



City and County of Denver

**Department of
Parks and Recreation**

**Alcohol Rules, Regulations and
Policies**

Effective
January 1, 2021

PURPOSE

The Alcohol Rules, Regulations and Policies (“Rules”) establishes the rules and regulations regarding the sale and/or service, and the associated consumption, of Alcohol Beverages in Denver Parks and Recreation (DPR) facilities and parks. It is the intention of the Department of Parks and Recreation to provide the citizens of Denver the broadest range of opportunities to enjoy its parks and facilities.

AUTHORITY

Section 2.4.4(A) of the Denver City Charter (“Charter”) delegates to DPR the duty and power to manage, operate and control all park facilities located within and without the boundaries of the City and County of Denver and owned by the City for park and recreational purposes. This includes DPR’s authority to promulgate and enforce rules and regulations for the establishment of uses, restrictions, prohibitions of parks and park facilities. DPR is authorized to issue citations, collect civil fines, and conduct administrative hearings and appeals related to violations of these Rules and other duly adopted DPR rules and regulations in accordance with the Administrative Citations Rules & Regulations adopted May 11, 2012, as amended and restated May 27, 2015, and as may be subsequently amended.

APPLICATION; EFFECTIVE DATE

These Rules shall apply to Denver City Parks and Denver Mountain Parks. The Rules shall be effective January 1, 2021.

DEFINITIONS

Alcohol Beverages: The phrase “Alcohol Beverages”, as used in these Rules, shall conform, at a minimum, to the definition and restrictions imposed by the Colorado Liquor Code, Article 47 of Title 12 of the Colorado Revised Statutes, as amended. This includes fermented malt beverage or malt liquor (beer); vinous liquor (wine or champagne); or spirituous liquor (hard liquor).

Permit: The phrase “Permit”, as used in these Rules, means a revocable and nontransferable permit issued by the Department of Parks and Recreation allowing for the use of specific park property. Permit types include, but are not limited to, public event permits, special occasion permits, event facility permits, race/walk permits, athletic permits, tournament permits, assembly/demonstration permits, and recreation center facility rental permits.

Liquor License: The phrase “Liquor License”, as used in these Rules, shall mean any license or permit issued by the Denver Department of Excise and Licenses, the Colorado Department of Revenue, or by other governmental authority as required by and in conformance with State laws and rules and regulations, and City laws and rules and regulations regarding Alcohol Beverages.

Permit Resource Site: means the web site located at denvergov.org/permits which contains documents, lists and other resources identified in these Rules. Alternative means of obtaining this information are:

- A request for electronic copies sent to park.permits@denvergov.org;
- Direct pick-up at the DPR Permitting Office located in the Wellington E. Webb Municipal Building, 201 West Colfax Avenue, 1st Floor, Denver, Colorado; and
- Any other means selected by the DPR Executive Director to make such documents, lists and resources available to the public.

SECTION 1: REQUIREMENTS AND RESTRICTIONS FOR DENVER PARKS AND RECREATION BUILDINGS AND FACILITIES

The sale, service, possession, and consumption of Alcohol Beverages is prohibited in all Parks and Recreation buildings and facilities, except at the following Parks and Recreation buildings subject to requirements and restrictions that may be established:

1. Buildings occupied by concessionaires with duly executed concession licenses that specifically allow the sale, service, and consumption of Alcohol Beverages on the licensed premises;
2. Buildings occupied and used in accordance with a duly executed Cooperative Agreement with the City of Denver that specifically allow the sale, service, and consumption of Alcohol Beverages on the licensed premises;
3. The following buildings in accordance with the requirements and restrictions of a duly executed permit:
 - a. Event Facilities
 - b. The Aqua Golf Clubhouse
 - c. The Harvard Gulch Clubhouse
 - d. The Carla Madison Recreation Center rooftop event space
 - e. The Buffalo Bill Museum, and
 - f. The Evergreen Lakehouse
4. Designated recreation and senior centers in accordance with the requirements and restrictions of a duly executed permit including the following restrictions:
 - a. At designated recreation and senior centers, the sale and/or service of Alcohol Beverages shall be allowed only during those times when the recreation or senior centers are closed to the public (for example, if the recreation or senior center is closed for a private event); and
 - b. No access to weight rooms or swimming pools shall be allowed.

SECTION 2: REQUIREMENTS AND RESTRICTIONS FOR DENVER PARKS AND OTHER OUTDOOR PUBLIC SPACES MANAGED BY DPR AND FOR THE GENERAL PUBLIC (NOT ASSOCIATED WITH A PERMITTED ACTIVITY)

The possession and consumption of Alcohol Beverages is prohibited in parks and other outdoor public spaces managed by DPR except for fermented malt beverage or malt liquor (beer) and vinous liquor (wine or champagne). The sale and/or service of Alcohol Beverages is prohibited in parks and other outdoor public places. Exceptions to these restrictions are as follows:

1. Possession, consumption, sale or service of Alcohol Beverages in association with a permit may be allowed as conditioned by Sections 3 through 9 of these Rules.
2. Possession, consumption, sale or service of Alcohol Beverages may be allowed in association with a duly executed concession license.
3. Possession, consumption, sale or service of Alcohol Beverages may be allowed in association with a duly executed contract.

Possession, consumption, sale or service of Alcohol Beverages must be in compliance with State Law including, but not limited to, prohibition against consumption by persons under the age of 21 and as otherwise prohibited. In addition to the above restrictions, the following restrictions

apply unless authorized by a duly executed concession license or contract, or a duly issued Permit:

1. Kegs and glass containers are prohibited.
2. Alcohol Beverages may not be possessed or consumed in parkways.
3. Alcohol Beverages may not be possessed or consumed within the boundary of any pool.
4. Alcohol Beverages may not be possessed or consumed within the boundary of any playground.
5. Alcohol Beverages may not be possessed or consumed within twenty-five feet (25') of any entrance to a recreation or senior center.
6. Alcohol Beverages may not be possessed or consumed within the boundary of any skate park.
7. Alcohol Beverages may not be possessed or consumed within the boundary of any bike park.

SECTION 3: REQUIREMENTS AND RESTRICTIONS APPLICABLE TO ALL PERMITTED ACTIVITY WITH ALLOWED ALCOHOL

The sale, service and consumption of Alcohol Beverages is allowed as may be conditioned in accordance with certain duly obtained permits. Sections 3 through 9 contain specific requirements, restrictions, and prohibitions for specific permit types. The following requirements, restrictions and prohibitions apply to the sale and/or service of Alcohol Beverages in association with all permit types.

- If required by law, ordinance, or rule, the permittee shall contact the Denver Department of Excise and Licenses and obtain any required Liquor License as determined by the Denver Department of Excise and Licenses.
- Any Alcohol Beverages must be served, sold and consumed at the location(s) and on the premises as specified in the Liquor License and as may be further restricted in the permit issued by DPR.
- The permittee shall comply with all local, state, and federal laws, rules, and regulation applicable to the sale or service of Alcohol Beverages.
- The permittee shall comply with all requirements and restrictions contained in these Rules.
- All sales or service of Alcohol Beverages shall conclude one (1) hour prior to the end of the event but no later one (1) hour prior to park curfew.
- Alcohol Beverage selling or serving stations must be located a minimum of fifty feet (50') from any playgrounds.
- Alcohol Beverages are prohibited from being served to the public in glass containers except under a permit where the permitted activity is exclusively indoors.
- If instructed by the DPR Permitting Office, the permittee must obtain the appropriate Liquor Liability Insurance as may be required based upon the permit type.
- The permittee shall comply with requirements established by DPR regarding Responsible Vendor Programs. Information regarding any such requirement can be found at the DPR Permitting Resource Site.
- The DPR Executive Director may establish additional special restrictions and requirements to any permit.

SECTION 4: REQUIREMENTS AND RESTRICTIONS FOR PUBLIC EVENT PERMITS WITH ALCOHOL (INCLUDING RACE/WALKS)

Permittees may be granted the right to serve and/or sell Alcohol Beverages under a duly issued Public Event Permit. Permittees wishing to serve and/or sell Alcohol Beverages under a duly issued Public Event Permit must agree to and comply with 1) the requirements and restrictions in Section 3 above; 2) all special requirements and restrictions imposed by the DPR Executive Director; and 3) all requirements and restrictions contained in the Public Event Rules and Policy.

If Alcohol Beverages are sold or served at a duly permitted public event, the permittee is required to obtain and pay for off-duty Denver Police Officers from the beginning of alcohol service to the end of the event. An exception to this requirement may be granted by the DPR Executive Director upon the Applicant demonstrating, to the satisfaction of the DPR Executive Director, that an adequate alternative system of alcohol security will be provided.

SECTION 5: REQUIREMENTS AND RESTRICTIONS FOR SPECIAL OCCASION PERMITS

Special Occasion Permits are issued solely for private events at which all attendees are present by invitation only. Permittees may serve and/or sell Alcohol Beverages as a part of a duly issued Special Occasion Permit. Permittees wishing to serve and/or sell Alcohol Beverages under a Special Occasion Permit must agree to and comply with 1) the requirements and restrictions in Section 3 above; and 2) all special requirements and restrictions imposed by the DPR Executive Director.

SECTION 6: REQUIREMENTS AND RESTRICTIONS FOR EVENT FACILITY PERMITS

Permittees may be granted the right to serve and/or sell Alcohol Beverages under a duly issued Event Facility permit. Permittees wishing to serve and/or sell Alcohol Beverages under an Event Facility Permit must agree to and comply with 1) the requirements and restrictions in Section 3 above; and 2) all special requirements and restrictions imposed by the DPR Executive Director and the Event Facility Rental Policy.

SECTION 7: REQUIREMENTS AND RESTRICTIONS FOR ASSEMBLY/DEMONSTRATION PERMITS

The sale or service of Alcohol Beverages is prohibited in association with any Assembly or Demonstration Permit.

SECTION 8: REQUIREMENTS AND RESTRICTIONS FOR PICNIC PERMITS

The sale and service of Alcohol Beverages are prohibited in association with a Picnic Permit. The possession and consumption of Alcohol Beverages by Picnic Permit attendees is limited to fermented malt beverage or malt liquor (beer) and vinous liquor (wine or champagne). Kegs and glass containers are prohibited.

SECTION 9: REQUIREMENTS AND RESTRICTIONS FOR ATHLETIC PERMITS

The sale and service of Alcohol Beverages are prohibited in association with an Athletic Permit, with the exception of Tournament Permits. Permittees may be granted the right to sell or serve Alcohol Beverages under a duly issued Tournament Permit. Permittees wishing to sell or serve Alcohol Beverages under a Tournament permit must agree to and comply with 1) the requirements and restrictions in Section 3 above; 2) these Rules; 3) all special requirements and restrictions imposed by the DPR Executive Director; and 4) all requirements and restrictions of the issued

Alcohol License (if applicable) and the Athletic Permit Policy.

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The Alcohol Rules, Regulations and Policies have been duly adopted in accordance with the rule-making requirements of section 39-2, D.R.M.C., and is in accordance with the authority of the Executive Director of the Denver Department of Parks and Recreation under section 2.4.4. of the City Charter.

The Alcohol Rules, Regulations and Policies are adopted effective the 1st day of January, 2021.

In accordance with section 39-2, D.R.M.C., copies of the Alcohol Rules, Regulations and Policies were filed with the Denver Clerk and Recorder and the Denver City Attorney within seven (7) days of the effective date set out above, and a notice of the adoption of the Alcohol Rules, Regulations and Policies was published in The Denver Daily Journal on the ____ day of ____, 20__ . The notice included a statement that a copy of the Alcohol Rules, Regulations and Policies is on file with the Executive Director of Parks and Recreation and is available for public inspection.

APPROVED AND ADOPTED:

Allegra “Happy” Haynes
Executive Director of Parks and Recreation

APPROVED FOR LEGALITY:

City Attorney for the City and County of Denver

Assistant City Attorney