



ORDINANCE NO. 7 - 2023  
CITY OF LAWRENCEBURG, DEARBORN COUNTY, INDIANA

**AN ORDINANCE ESTABLISHING  
A DESIGNATED OUTDOOR REFRESHMENT AREA**

WHEREAS, Indiana Code 7.1-3-31 authorizes the establishment of a Designated Outdoor Refreshment Area; and

WHEREAS, the Common Council believes it is in the best interest of the City to create a Designated Outdoor Refreshment Area in the City's downtown, as authorized by Indiana Code 7.1-3-31 *et seq.*, which Area is shown on the attached Map, which is designated as Exhibit "A" and incorporated by reference herein.

NOW, THEREFORE, BE IT ORDAINED, by the Common Council of the City of Lawrenceburg, Indiana, as follows:

1. All definitions in Ind. Code 7.1-3-31 *et seq.* shall apply to this Ordinance.
2. The Common Council hereby adopts the Map of the City of Lawrenceburg Downtown Designated Outdoor Refreshment Area attached hereto as Exhibit "A" and incorporated herein by reference.
3. The Common Council finds that the Lawrenceburg Downtown Outdoor Refreshment Area is consistent with the City of Lawrenceburg's Zoning Code.
4. The Common Council hereby approves and adopts the required signage designating the City of Lawrenceburg Downtown Designated Outdoor Refreshment Area and directs the City to place the signage at the boundaries of the Area as required by law.
5. The City of Lawrenceburg Downtown Designated Outdoor Refreshment Area shall be in effect during all authorized times pursuant to Ind. Code 7.1-3-1-14 as amended from time to time by the Indiana General Assembly.
6. The City finds that each of the following retailers are an appropriate Designated Permittee and requests the Indiana Alcohol Commission to issue each a "Refreshment Area Designation" upon submission of their completed application to the City to participate in the Area as a Designated Permittee:
  - a. Strong's Brick Oven Pizza
  - b. Funny Farm Coffee
  - c. 227 - 231 Walnut Street

- d. Proof 124 Table and Tavern
- e. Hoosier Icehouse
- f. Captain's Tavern
- g. 119 Short Street
- h. 235 Walnut Street
- i. Parkside Market
- j. Lawrenceburg Event Center Bar & Restaurant
- k. The RiverWatch

Any additional licensed premises located within the Downtown Refreshment Area who desire to be designated as a "Designated Permittee" and granted a "Refreshment Area Designation" shall submit the "City of Lawrenceburg DORA Retailer Application" to the City for approval and recommendation by the Common Council by Resolution.

7. Any organization or establishment that desires to be a "Vendor" for the Downtown Designated Refreshment Area shall submit a Special Event Permit Application and the State Form Designated Outdoor Refreshment Area Designation Form for each event to the City for approval.

8. A Vendor's location may be at any or all of the designated areas within the Downtown Designated Outdoor Refreshment Area as shown on Exhibit "A", subject to approval of the Special Event Permit and State Form.

9. Nothing in this Ordinance prohibits a business, landlord, or other establishment from prohibiting open containers of alcoholic beverages to enter their premises or from prohibiting alcoholic beverages purchased from another establishment to enter their premises.

10. The City of Lawrenceburg maintains full authority and control over the sidewalks and common area and no one may prohibit or limit open containers in accordance with Ind. Code 7.1-3-31 within the Designated Outdoor Refreshment Area in those spaces except for the City of Lawrenceburg Police Department.

11. Upon receipt of "refreshment area designation" from the Indiana Alcohol Commission the Designated Permittee shall remove all stanchions, fencing, or other means of separation previously required by law from all common areas, sidewalks, and right of way of the City of Lawrenceburg as provided by Ind. Code 7.1-3-31-15.

12. In accordance with Ind. Code 7.1-3-31 *et seq.* a person may consume an alcoholic beverage purchased from a designated permittee or vendor anywhere within the refreshment area boundaries, subject to the right of any retailer permittee or business within the refreshment area to refuse to allow individuals to enter the licensed premises or business with an alcoholic beverage.

13. All Designated Permittees and Vendors may allow a person to exit the designated permittee's or vendor's licensed premises with not more than two (2) open containers of an alcoholic beverage at a time. The contents of an open container may not exceed the following:

- a. Beer or flavored malt beverage of not more than sixteen (16) ounces.
- b. Wine, cider, or hard seltzer of not more than twelve (12) ounces.
- c. A mixed drink of not more than ten (10) ounces containing not more than two (2) ounces of liquor.

14. A sign, as required by Ind. Code 7.1-3-31-16 must be posted at each exit of a Designated Permittee and on the licensed premises of a Vendor.


15. Glass containers may only be allowed in a Designated Permittee's Outdoor dining area and may not be removed into the Downtown Designated Outdoor Refreshment Area.

16. This Ordinance shall be in full force and effect upon its passage, approval, and publication pursuant to Indiana law.

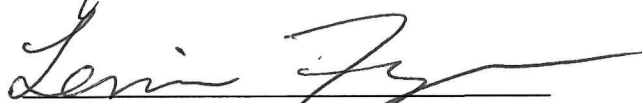
**ALL OF WHICH IS ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LAWRENCEBURG, DEARBORN COUNTY, INDIANA, ON THIS THE 7 DAY OF AUGUST, 2023.**

  
 \_\_\_\_\_  
 Brett Bondurant, Council-At-Large

  
 \_\_\_\_\_  
 Tony Abbott, District One

  
 \_\_\_\_\_  
 Justin Noppert, District Two

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 Thomas Rowlett, Sr., District Three

  
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 Lennie Fryman, District Four

\_\_\_\_\_  
 Hon. Kelly Mollaun (*in the case of a tie*)

**ATTEST AND PRESENTED TO THE MAYOR:**

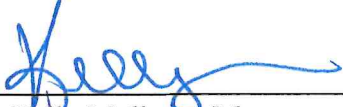
  
 \_\_\_\_\_  
 Mark Fette, Clerk-Treasurer


8/7/23  
 \_\_\_\_\_  
 Date/Time

**APPROVAL OR VETO BY THE MAYOR:**

Veto: \_\_\_\_\_

Approve:  \_\_\_\_\_

  
\_\_\_\_\_  
Hon. Kelly Mollaun, Mayor

  
\_\_\_\_\_  
Date/Time

**PREPARED BY:**

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