

TOWN OF WESTERLY

CHAPTER 1681

“AN ORDINANCE IN AMENDMENT OF CHAPTER 68 OF THE WESTERLY CODE OF ORDINANCES ENTITLED ‘ALCOHOLIC BEVERAGES’” (SOCIAL HOST LIABILITY)

The Town of Westerly hereby ordains:

Section 1. Chapter 68 of the Westerly Code of Ordinances entitled “Alcoholic Beverages” is hereby amended by adding thereto the following:

ARTICLE IV  
**Social Host Liability**

**§ 68-6. Definitions.**

For the purpose of this chapter, the following definitions shall apply:

- A. “JUVENILE” means any child under the age of 18 years old.
- B. “MINOR” means any person under the age of 21 years old.
- C. “PARTY, GATHERING OR EVENT” means a group of persons who have assembled or are assembling for a social occasion or a social activity.
- D. “RESPONSIBLE PERSON” means the person who owns, leases or otherwise has control of the premises where the party, or social activity, gathering, or event takes place. This provision shall not apply to a landlord.

**§ 68-7. Unsupervised, unlawful possession of alcohol.**

No person under the age of 21 years shall have in his or her possession, or consume, any alcoholic beverage at any place except as permitted by Rhode Island General Laws Section 3-8-11.1 (c).

**§ 68-8. Unlawful gatherings on private property when alcohol is served to minors.**

It shall be unlawful for any responsible person to conduct, aid, allow, or otherwise permit a party at a residence where alcohol is being served to minors, except as permitted by Rhode Island General Laws Section 3-8-11.1 (c).

**§ 68-9. Penalties for Violation of Ordinance.**

- A. Fines:
  - (1) A first violation of this Section shall be punishable by a \$250 fine.
  - (2) A second violation of this Section by the same responsible person, within a twelve-month period shall be punishable by a fine of \$500.

- (3) A third or subsequent violation of this Section by the same responsible person, within a twelve-month period shall be punishable by a fine of \$1,000.

Section 2. This Ordinance shall take effect upon passage.

A true copy of an Ordinance passed July 13, 2009.

Per Order of the Town Council.

ATTEST: Donna L. Giordano, MMC  
Council Clerk  
July 20, 2009

TOWN OF WESTERLY  
PROPOSED ORDINANCE

Notice is hereby given that a Public Hearing will be held in the Council Chambers, Town Hall, Westerly, Rhode Island, on Monday, July 13, 2009, at 7:00 o'clock p.m., or as close to that time as possible, in accordance with the Home Rule Charter of the Town of Westerly, to consider the following Proposed Ordinance entitled: "AN ORDINANCE IN AMENDMENT OF CHAPTER 68 OF THE WESTERLY CODE OF ORDINANCES ENTITLED 'ALCOHOLIC BEVERAGES'" (SOCIAL HOST LIABILITY)

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Section 2. This Ordinance shall take effect upon passage.

Per Order of the Town Council.

ATTEST: Donna L. Giordano, MMC  
Council Clerk  
July 6, 2009

**All persons interested in the above are respectfully required to be present at the time and place to be heard thereon.**

INDIVIDUALS REQUESTING INTERPRETER SERVICES FOR THE HEARING IMPAIRED MUST CALL 348-2500 OR 596-2022 (V/TDD) 72 HOURS IN ADVANCE OF THE HEARING DATE.