroad depot, stadium or other place to which the public is admitted or invited. (Mun. Code, Secs. 5320, 5321)

Sec. 3-2. Presence of intoxicated person upon private premises.

An intoxicated person or a person in an intoxicated condition shall not willfully appear, remain or be in or on any private premises or in any private house to the annoyance of any other person. (Mun. Code, Sec. 5322)

Sec. 3-3. Possession, consumption, etc., on public recreational grounds, facilities, etc.²

It is unlawful, except as herein exempt for any person on any public street, sidewalk, parkway, alley, highway, parking lot open to the public, public park, public school, public playground or any publicly operated recreational ground facility or building, to possess, sell, offer for sale, consume, drink purchase or transport any malt, spirituous liquor containing more than one-half of one-percent of alcohol by volume in a container which has been opened or a seal thereon broken, or the contents of which have been partially removed. However, for the purpose of this section, certain specific locations, under municipal jurisdiction, will be exempt when deemed by the city manager in writing, that such location meets administrative requirements allowing for the occasional serving of alcoholic beverages, and therefore shall not be punishable by any acts pertaining thereto which are prohibited by any law in the city. Such administrative requirements shall include, but not be limited to the following conditions and standards.

- (a) Such exemption shall be for city sponsored functions only for civic purposes.
- (b) Such exemption shall specifically state and limit the precise time and hour that such activity shall commence and terminate.
- (c) All activities so permitted by such exemption shall be entirely confined to fully enclosed structures.

¹As to prohibition against sale of alcoholic beverages in card clubs, see Sec. 12-11 of this Code.

²As to schools generally, see Ch. 34 of this Code.

This section does not apply within premises licensed under the Alcoholic Beverage Control Act, nor to anyone keeping an alcoholic beverage in a vehicle in the manner authorized by the Vehicle Code of California. This section shall not be deemed to prescribe any act which is positively permitted or prohibited by any law of the State of California. (Ord. Nos. 159, 370, 480, 484)

(Mun. Code, Secs. 5320, 5321, 5322; Ord. Nos. 159, 370, 480, 484)