
PORT COMMISSION REPORT

TO: PORT COMMISSION

FROM:

SUBJECT: AMENDMENT TO ORDINANCE Nº 2021-1 SECTION 5.7

DATE:

Introduction

The current Port of Cascade Locks Ordinance states the following regulation in regards to alcohol use on Port property:

5.7 ALCOHOL

5.7.1 No person shall possess open containers of alcohol anywhere on Port property except to transport the alcohol to or from moored boats or as allowed by Special Permit by the Port.

The Commission previously expressed a desire to update the rules and regulations regarding alcohol use on Port property to reflect the current needs of the Port.

Under guidance of the Port's attorney, the following amendment to the language is being submitted for the Commission's review:

Section 1. Amendment to Ordinance No. 2021-1. Section 5.7 of Ordinance No. 2021-1 is hereby replaced in its entirety with the following language:

5.7. ALCOHOL CONTAINERS

5.7.1. Definitions.

5.7.1.1. "Alcoholic Beverage" means any liquid or solid containing more than one-half of one percent alcohol by volume and capable of being consumed by a human being.

5.7.2. No person shall possess or consume an alcoholic beverage in a glass container within Marine Park or any other Recreational Area unless allowed by Special Permit issued by the Port.

Following the consensus of the Commission, the procedure for amending an ordinance is as established under ORS.198.540:

ORS 198.540 Notice prior to adoption of ordinance affecting regulation. (1)

Except in an emergency, an ordinance adopting, amending or repealing a regulation shall not be considered or voted upon by a district board unless the ordinance is included in the published agenda of the meeting. The agenda of a meeting shall state the time, date and place of the meeting, give a brief description of the ordinances to be considered at the meeting and state that copies of the ordinances are available at the office of the district board.

(2) The presiding officer shall cause the agenda to be published not more than 10 days ***nor less than four days before the meeting, in one or more newspapers of general circulation*** within the district or, if there is no such newspaper, in a newspaper of general circulation in each county in which the district is located. The presiding officer may also cause the agenda:

- (a) To be posted in three public places within the district at least 10 days before the meeting; or
- (b) To be published by radio and television stations broadcasting in the district as provided by ORS 193.310 and 193.320.