

## **PART 47 CONSUMPTION OF TAKEOUT ALCOHOLIC BEVERAGES**

### **47.01 Authority**

The rules and regulations in this Part 47 are adopted by the Chief Executive Officer of Denver International Airport (“DEN”) pursuant to Section 2.11.2 of the City and County of Denver Charter and Section 5-16 of the Denver Revised Municipal Code.

### **47.02 Purpose; Limited Scope**

On June 15, 2020, the Colorado legislature passed SB20-213 allowing businesses with alcohol licenses to sell takeout alcoholic beverages for off-premises consumption through July 1, 2021 (as codified in C.R.S. § 44-3-911, the “Law”). To help promote social distancing efforts, generate airport concessions revenue, and support small businesses and women- and minority-owned companies during the COVID-19 pandemic, ticketed passengers may consume takeout alcoholic beverages within the post-security public areas of Concourses A, B, and C (the “Concourses”) until the Law expires. This authorized consumption is strictly limited to takeout alcoholic beverages that are legally purchased to-go from licensed concession businesses at DEN (“Takeout Beverages”).

### **47.03 Rule Authorizing Consumption of Takeout Beverages on Concourses**

Pursuant to C.R.S. § 44-3-901(1)(i)(VII), the City and County of Denver, by and through its Department of Aviation, hereby authorizes the consumption of Takeout Beverages on the Concourses in accordance with all applicable laws, rules, regulations, and DEN directives. The consumption of any other alcoholic beverages on the Concourses is prohibited.

### **47.04 Non-Consumption Areas; Other Restrictions**

Areas within the Concourses may be designated as non-consumption areas where Takeout Beverages may not be possessed or consumed. DEN may further establish any other restrictions on the sale and consumption of Takeout Beverages without having to amend this Part 47.

### **47.05 Concessionaire Requirements**

Concessionaires that sell Takeout Beverages shall obtain all necessary permits and comply with all applicable rules and regulations issued by state and local licensing authorities, as well as any directives and restrictions established by DEN. If a concessionaire fails to follow any such requirements, DEN may exercise contractual remedies and prohibit the concessionaire from selling Takeout Beverages. Without limiting the broad indemnification provisions and liability waivers contained in individual concession agreements, concessionaires expressly agree to hold DEN harmless and assume any and all liabilities, costs, and expenses relating to or arising from the sale of Takeout Beverages.

### **47.06 Expiration**

This Part 47 will automatically expire when the Law, as it may be amended or superseded, is no longer in effect.