



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 (SECOND 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.

This Ordinance amendment shall be effective July 1, 2019.

Adopted the 23rd day of April, 2019.

Certification

I, Donna S. Buff, Clerk to the Gaston County Board of Commissioners, do hereby certify that the above, as filed with the Clerk to the Board, is a true and accurate copy 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 (SECOND READING)** as adopted by the Board of Commissioners on April 23, 2019 and is to be set forth in the Gaston County Code of Ordinances upon adoption.

Donna S. Buff, Clerk to the Board

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