

ORDINANCE NO. 4493

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, AMENDING SECTIONS 20-30 AND 20-31 OF CHAPTER 20, PARKS, RECREATION AND CULTURAL AFFAIRS, ARTICLE III, GENERAL PARK RULES, OF THE SCOTTSDALE REVISED CODE TO DEFINE CITY PARK AND TO ACCOMMODATE SPECIAL EVENTS IN PARKS.

BE IT ORDAINED by the Council of the City of Scottsdale, Maricopa County, Arizona, as follows:

Section 1. Scottsdale Revised Code, Chapter 20 (Parks, Recreation and Cultural Affairs), Article III (General Park Rules), Section 20-30 (Scope) is hereby amended by deleting the provisions indicated by a strike-through and adding the highlighted provisions, as follows:

**Sec. 20-30. Scope; Definition of City Park.**

The provisions of this article shall apply to ~~public city parks as defined herein within the city limits, which shall be referred to in this article as city parks.~~ This article shall not apply to city parks to which specific provisions of this Code apply, or to public lands within the boundaries of the McDowell Sonoran Desert Preserve. In the event of a conflict between the provisions of this article and any provision of this Code relating to a specific city park, the provisions relating to the specific park shall apply. General manager, as used in this article, means the ~~manager~~ director whose duties include administering the city parks, or the ~~manager's~~ director's designee.

For the purposes of this article, city park or park means land within city limits owned or operated by the city for public recreation purposes that has been designated as a park by the city as listed in the community services master plan, as amended.

Section 2. Scottsdale Revised Code, Chapter 20 (Parks, Recreation and Cultural Affairs), Article III (General Park Rules), Section 20-31 (General Rules for Use), subsection (b)(3) is hereby amended by adding the highlighted provision, as follows:

(3) No person shall consume spirituous liquor from an open container, or possess spirituous liquor in an open container, in a city park. Spirituous liquor includes alcohol, brandy, whiskey, rum, tequila, mescal, gin, wine, porter, ale, beer, any malt liquor or malt beverage, absinthe, a compound or mixture of any of them with any vegetable or other substance, alcohol bitters, bitters containing alcohol, 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. The only exceptions to this subsection are that beer and wine in open non-glass containers may be consumed or possessed pursuant to a permit issued by the city, as provided in section 20-34 of this article and that spirituous liquor may be consumed or possessed

at Solstice Park pursuant to a valid liquor license issued in connection with an approved special event as defined in Chapter 22 of this Code.

Section 3. Scottsdale Revised Code, Chapter 20 (Parks, Recreation and Cultural Affairs), Article III (General Park Rules), Section 20-31 (General Rules for Use), subsection (b)(6) is hereby amended by adding the highlighted provisions, as follows:

(6) No motorized vehicles shall be allowed in a city park, except in designated parking areas. This subsection shall not apply to: (i) city employees or others authorized by the city to perform inspection, repair or maintenance work; (ii) persons providing emergency, search and rescue, medical or veterinary services; (iii) the use and operation of a motorized wheelchair by a person who ordinarily uses such equipment; (iv) vendors, on park related business, with the permission of authorized city staff; and (v) activities authorized by a special event permit under Chapter 22 of this Code.

Section 4. If any provision or any portion of any provision of this Ordinance is for any reason held to be invalid, unconstitutional or otherwise unenforceable by a court of competent jurisdiction, such provision or portion thereof shall be deemed separate, distinct and independent of the remaining provisions of this Ordinance and shall be severed therefrom without affecting the validity of the remaining portions of this Ordinance.

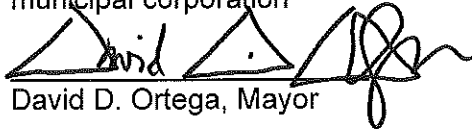
PASSED AND ADOPTED by the City Council of the City of Scottsdale, Maricopa County, Arizona this 16 day of March, 2021.

ATTEST:

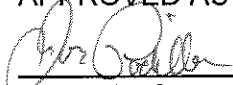


Ben Lane, City Clerk

CITY OF SCOTTSDALE, an Arizona  
municipal corporation

  
David D. Ortega, Mayor

APPROVED AS TO FORM:



Sherry R. Scott, City Attorney

By: Joe Padilla, Deputy City Attorney