

ORDINANCE NO. 5094

AN ORDINANCE to amend Sec. 34-23(c), to create 34-23(d) and renumber (d) of the Code of Ordinances of the City of La Crosse regarding sales of food and beverage on public property near La Crosse Center.

THE COMMON COUNCIL of the City of La Crosse does ordain as follows:

SECTION I: Section 34-23 is hereby amended to read as follows:

Sec. 34-23. - Sales of food, beverages and merchandise ~~on premises~~ on public property near La Crosse Center.

(c) It shall be unlawful for any person to sell, offer to sell, or give away, any goods, merchandise, ~~foodstuffs~~, tickets or any other articles of any kind on any public street, public parking lot, public parking ramp, public alley or public sidewalk within the following boundaries:

- (1) On the south by the south line of King Street;
- (2) On the north by the north line of State Street;
- (3) On the east by the east line of Fourth Street;
- (4) On the west by the centerline of the Mississippi River Main Channel;

between the time four hours immediately preceding the commencement of any scheduled event therein and the time one hour immediately after the conclusion of any scheduled event therein.

SECTION II: Section 34-23(d) is hereby created to read as follows:

(d) It shall be unlawful for any person to sell, offer to sell, or give away any food or beverage of any kind on any public street, public parking lot, public parking ramp, public alley or public sidewalk within the following boundaries:

- (1) On the south by the south line of Jay Street;
- (2) On the north by the north line of Pearl Street;
- (3) On the east by the east line of Second Street;
- (4) On the west by west line of Front Street;

between the time four hours immediately preceding the commencement of any scheduled event therein and the time one hour immediately after the conclusion of any scheduled event therein.

SECTION III: Section 34-23(d) is hereby renumbered as follows:

(e) Any person who shall violate any of the provisions of this section shall, upon conviction thereof, be required to forfeit not less than \$200.00 nor more than \$1,000.00 together with costs of prosecution and in default of payment thereof shall be committed to the County Jail, unless otherwise authorized by law, for a period not to exceed 90 days.

SECTION IV: Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this division shall not be affected.

SECTION V: This ordinance shall take effect and be in force from and after its passage and publication.

/s/ _____
Timothy Kabat, Mayor

/s/ _____
Teri Lehrke, City Clerk

Passed: 5/9/19
Approved: 5/13/19
Published: 5/18/19