



RESOLUTION TITLE: TO AMEND CHAPTER 12 – PARKS AND RECREATION, ARTICLE I., SUBSECTION 12-4(2) OF THE GASTON COUNTY CODE OF ORDINANCE IN ORDER TO ALLOW ALCOHOLIC BEVERAGES BY PERMIT IN GASTON COUNTY PARKS (FIRST READING)

WHEREAS, Gaston County has the authority, pursuant to N.C.G.S. § 153A-444 and Article 18 of G.S. Chapter 160A to establish and regulate parks and recreation facilities; and,

WHEREAS, pursuant to G.S. 153A-169, the County may regulate the care and usage of its property; and,

WHEREAS, to allow alcohol at permitted special events in Dallas and Poston Parks, Gaston County is adopting this ordinance change.

NOW, THEREFORE, BE IT RESOLVED that the Gaston County Board of Commissioners hereby modifies Chapter 12, Article I., Section 12-4(2) of the Gaston County Code of Ordinances as follows:

Sec. 12-4. - Weapons; explosives; alcoholic beverages; drugs, dangerous substances.

It shall be unlawful for any person to bring into or have in his possession any weapon (or any device that, in the reasonable opinion of county law enforcement authorities or park officials, can be used as a weapon) or substance, including without limitation:

(2) Any mind-altering substances, whether manmade or found in nature, including without limitation, narcotic drug, hallucinogen, or any controlled substance, without a valid physician's prescription. Alcoholic beverages are prohibited, except as permitted, as described below. While in the park, persons should conduct themselves in a proper and orderly manner and shall not display, consume, or be under the influence of alcoholic beverages or any such mind-altering substance without a valid physician's prescription, used as directed by the physician.

Possession and consumption of malt beverages and unfortified wine, as defined by Chapter 18B of the North Carolina General Statutes, shall be permitted pursuant to a Special Parks and Recreation Event Permit issued by the Parks and Recreation Director for events hosted or sponsored by Gaston County or a Not-For-Profit Corporation at Dallas Park or Poston Park. Applicants must demonstrate proof of proper insurance for the planned event and make adequate provisions for public safety, as required by the Parks and Recreation Director. All required ABC permits must be obtained, and all other policies as indicated on the Special Event Application Form must be compiled with. The Parks and Recreation Director may place such additional restriction on the event as deemed reasonably necessary to insure public safety and convenience.

DO NOT TYPE BELOW THIS LINE

I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

NO.	DATE	M1	M2	CBrown	JBrown	AFrale	BHovis	TKelgher	TPhillbeck	RWorley	Vote
2019-081	03/26/2019	CB	RW	A	N	AB	A	A	A	A	5 - 1

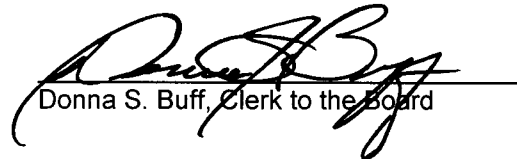
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Certification

I, Donna S. Buff, Clerk to the Gaston County Board of Commissioners, do hereby certify that the above is a true and accurate copy of the FIRST READING of the ordinance amendment entitled **TO AMEND CHAPTER 12 – PARKS AND RECREATION, ARTICLE I., SUBSECTION 12-4(2) OF THE GASTON COUNTY CODE OF ORDINANCE IN ORDER TO ALLOW ALCOHOLIC BEVERAGES BY PERMIT IN GASTON COUNTY PARKS (FIRST READING)** which passed by a vote of 5-1 of the Board of Commissioners on March 26, 2019. SECOND READING required.




Donna S. Buff, Clerk to the Board



Gaston County

Gaston County
Board of Commissioners
www.gastongov.com

Parks & Recreation

Board Action

File #: 19-118

Commissioner Philbeck - Parks and Recreation - To Amend Chapter 12 - Parks and Recreation, Article I., Subsection 12-4(2) of the Gaston County Code of Ordinances to Allow Alcoholic Beverages by Permit in Gaston County Parks (First Reading)

STAFF CONTACT

Cathy Hart - Parks and Recreation - 704-922-2162

BUDGET IMPACT

No County Funds

BUDGET ORDINANCE IMPACT

N/A

BACKGROUND

The Gaston County Parks and Recreation Advisory Board recommends allowing alcohol possession and consumption at permitted special events in Dallas and George Poston parks. All special event applicants requesting alcohol permits will be required to complete a Gaston County Parks and Recreation Special Event application that will be reviewed by County staff and law enforcement. To obtain a permit, applicants will be required to provide proof of insurance, make adequate provision for public safety, obtain all necessary ABC permits and comply with all ABC and Gaston County policies.

POLICY IMPACT

Change in Parks and Recreation Ordinance

ATTACHMENTS

Resolution

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2019-081	03/26/2019	CB	RW	A	N	AB	A	A	A	A	5-1

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A=AYE, N=NAY, AB=ABSENT, ABS=ABSTAIN, U=UNANIMOUS