

**ORDINANCE NO. 06-13-16-01**

**AN ORDINANCE REPEALING AND RECREATING SECTION 42-7(a).  
OPEN INTOXICANTS IN PUBLIC PLACES PROHIBITED**

The Village Board of the Village of Fontana-on-Geneva Lake, Walworth County, Wisconsin do ordain as follows:

**SECTION 1.**

Section 42-7(a.) shall be repealed and recreated to read as follows:

***42-7. Open intoxicants in public places prohibited; exception provided.***


- (a) Possession of open intoxicants in public places.
- (1.) Open intoxicants in public places prohibited. Except as provided herein in Section 42-7.(a)(2.), no person shall possess open containers of alcohol beverages in or on any land or water either owned or used in generally by the public, including, but not limited to, any road, street, alley, park, school ground, parking lot, sidewalk, beach, pier or commercial establishment unless such place is licensed to sell and serve alcohol beverages pursuant to the provisions of Chapter 6, or unless a beer/wine consumption permit is obtained for an event at a Village of Fontana park.
  - (2.) Exception to prohibition against possession of open intoxicants in public places. Servers employed at businesses along the portion of Lake Street described in 74-383 may cross said portion of Lake Street to reach and serve customer tables with open containers of alcoholic beverages at such time as Lake Street is closed pursuant to Section 74-383 herein. This exception shall not alter the general prohibition against possession of open intoxicants in a vehicle as set forth in the Village of Fontana Municipal Code or in state statute. Furthermore, this exception shall not extend to open containers of alcoholic beverages possessed by someone other than a server at a business along Lake Street.


**SECTION 2. EFFECTIVE DATE**

This Ordinance shall be in full force and effect upon and from its passage, approval, and publication as required by law.

**PASSED AND ADOPTED** by the Village Board of the Village of Fontana-on-Lake Geneva, Walworth County, Wisconsin, this 13<sup>th</sup> day of June, 2016.

VILLAGE BOARD OF THE VILLAGE OF  
FONTANA-ON-GENEVA LAKE

By:   
Pat Kenny, Village President

Attest:   
Theresa Loomer, Village Clerk