

BY: John W. Stenberg

An Ordinance to amend Section 612.02 of the Codified Ordinances of the City of Bexley and to declare an emergency.

WHEREAS, teenage alcohol use and abuse is a serious problem which has, among other things, resulted in traffic fatalities, serious personal injuries and substantial damage to property; and

WHEREAS, teenage drinking often occurs at parties hosted by young people within the City with the knowledge and consent of their parents or under circumstances which a reasonably responsible adult should know would result in the unlawful consumption of intoxicating liquor and beer by persons who are under age; and

WHEREAS, persons who own, occupy or otherwise control property located within the City have a duty not to allow persons who are under age to use or possess intoxicating liquor or beer on their property; and

WHEREAS, parents and guardians have a duty to exercise reasonable parental control over their children for the purpose, among other things, of not allowing or otherwise contributing to their children violating laws regulating the use and possession of intoxicating liquor and beer; now, therefore;

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY,  
Ohio:

Section 1. Section 612.02 of the Codified Ordinances be, and the same hereby is, amended to read as follows:

612.02 SALES TO MINORS; PROHIBITIONS AND MISREPRESENTATIONS.

(a) No person shall sell intoxicating liquor to a person under the age of twenty-one years or sell beer to a person under the age of nineteen, or buy intoxicating liquor for, or furnish it to, a person under the age of twenty-one years, or buy beer for or furnish it to a person under the age of nineteen, unless given by a physician in the regular line of his practice, or by a parent or legal guardian.

(b) No person under the age of twenty-one years shall purchase intoxicating liquor, nor shall a person under the age of nineteen years purchase beer.

(c) No person under the age of nineteen years shall order, pay for, share the cost of, or attempt to purchase any beer or intoxicating liquor, or consume any beer or intoxicating liquor, either from a sealed or unsealed container or by the glass or by the drink, in any public place, except as provided in subsection (a) hereof.

(d) No person under the age of twenty-one years shall order, pay for, share the cost of, or attempt to purchase any intoxicating liquor, or consume any intoxicating liquor, either from a sealed or unsealed container or by the glass or by the drink, except as provided in subsection (a) hereof.

(e) No person shall knowingly furnish any false information as to the name, age or other identification of any person under twenty-one years of age for the

purpose of obtaining or with the intent to obtain, beer or intoxicating liquor for a person under nineteen years of age, or intoxicating liquor for a person under twenty-one years of age, by purchase or as a gift.

(f) No person under the age of nineteen years shall knowingly show or give false information concerning his name, age, or other identification for the purpose of purchasing or otherwise obtaining beer or intoxicating liquor in any place in this State where beer or intoxicating liquor is sold under a permit issued by the Ohio Department of Liquor Control or sold by such Department.

(g) No person under the age of twenty-one years shall knowingly show or give false information concerning his name, age or other identification for the purpose of purchasing or otherwise obtaining intoxicating liquor in any place in this state where intoxicating liquor is sold under a permit issued by the Ohio Department of Liquor Control or sold by such Department.

(h) No person being the owner or occupant or otherwise in possession of any property located within the City shall allow any person under the age of twenty-one years to remain on such property while in the possession of intoxicating liquor or while consuming intoxicating liquor or allow any person under the age of nineteen years to remain on such property while in the possession of beer or while consuming beer, except as provided in subsection (a) hereof.

(i) No person being the parent or guardian or otherwise having the care, custody or control of any minor shall allow such minor to violate any provision of this section or shall aid, abet, induce, cause, encourage or contribute to such minor violating any provision of this section, including, without limitation, allowing a minor to be in possession of property located within the City under circumstances such that a reasonably responsible adult should have known that a violation of this section was likely to occur thereon.

(j) Whoever, being an adult, violates subsection (a), (d), (e), (g), (h) or (i) hereof is guilty of a misdemeanor of the first degree. Punishment shall be as provided in Section 698.02.

(k) Whoever, being an adult, violates subsection (b), (c) or (f) hereof is guilty of a minor misdemeanor. Punishment shall be as provided in Section 698.02.

(l) Whoever, being a minor, violates any of the provisions of this section shall be dealt with in accordance with juvenile court law and procedure.

Section 2. That this Ordinance is an emergency ordinance necessary for the preservation of the public peace, health and safety; and, therefore, such ordinance shall go into effect upon its passage and its approval by the Mayor.

PASSED: September 10, 1985

ATTEST: [Signature]  
Clerk of Council

[Signature]  
President of Council

APPROVED: Sept. 10, 1985

[Signature]  
David H. Madison,  
Mayor

July 23, 1985 - 1st reading  
Sept. 10, 1985 - 2nd reading  
Susp. & adopt