

**PASSED**

**PERMANENT RECORD**

ORDINANCE NO: G-2025-05

INTRODUCED BY: Allen, Carothers,  
Heronemus, and Trockman

**AN ORDINANCE AMENDING ORDINANCE G-2025-04 ESTABLISHING  
A DESIGNATED OUTDOOR REFRESHMENT AREA (“DORA”)  
PURSUANT TO I.C. § 7.1-3-31, ET. SEQ.**

**WHEREAS**, on or about January 21, 2025, the Downtown Evansville Economic Improvement District (“**EID**”) filed Ordinance G-2025-04 with the Evansville City Clerk, seeking the approval of the Common Council of the City of Evansville, Indiana (the “**Common Council**”) for the establishment of a designated outdoor refreshment area in accordance with Ind. Code § 7.1-3-31, *et. seq.*, which was unanimously approved by the Common Council during its public meeting on February 10, 2025, and signed by the Mayor of the City of Evansville, Indiana (hereinafter, the “**DORA Ordinance**”); and

**WHEREAS**, subsequent to the passage of the DORA Ordinance, the Common Council understands the EID heard from several property owners and proposed permittees and vendors, some desiring to be added to the Dora Ordinance and others requesting to be removed from the same, and therefore, the Common Council believes it to be necessary to amend the Dora Ordinance in accordance with the terms and conditions contained herein.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Evansville, Indiana, as follows:

1. **Amendment to SECTION 1. Definitions.** Section 1 of the DORA Ordinance is hereby deleted in its entirety and the following is inserted and substituted:

“**SECTION 1. Definitions.** All definitions in I.C. § 7.1-3-31, *et. seq.* shall apply to this Ordinance.”

2. **Amendment to SECTION 3. Boundaries.** Section 3 of the DORA Ordinance is hereby deleted in its entirety and the following is inserted and substituted:

“**SECTION 3. Boundaries.** The boundaries of the DORA are illustrated in the map attached hereto as Exhibit “A” and which is expressly made a part hereof by reference. Additionally, the Downtown DORA is bounded by the following streets: Starting at the corner of NW 1st St and the Ohio River Scenic Byway (Riverside Drive); hence following the curve of the riverfront up to Pigeon Creek Greenway Passage until Mickey’s Kingdom Park; hence N to Walnut St; hence NE along Walnut St to SE 1<sup>st</sup> St; hence NW along SE 1st St to Locust St; hence NE along Locust St to SE 3<sup>rd</sup> St; hence SE along SE 3<sup>rd</sup> St to Walnut St; hence NE along Walnut St to SE 6<sup>th</sup> St; hence SE along SE 6<sup>th</sup> St to Chestnut St; hence NE along Chestnut St to Martin Luther King Jr Blvd; hence NW along Martin Luther King Jr Blvd to Walnut St; hence NE along Walnut St to SE 9<sup>th</sup> St; hence NW along SE 9th St to Pasco Ave; hence NW along Pasco Ave to E Sycamore St; hence West along E Sycamore St to Sycamore St; hence along Sycamore St to Martin Luther King Jr Blvd; hence NW along Martin Luther King Jr Blvd to Vine St; hence SW along Vine St to NW 3rd St; hence NW along NW 3rd St to Carpenter St; hence W along Carpenter St to NW 2nd St; hence SE along NW 2nd St to Clark St; hence SW along Clark St to NW 1st; hence NW back to the Ohio River Scenic Byway.”

**FILED**

FEB 18 2025

*Gama Windhorst*  
City Clerk

3. **Amendment to SECTION 4. Proposed Permittees & Vendors.** Section 4 of the DORA Ordinance is hereby deleted in its entirety and the following is inserted and substituted:

“SECTION 4. Proposed Permittees & Vendors. A list of the proposed permittees and vendors for the DORA is attached hereto as Exhibit “B” and is expressly made a part hereof by reference.”

4. **Not a Novation.** This ordinance is a revision only and not a novation. Except as herein provided, all of the terms and conditions of the DORA Ordinance are ratified and shall remain in full force and effect.

5. **Effective Date.** This ordinance shall become effective upon adoption and approval by the Mayor of the City of Evansville, or thereafter upon any and all necessary State of Indiana approvals.

**PASSED AND ADOPTED BY** the Common Council of the City of Evansville, Indiana, on the 10<sup>th</sup> day of March, 2025, and on said day signed by the President of the Common Council and attested by the City Clerk.

Benjamin S. Trockman, President  
Common Council of Evansville, Indiana

ATTEST: Laura Windhorst  
Laura Windhorst, City Clerk  
City of Evansville, Indiana

Presented by me, the undersigned City Clerk of the City of Evansville, to the Mayor of said City, this 11<sup>th</sup> date of March, 2025, at 10:15 o'clock, A.m., for the Mayor's consideration and action thereon.

Laura Windhorst  
Laura Windhorst, City Clerk  
City of Evansville, Indiana

Having examined the foregoing ordinance, I do now, as Mayor of the City of Evansville, Indiana, approve said ordinance and return the same to the City Clerk this 11<sup>th</sup> day of March, 2025 at 11 o'clock, A.m.

Stephanie Terry  
Stephanie Terry, Mayor  
City of Evansville, Indiana

Mosby	✓	Allen	✓
Heronemus	✓	Green	✓
Carothers	✓	Johnson	✓
Koehler Lindsey	✓	Trockman	✓
Brinkmeyer	✓	PASSED 9-0	

**EXHIBIT "A"**  
**MAP OF DESIGNATED AREA**



***\*Blue markers indicate intersections***

**EXHIBIT "B"**

**DESIGNATED DORA PERMITTEES**

<b><u>Potential Permittee</u></b>	<b><u>Address</u></b>
2 <sup>nd</sup> Language	401 NW 2 <sup>nd</sup> Street, Suite A
Angelo's	305 Main Street
Arcademie	22 NW Sixth Street
Bally's Evansville	421 NW Riverside Drive
Bru Burger Bar	222 Sycamore Street
COMFORT by the Cross-Eyed Cricket	230 Main Street
Cosmo's	101 SE 1 <sup>st</sup> Street
Entwined Wine & Cocktail Bar	303 Main Street
High Score Saloon	309 Main Street
Hush on Main	323 Main Street, Suite F
Industry Bar	101 SE 1 <sup>st</sup> Street
Main Street Food & Beverage	900 Main Street
Milano's Italian Cuisine	500 Main Street
Pangea Pizzeria	401 NW 2 <sup>nd</sup> Street, Suite A
Patsy Hartigan's Irish Pub	203 Main Street
Peephole Bar & Grill	201 Main Street
River Kitty Cat Café	226 Main Street
Robert's by the River	6 Walnut Street
Samuel's	113 SE 4 <sup>th</sup> Street
Stone City Grill	601 Walnut Street
The Quarry Bar	601 Walnut Street
The Rooftop	112 NW Martin Luther King Jr Boulevard
Tiki on Main	524 Main Street
Warehouse 410	410 Carpenter Street
Zuki Downtown	222 Main Street

# PERMANENT RECORD

ORDINANCE NO: G-2025-04

INTRODUCED BY: Allen, Carothers,  
Heronemus, and Trockman

**PASSED**

**AN ORDINANCE ESTABLISHING A DESIGNATED OUTDOOR REFRESHMENT  
AREA (“DORA”) PURSUANT TO I.C. § 7.1-3-31, ET. SEQ.**

**WHEREAS**, the Downtown Evansville Economic Improvement District (“EID”) has supported investment and growth in Downtown Evansville since 2018; and

**WHEREAS**, the EID has continually improved and expanded opportunities to draw more residents, visitors, and patrons to Downtown Evansville; and

**WHEREAS**, the State of Indiana adopted I.C. § 7.1-3-31, *et. seq.*, which allows for the creation of Designated “Outdoor” Refreshment Areas; and

**WHEREAS**, having a designated outdoor refreshment area will attract more visitors, citizens, and patrons to local businesses within the area; and

**WHEREAS**, having and implementing a Designated Outdoor Refreshment Area in Downtown Evansville will provide an economic boost to local businesses with similar initiatives in other cities showing an increase in foot traffic, customer spending, and overall revenue for businesses within the designated area; and

**WHEREAS**, having a Designated Outdoor Refreshment Area allows patrons to enjoy beverages outdoors, creating a more vibrant and enjoyable atmosphere for visitors and residents alike that will attract more people to Downtown Evansville, leading to increased patronage for local restaurants, venues, bars, and shops; and

**WHEREAS**, the new legislation allows businesses more flexibility in how they serve their customers and enables them to create unique and appealing outdoor environments; and

**WHEREAS**, the implementation of a Designated Outdoor Refreshment Area will encourage collaboration among local businesses, as they can work together to promote the area, coordinate events, and create a cohesive and attractive experience for visitors which will strengthen the downtown community and foster a sense of unity among businesses; and

**WHEREAS**, increasing foot traffic within the area will help the development and continued economic vitality of downtown; and

**WHEREAS**, creating a Designated Outdoor Refreshment Area will build a livelier, pedestrian-friendly environment.

**NOW, THEREFORE, BE IT ORDAINED** by the Common Council of the City of Evansville, Indiana, as follows:

**SECTION 1. Definitions.** All definitions in I.C. § 7.1-2-31, *et. seq.* shall apply to this Ordinance.

**SECTION 2. Creation.** Pursuant to I.C. § 7.1-3-31, the Common Council hereby authorizes and approves the creation of a Designated “Outdoor” Refreshment Area in the downtown area of City of Evansville (hereinafter, the “DORA”).

**FILED**

JAN 21 2025

*Jana Windhorst*  
City Clerk

**SECTION 3. Boundaries.** The boundaries of the DORA are illustrated in the map attached hereto as Exhibit “A” and which is expressly made a part hereof by reference. Additionally, the Downtown DORA is bounded by both side of the following streets: Starting at the corner of NW 1<sup>st</sup> St and the Ohio River Scenic Byway (Riverside Drive); hence following the curve of the riverfront up to Pigeon Creek Greenway Passage until Mickey’s Kingdom Park; hence N to Cherry St; hence NE along Cherry St to Martin Luther King Jr Blvd; hence NW along Martin Luther King Jr Blvd to Chestnut St; hence NE along Chestnut St to SE 9<sup>th</sup> St; hence NW along SE 9<sup>th</sup> St to Pasco Ave; hence NW along Pasco Ave to E Sycamore St; hence West along E Sycamore St to Sycamore St; hence along Sycamore St to Martin Luther King Jr Blvd; hence NW along Martin Luther King Jr Blvd to Vine St; hence SW along Vine St to NW 3<sup>rd</sup> St; hence NW along NW 3<sup>rd</sup> St to Carpenter St; hence W along Carpenter St to NW 2<sup>nd</sup> St; hence SE along NW 2<sup>nd</sup> St to Clark St; hence SW along Clark St to NW 1<sup>st</sup>; hence NW back to the Ohio River Scenic Byway. (See the attached and incorporated Exhibit “A”).

**SECTION 4. Proposed Permittees & Vendors.** A list of the proposed permittees and vendors for the DORA is attached hereto as Exhibit “B” and is expressly made a part hereof by reference.

**SECTION 5. Statement Regarding Consistency with Zoning Ordinance.** The Common Council finds that the DORA is consistent with the City’s zoning ordinances.

**SECTION 6. Location & Type of Signage.** At each of the street entries/exits from the DORA, sidewalks will be labeled with a logo/statement making it clear that someone is entering/exiting the DORA or appropriate signage will be mounted on existing infrastructure as permitted indicating the same. An example is attached hereto as Exhibit “C” and is expressly made a part hereof by reference.

**SECTION 7. Dates & Hours of Operation.** The DORA will be operational seven days a week, three hundred and sixty-five days a year. The hours of operation will be between 4:30 PM – 10:00 PM on week nights and 10:00 AM - 10:00 PM on weekends. During the months of June and July the hours will be 10:00 AM – 10:00 PM daily.

**SECTION 8. Sign Postage by Retailer Permittees.** Every permittee and/or participating retailer may have signage posted within their establishment that indicates they are a permittee and/or are participating in the DORA. The EID will provide the establishments within the DORA with the appropriate signage/decal that identifies their participation upon request, an example of which is attached hereto as Exhibit “D” and is expressly made a part hereof by reference.

**SECTION 9. Designated DORA Cups.** All designated permittees and vendors must use cups that have the DORA logo purchased from the EID on them identifying that they are for use only in the refreshment area. The businesses are required to purchase the cups from the EID. The DORA logo shall be prominently displayed on the cups to allow appropriate and easy visual identification by the Alcohol and Tobacco Commission officials and local law enforcement. An example of the DORA’s logo is attached hereto as Exhibit “E” and is expressly made a part hereof by reference.

**SECTION 10. Sanitation Plan.** The City of Evansville currently has trash bins within the DORA. The EID will add recycle receptacles within the area as needed with additional monitoring and collection upon evaluation. The City of Evansville regularly monitors the trash bins. The EID will provide regular maintenance and cleaning of the recycle receptacles that will be evaluated, amended, and supplemented as needed.

**SECTION 11. Public Safety Plan.** The EID funds routine law enforcement patrols within the DORA footprint. The EID will evaluate the implementation of the DORA and adjust monitoring and patrols

as needed. Any special event that requires a street closure and/or use of public space in which alcohol is distributed or served, shall require approval of the Board of Public Works. The Chief of Police or his/her designee shall have the authority to require additional safety measures for such special event and/or use of public space, including but not limited to security or other measures as deemed appropriate.

**SECTION 12. Effective Date.** This ordinance shall become effective upon adoption and approval by the Mayor of the City of Evansville, or thereafter upon any and all necessary State of Indiana approvals.

**PASSED AND ADOPTED BY** the Common Council or the City of Evansville, Indiana, on the 10<sup>th</sup> day of February, 2025, and on said day signed by the President of the Common Council and attested by the City Clerk.



Ben Trockman, President  
Common Council of Evansville, Indiana

ATTEST: Laura Windhorst  
Laura Windhorst, City Clerk  
City of Evansville, Indiana

Presented by me, the undersigned City Clerk of the City of Evansville, to the Mayor of said City, this 11<sup>th</sup> date of February, 2025, at 3:30 o'clock, p.m., for the Mayor's consideration and action thereon.

Laura Windhorst  
Laura Windhorst, City Clerk  
City of Evansville, Indiana

Having examined the foregoing ordinance, I do now, as Mayor of the City of Evansville, Indiana, approve said ordinance and return the same to the City Clerk this 11<sup>th</sup> day of February, 2025, at 4 o'clock, p.m.

Stephanie Terry  
Stephanie Terry, Mayor  
City of Evansville, Indiana

Mosby ✓  
Heronemus ✓  
Carothers ✓  
Koehler Lindsey ✓  
Brinkmeyer ✓

Allen ✓  
Green ✓  
Johnson ✓  
Trockman ✓  
PASSED 9-0

**EXHIBIT "A"**

**MAP OF DESIGNATED AREA**



**\*Blue markers indicate intersections**

**EXHIBIT "B"**

**DESIGNATED DORA PERMITTEES**

<b><u>Potential Permittee</u></b>	<b><u>Address</u></b>
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Arcademie	22 NW Sixth Street
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Bru Burger Bar	222 Sycamore Street
COMFORT by the Cross-Eyed Cricket	230 Main Street
Cosmo's	101 SE 1 <sup>st</sup> Street
Entwined Wine & Cocktail Bar	303 Main Street
High Score Saloon	309 Main Street
Hush on Main	323 Main Street, Suite F
Hyatt Place	202 SE 2 <sup>nd</sup> Street
Industry Bar	101 SE 1 <sup>st</sup> Street
Main Street Food & Beverage	900 Main Street
Patsy Hartigan's Irish Pub	203 Main Street
Peephole Bar & Grill	201 Main Street
River Kitty Cat Café	226 Main Street
Robert's by the River	6 Walnut Street
Samuel's	113 SE 4 <sup>th</sup> Street
Stone City Grill	601 Walnut Street
The Quarry Bar	601 Walnut Street
The Rooftop	112 NW Martin Luther King Jr Boulevard
Tiki on Main	524 Main Street

EXHIBIT "C"

PROPOSED SIDEWALK CLING SIGNAGE

**DORA**

DESIGNATED OUTDOOR REFRESHMENT AREA

**DORA BOUNDARY**

No Beverages Beyond This Point

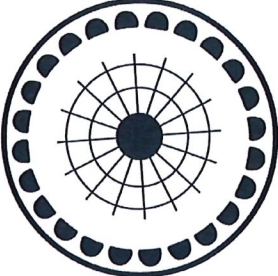
QR  
CODE

DOWNTOWN  
EVANSVILLE

EXHIBIT "C"

PROPOSED SIGNAGE

**YOU ARE  
EXITING THE**

**D**  **ORA**

**DESIGNATED OUTDOOR REFRESHMENT AREA**

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**PLEASE REMEMBER**

- ▶ Any open alcoholic beverage containers purchased within the DORA must remain within the DORA.
  - ▶ Possessing any open container of alcohol beverages in a motor vehicle may constitute a Class C infraction under 1C 9-30-15.
  - ▶ The Downtown DORA shall be in effect during all authorized times pursuant to IC 7.1.-3-1-14, as amended from time to time by the Indiana General Assembly, and as may be further modified by the Mayor or his or her designee in accordance with Indiana Code.
- 

**DOWNTOWN  
EVANSVILLE**

**ECONOMIC  
IMPROVEMENT  
DISTRICT INC.**

EXHIBIT "C"

PROPOSED SIGNAGE

# OUTDOORS WITHIN THE

# D RA

## DESIGNATED OUTDOOR REFRESHMENT AREA

### PLEASE REMEMBER

- ▶ Any open alcoholic beverage containers purchased within the DORA must remain within the DORA.
- ▶ Possessing any open container of alcohol beverages in a motor vehicle may constitute a Class C infraction under IC 9-30-15.
- ▶ The Downtown DORA shall be in effect during all authorized times pursuant to IC 7.1.-3-1-14, as amended from time to time by the Indiana General Assembly, and as may be further modified by the Mayor or his or her designee in accordance with Indiana Code.



### PLEASE DRINK RESPONSIBLY.

**QR  
CODE**

Scan for full list of rules and participating locations, or visit us at:

**Map of DORA  
boundaries**

EXHIBIT "D"

PROPOSED SIGNAGE POSTED BY RETAIL PERMITEES

**D**  **ORA**

DESIGNATED OUTDOOR REFRESHMENT AREA

**PARTICIPATING  
LOCATION**

**QR  
CODE**

**DOWNTOWN  
EVANSVILLE**

EXHIBIT "E"

DESIGNATED DORA CUPS

