

AMENDMENT NO. \_\_\_\_  
TO  
ORDINANCE NO. BL2022-1089

Mr. President –

I hereby move to amend Ordinance No. BL2022-1089 as follows:

I. By amending Section 1 by deleting the proposed definition of “Enclosed vehicle” in Metropolitan Code of Laws Section 6.77.010 as follows:

~~“Enclosed Vehicle” means any motor vehicle that is fully enclosed by metal, plexiglass, professionally installed operable vinyl windows, or glass on all sides and on the top/roof. Any vehicle not meeting this definition would constitute an “unenclosed vehicle.” A vehicle is unenclosed if any portion of it lacks solid sides and a roof, including all appurtenances attached thereto, including, but not limited to, a pickup truck or a wagon or trailer pulled by a tractor, within which passengers are capable of standing and circulating while the vehicle is in motion. For purposes of this section, a vehicle “side” must be a full side enclosure of the vehicle and cannot consist of solely a guard rail or railing. It may contain windows capable of being opened, excluding the driver compartment if separate from the passenger area, but all windows shall be fully raised while the vehicle is in operation with customers aboard and any passenger is in possession of an open container. Enclosed vehicles shall maintain any required emergency access or exits but the emergency access or exits may not be used to avoid the safety goals intended by the enclosure.~~

II. By amending Section 14 by deleting proposed Metropolitan Code of Laws Section 6.77.220, Subsection 8, as follows:

~~8. Not permit a passenger to stand or ride on any part of the entertainment transportation vehicle other than the designated seating area while the entertainment transportation vehicle is in motion and to advise the passengers that they must be seated except when loading or unloading.~~

III. By amending Section 16 as follows:

Section 16. That Section 6.77.240 of the Metropolitan Code of Laws is hereby amended by deleting Subsections B and C in ~~its~~ their entirety and replacing ~~it~~ these subsections with the following:

B. A certificate holder or entertainment transportation vehicle driver commits a violation of this chapter if he or she provides or stocks any beer, ale, wine, or other alcoholic beverage in the entertainment transportation vehicle, except to the extent otherwise permitted by the Beer Board.

C. The consumption of beer, ale, wine, or other alcoholic beverages upon or within an entertainment transportation vehicle is strictly prohibited, except to the extent otherwise permitted by the Beer Board.

IV. By amending Section 22 as follows:

Section 22. That Section 7.24.040 of the Metropolitan Code of Laws is hereby amended by deleting Subsection C in its entirety. C.1.a and replacing it with the following:

~~a. An "Enclosed Vehicle" means any motor vehicle that is fully enclosed by metal, plexiglass, professionally installed operable vinyl windows, or glass on all sides and on the top/roof. Any vehicle not meeting this definition would constitute an "unenclosed vehicle." A vehicle is unenclosed if any portion of it lacks solid sides and a roof, including all appurtenances attached thereto, including, but not limited to, a wagon or trailer pulled by a tractor, within which passengers are capable of standing and circulating while the vehicle is in motion. For purposes of this section, a vehicle "side" must be a full side enclosure of the vehicle and cannot consist of solely a guard rail or railing. It may contain windows capable of being opened, but all windows, excluding the driver compartment if separate from the passenger area, shall be fully closed while the vehicle is in operation with customers aboard and any passenger is in possession of an open container. Enclosed vehicles shall maintain any required emergency access or exits but the emergency access or exits may not be used to avoid the safety goals intended by the enclosure.~~

SPONSORED BY:

---

Zach Young  
Member of Council