

NOTICE OF PUBLIC HEARING TO ADOPT ORDINANCE 07-2026 CREATING CHAPTER 118 OF THE MUNICIPAL CODE OF THE TOWN OF BREMEN, INDIANA, REGARDING THE CREATION AND OPERATION OF A DESIGNATED OUTDOOR REFRESHMENT AREA

Notice is hereby given that the Town Council of the Town of Bremen, Indiana shall be considering Ordinance No. 07-2026, on Monday, July 13, 2026, at 4:30 PM in the Town Council Meeting Room at 104 W. Plymouth Street, Bremen, Indiana 46506. This meeting is open to the public. The Ordinance is available in its entirety with its exhibits for review at the Bremen Town Hall, located at 104 W. Plymouth Street, Bremen, Indiana 46506, between the hours of 8:00 a.m. and 4:00 p.m. The Ordinance reads as follows:

ORDINANCE NO. 7-2026

AN ORDINANCE ESTABLISHING A DESIGNATED OUTDOOR REFRESHMENT AREA IN THE TOWN OF BREMEN, INDIANA

WHEREAS, Indiana Code 7.1-3-31 authorizes the establishment of a Designated Outdoor Refreshment Area; and

WHEREAS, the Town Council (hereinafter “the Town Council”) of the Town of Bremen, Indiana (hereinafter “the Town”) believes it is in the best interests of the Town to create a Designated Outdoor Refreshment Area (hereinafter the “DORA”) in the Town’s downtown district, as authorized by Indiana Code 7.1-3-31 et seq, which Area is shown on the attached map attached hereto and made a part hereof as Exhibit A.

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Bremen, Indiana, that Chapter 118 of the Municipal Code of the Town of Bremen, Indiana is created as follows:

- All definitions in Ind. Code 7.1-3-31 et seq. shall apply to this Ordinance.
- The Town Council hereby adopts the Map of the Town of Bremen Downtown Designated Outdoor Refreshment Area (hereinafter the “DORA”) attached hereto as Exhibit A and incorporated herein by reference.
- That the following area is designated as the Bremen Downtown Designated Outdoor Refreshment Area:

THAT PORTION OF THE ORIGINAL PLAT OF THE TOWN OF BREMEN, THE RECORDED PLAT HEIMS ADDITION TO THE TOWN OF BREMEN AND THAT PORTION OF THE NORTH EAST QUARTER OF SECTION 35, TOWNSHIP 35 NORTH, RANGE 3 EAST; DESCRIBED AS BEGINNING AT THE NORTH EAST CORNER OF THE WEST 33 FEET OF LOT 20, OF THE ORIGINAL PLAT OF THE TOWN OF BREMEN; THENCE SOUTH ON THE EAST LINE OF SAID WEST 33 FEET, AND SAID LINE EXTENDED TO THE NORTHEAST CORNER OF THE WEST 25 FEET OF LOT 29, OF THE ORIGINAL PLAT OF THE TOWN OF BREMEN AND THE SOUTH RIGHT OF WAY LINE OF WEST PLYMOUTH STREET; THENCE EAST ON SAID SOUTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF SOUTH JACKSON STREET; THENCE SOUTH ON SAID WEST RIGHT OF WAY LINE TO THE SOUTH LINE OF LOT 28 OF SAID ORIGINAL PLAT OF THE TOWN OF BREMEN; THENCE WEST ON SAID SOUTH LINE TO THE WEST LINE OF LOT 33 EXTENDED; THENCE SOUTH ON SAID WEST LINE AND SAID LINE EXTENDED TO THE NORTH RIGHT OF WAY LINE OF SOUTH STREET; THENCE EAST ON SAID NORTH RIGHT OF WAY LINE TO THE EAST LINE OF THE WEST 44 FEET OF LOT 34 OF THE ORIGINAL PLAT OF THE TOWN OF BREMEN; THENCE NORTH ON SAID EAST LINE AND SAID LINE EXTENDED TO THE SOUTH LINE OF LOT 27 OF THE ORIGINAL PLAT OF THE TOWN OF BREMEN; THENCE EAST ON SAID SOUTH LINE(S) OF LOTS 25 THROUGH 27, AND THE SOUTH LINE EXTENDED TO THE SOUTH WEST CORNER OF LOT 1 OF HEIMS ADDITION TO THE TOWN OF BREMEN; THENCE EAST ON THE SOUTH LINE OF LOTS ONE THROUGH FOUR TO THE EAST LINE OF LOT 4 OF SAID HEIMS ADDITION AND SAID EAST LINE EXTENDED; THENCE NORTH ON SAID EAST LINE TO THE NORTH RIGHT OF WAY LINE OF EAST PLYMOUTH STREET; THENCE EAST ON SAID NORTH RIGHT OF WAY LINE TO THE WEST RIGHT OF WAY LINE OF NORTH WASHINGTON STREET; THENCE NORTH ON SAID WEST RIGHT OF WAY LINE AND SAID WEST RIGHT OF WAY LINE EXTENDED TO THE SOUTH LINE OF AN EAST/WEST ALLEY (APPROXIMATELY 126 FEET NORTH OF THE NORTH RIGHT OF WAY LINE OF EAST PLYMOUTH STREET); THENCE WEST ON LINE OF SAID ALLEY TO THE PLACE OF BEGINNING.

Except all residential property is excluded.

- The Bremen Downtown Designated Outdoor Refreshment Area boundary by address is as follows:

- 213 W. Plymouth Street, Bremen IN 46506
- 211 W. Plymouth Street, Bremen IN 46506
- 201 W. Plymouth Street, Bremen IN 46506
- 124 W. Plymouth Street, Bremen IN 46506
- 123 W. Plymouth Street, Bremen IN 46506
- 122 W. Plymouth Street, Bremen IN 46506
- 120 W. Plymouth Street, Bremen IN 46506
- 119 W. Plymouth Street, Bremen IN 46506
- 118 W. Plymouth Street, Bremen IN 46506
- 117 W. Plymouth Street, Bremen IN 46506
- 116 W. Plymouth Street, Bremen IN 46506
- 115 W. Plymouth Street, Bremen IN 46506
- 114 W. Plymouth Street, Bremen IN 46506
- 111 W. Plymouth Street, Bremen IN 46506
- 110 W. Plymouth Street, Bremen IN 46506
- 108 W. Plymouth Street, Bremen IN 46506
- 107 W. Plymouth Street, Bremen IN 46506
- 105 W. Plymouth Street, Bremen IN 46506

- 103 W. Plymouth Street, Bremen IN 46506
- 115 S. Jackson Street, Bremen IN 46506
- 121 S. Jackson Street, Bremen IN 46506
- 111 S. Center Street, Bremen IN 46506
- 102 E. Plymouth Street, Bremen IN 46506
- 101 E. Plymouth Street, Bremen IN 46506
- 102 E. Plymouth Street, Bremen IN 46506
- 103 E. Plymouth Street, Bremen IN 46506
- 105 E. Plymouth Street, Bremen IN 46506
- 107 E. Plymouth Street, Bremen IN 46506
- 112 E. Plymouth Street, Bremen IN 46506
- 113 E. Plymouth Street, Bremen IN 46506
- 120 E. Plymouth Street, Bremen IN 46506
- 124 E. Plymouth Street, Bremen IN 46506
- 125 E. Plymouth Street, Bremen IN 46506
- 126 E. Plymouth Street, Bremen IN 46506

Except all residential property is excluded.

- This chapter is applicable to Retail Permittees and Vendors who wish to participate in the DORA, and to any person(s) who consume or wish to consume alcoholic beverages within the DORA.
 - Any Retail Permittee and/or Vendor participating in the DORA established herein shall abide by all federal, state, and local laws, statutes, and ordinances.
 - It shall be unlawful for any person, sole proprietor, partnership, company, corporation, applicant, vendor, restaurant, establishment, venue, or other entity to operate as a Designated Permittee or Vendor within the DORA unless registered as such with the Town as provided herein.
 - Any Designated Permittee and/or Vendor shall follow any and all applicable federal, state, and local laws, statutes, and ordinances not otherwise outlined herein regarding, but not limited to, littering, noise and other public nuisances, and alcoholic beverage consumption.
 - The Town Council finds that the Bremen Downtown Outdoor Refreshment Area is consistent with the Town of Bremen’s Zoning Code.
 - The Town Council hereby approves and adopts the minimum signage designating the Town of Bremen Downtown Designated Outdoor Refreshment Area, attached hereto as Exhibit B and incorporated herein by reference and directs the Town of Bremen Street Department to place the signage at the designated locations on Exhibit C.
 - Signs shall be posted at locations conspicuous from the public right-of-way at each pedestrian exit of the DORA.
 - Signs identifying the exits to the DORA shall be spaced no further than one (1) block apart.
 - Additional outdoor signs within the Downtown DORA shall be placed in areas of high pedestrian activity.
 - All outdoor signs shall be composed of high-quality, all-weather, durable material and shall be no smaller than thirty-six (36) square inches.
 - Each Designated Permittee shall place, in a conspicuous location at each exit of the Designated Permittee’s premises a sign containing the following information:
 - Any open alcoholic beverage containers purchased within the DORA must remain within the DORA;
 - Possessing an open container of alcoholic beverages in a motor vehicle may constitute a Class C infraction under I.C. 9-30-15;
 - The DORA shall be in effect during all authorized times pursuant to I.C. 7.1-3-1-14, as amended from time to time by the Indiana General Assembly, and may be further modified by the Town Council of the Town of Bremen, Indiana, in accordance with Indiana Code.
 - The Town Council recognizes Exhibits B and C represent minimum safety standards and that additional signage designating the Town of Bremen Downtown Designated Outdoor Refreshment Area may be warranted and necessary; therefore, the Town of Bremen Street Committee is hereby authorized and granted full authority to increase the number or change the type of signage in its sole discretion.
 - The Town of Bremen Downtown Designated Outdoor Refreshment Area shall be in effect during all authorized times pursuant to Ind. Code 7.1-3-1-14, as amended from time to time by the Indiana General Assembly.
 - The following retailer permittees have submitted a completed application to the Town to participate in the Area as a Designated Permittee and the Town finds that each of them is an appropriate Designated Permittee and requests the Indiana Alcohol Commission to issue each a Refreshment Area Designation:
 - WP Partnership, Inc., located at 108 W. Plymouth Street
 - JB Pub, LLC, d/b/a Bud’s Pub, located at 111 E. Plymouth Street
 - Bremen Properties, LLC, d/b/a Hoopes, located at 108 E. Plymouth Street
- Any additional licensed premises located within the Downtown Refreshment Area who desires to be designated as Designated Permittee and granted a Refreshment Area Designation shall submit an application to the Town for approval and recommendation by the Town Council by Resolution.
- An additional Designated Outdoor Refreshment Area Designation Form shall be submitted to the Town Council for approval prior to:
 - A Designated Permittee expanding their operations into the Area outside of their designated outdoor patio area;
 - An Approved Vendor, either by this Ordinance or future Resolution, requesting a temporary permit to serve in the Area; or
 - Any organization holding a special event in the Area with a Vendor requesting a temporary permit to serve.
 - Any establishment that desires to be a “Vendor” for the Downtown Designated

Refreshment Area shall submit an application to the Town for approval by the Town Council. The following establishments have submitted an application by the Town Council now finds that they are appropriate Vendors for the Downtown Refreshment Area and hereby approves their participation upon completion of Designated Outdoor Refreshment Area Designation Form for each event:

- Bremen Volunteer Fire Association
 - Bremen VFW 8972 & Auxilliary/American Legion 191 & Auxilliary
- Any additional establishments desiring to be Vendor’s shall submit an application for review and approval by the Town Council by Resolution. Upon approval by the Town Council each additional Special Event Permit and Application shall be submitted to the Town Planning and Building Department.
- Designated Permittees identified in paragraph 10 have been identified on Exhibit A.
 - Vendor’s location may be at any or all of the designated areas within the Downtown Designated Outdoor Refreshment Area as shown on Exhibit A, subject to approval of the Designated Outdoor Refreshment Area Designation Form by the Town Council.
 - The Town Council may require, as a condition of registration and applicant approval for participation in the DORA, any applicant to be a Designated Permittee and/or Vendor to annually furnish a certificate of insurance to the Town Council naming the Town as an additional insured, primary and non-contributory with coverages deemed to be acceptable to the Town Council.
 - Nothing in this Ordinance prohibits a business, landlord, or other establishment from prohibiting open containers of alcoholic beverages to enter their premises, including designated patio areas, or from prohibiting alcoholic beverages purchased from another establishment to enter their premises, including designated patio areas.
 - The Town of Bremen maintains full authority and control over the sidewalks, public spaces, and the Town area, and no one may prohibit or limit open containers in accordance with Ind. Code 7.1-3-31 within the Designated Outdoor Refreshment Area in those spaces except for the Bremen Police Department.
 - In accordance with Ind. Code 7.1-3-31 et seq.:
 - A person may consume an alcoholic beverage purchased from a Designated Permittee or Vendor anywhere within the refreshment area boundaries, subject to the right of any retailer permittee or business within the refreshment area to refuse to allow individuals to enter the licensed premises or business, including designated patio areas, with an alcoholic beverage.
 - All Designated Permittees and Vendors may allow a person to exit the designated permittee’s or vendor’s licensed premises with not more than two (2) open containers of an alcoholic beverage at a time. The contents of an open container may not exceed the following:
 - Beer or flavored malt beverage of not more than sixteen (16) ounces;
 - Wine, cider, or hard seltzer of not more than twelve (12) ounces; or
 - A mixed drink of not more than ten (10) ounces containing not more than two (2) ounces of liquor.
 - Only alcoholic beverages purchased from the Designated Permittees and/or Vendors within the DORA may be possessed or consumed within the DORA. The Town may designate an official cup, logo, sticker, or other means of identification for the purpose of administering this ordinance.
 - Alcoholic beverages of any and all kinds not purchased from a Designated Permittee and/or Vendor within the DORA are expressly prohibited.
 - If a Designated Permittee in the DORA offers outdoor dining:
 - the Designated Permittee shall define its designated patio area in its application for participation in the DORA and post notice to all persons whether alcoholic beverages not purchased from the Designated Permittee are permitted in its designated patio area.
 - Glass containers may only be allowed in a Designated Permittee’s designated patio area and may not be removed into the DORA.
 - A sign, as required by Ind. Code 7.1-3-31-16, and attached hereto as Exhibit D must be posted at each exit of a Designated Permittee and on the licensed premises of a Vendor.
 - In accordance with I.C. 7.1-3-31-11, Council may adopt an ordinance dissolving the DORA at any time.
 - Compliance with all provisions of this Chapter shall be and are required within the DORA.
 - Any person, entity, applicant, vendor, or permittee who violates any provision of this Chapter may be subject to fines as follows:
 - Up to Two Thousand Five Hundred Dollars (\$2,500.00) for the first violation annually.
 - Up to Five Thousand Dollars (\$5,000.00) for any second or subsequent violation annually.
 - The Town Council may suspend and/or terminate the application of any Designated Permittee or Vendor for any second or subsequent violation of this Chapter. A Designated Permittee or Vendor whose application is suspended or terminated may not participate in the DORA as a Designated Permittee or Vendor for the duration of said suspension or termination. Any Designated Permittee or Vendor whose application has been suspended or terminated may appeal such suspension or termination by requesting a public hearing before the Town Council.
- This Ordinance shall be in full force and effect upon its passage, approval, and publication pursuant to Indiana law as well as approval by the Indiana Alcohol and Tobacco Commission.