



**2019**  
**PERMIT TO CONSUME**  
**Fermented Malt Beverage**  
 Permit subject to appropriate fees and insurance

<b>Staff Use Only</b>	
Date	_____
Time	_____
Initials	_____

Rev. 09 January 2019

**Application for Permit for Consumption of Fermented Malt Beverages in Public Areas**

**(This application MUST be submitted to the EP or BR Recreation Center two (2) weeks prior to the date of the event.)**

Park/Area:	Type of Event:
Date of Event:	Day of Event: <b>M T W TH F SA SUN</b>
# of people expected:	Organization/Group:
Applicant Name:	Date of Birth:
Street Address:	Phone (Day):
City / Zip:	Cell:

<b>EVENT</b>	Times Requested (includes set-up and take-down): _____ (am/pm) <b>TO</b> _____ (am/pm) <input type="checkbox"/> Entertainment provided, please specify: _____
	<p><b>ONLY FERMENTED MALT BEVERAGES MAY BE CONSUMED</b>  <b>***NO GLASS BOTTLES OR OTHER ALCOHOLIC BEVERAGES***</b>  <b>Revised Municipal Code 7-1005; 12-5006</b></p>
<b>CERTIFICATION AND INDEMNIFICATION</b>	I certify that I have reviewed and agree, for myself and the above entity, to be bound by the City's standards for issuance of a permit to consume alcoholic beverages in public areas (see reverse side of form). I will communicate the City's standards to those attending the above functions. I will be present for the duration of the function.
	I agree to be responsible for any damage or injury caused by the use of the public area. The event or gathering shall be held in an orderly manner and all applicable laws of the State of Colorado and ordinances of the City of Commerce City will be obeyed.
	I agree to indemnify and hold harmless the City, its officers, employees, and agents, from and against all claims, demands, or damages arising out of the applicant's use of the public area and, if required, to provide general liability insurance described below.
<b>INS</b>	I further certify that I am 21 years of age or older and the information I have provided is true and correct
	Signature of Applicant: _____ Date: _____
	<input type="checkbox"/> <b>REQUIRED</b> – Applicant must provide: (1) general liability insurance (including liquor liability endorsement) on a primary basis in the amount of \$1,000,000/occurrence; and (2) a certificate of insurance naming the City of Commerce City as an additional insured.
	<input type="checkbox"/> <b>NOT REQUIRED</b>

<b>APPROVALS FEES</b>	Office Use Only
	Minimum Fee: \$25 Res / \$35 Non Res – Fees to be determined by the number of people attending the event and the number of facilities used.
	TOTAL AMOUNT DUE \$ _____ Date Paid _____ Receipt # _____
	Rental # _____ Date Issued _____
	_____ Commerce City Parks & Recreation Date: _____



## PERMIT TO CONSUME

Standards for issuance and use of permit to consume fermented malt beverages in public areas.

- A. A permit shall be issued only to:
  - 1. An individual; or
  - 2. An office or agent authorized to apply for such a permit on behalf of a legal entity organized under or recognized by the laws of the State of Colorado.
- B. The person applying for such permit for him or herself or on behalf of such entity must be at least twenty-one years of age.
- C. A permit may be issued for social, fraternal, patriotic, athletic, religious, or charitable events.
- D. Denial of permit
  - 1. Issuance of such permit may be denied upon the grounds that such issuance would be detrimental to the public safety, health, morals, order, or welfare by reason of the nature of the event, the likelihood, in the reasonable judgment of the office of the City responsible for review and issuance of the permit, that the event would create a public nuisance or result in the consumption of alcoholic beverages by minors, its location within the community, or the failure of the applicant or permit holder in a past event, for which a permit was required, to conduct such event in compliance with applicable laws and regulations.
  - 2. Issuance of such permit may be denied if another event has previously been scheduled for that location on the same day for which the permit is sought or if issuance of the permit would unreasonably interfere with normal activities and customary and general use and enjoyment of the location.
  - 3. Preference shall be given to residents of the City of Commerce City and to businesses located within the corporate limits of the City of Commerce City for use of public areas under the control of the City.
- E. The City Manager or Director of Parks and Recreation may require any applicant to post a performance bond or letter of credit acceptable to the City attorney to assure compliance with applicable law. Any costs to the City of cleaning, repairing, or policing may be withheld from the performance bond.
- F. Each permit shall be issued for a specific location and is not valid for any other location.
- G. **No fermented malt beverages shall be permitted at any time at Freedom Park.**
- H. Permits shall be valid only for the period issued.
- I. Permits are valid for the individual or entity to which they are issued and are not transferrable.
- J. Both the applicant and the permit holder shall be personally responsible for any cleaning, trash disposal, or repairs necessary as a result of the event for which the permit is granted.
- K. The permit must be in the possession of the permit holder or applicant at and during the event and must be produced upon request of a peace officer.
- L. The permit holder will control the consumption of alcohol in compliance with City and State regulations.
- M. All ordinances, rules, and regulations of the City remain in full force and effect.
- N. Smoking is prohibited in any city park property, with the exception of any areas of park property that are designed and intended for the parking of automobiles (Revised Municipal Code 7-1014).
- O. Glass containers are prohibited in any city park property (Revised Municipal Code 7-1005).
- P. Only the consumption of fermented malt beverages is authorized by this permit. Other alcoholic beverages, including liquor and wine, not included in the definition of fermented malt beverages by state law remain prohibited (Revised Municipal Code 12-5006; C.R.S. § 44-3-103).

For additional Park Information and Rules/Regulations go to <http://recreation.c3gov.com/parks-trails>.