

**LICKING PARK DISTRICT  
TEMPORARY ALCOHOL CONSUMPTION PERMIT POLICY**

**Adopted by the Licking Park District Board of Park Commissioners on the 20th day of January 2021**

**I. GENERAL**

As a result of the adoption of Resolution 2021-01 by the Licking Park District Board of Park Commissioners, this Temporary Alcohol Consumption Permit Policy (the “Policy”) is hereby adopted. The purpose of this Policy is to regulate the manner and circumstances in which temporary alcohol consumption permits (“permits”) are to be issued to applicants by the Licking Park Director (the “Director”) in compliance with Resolution 2021-01.

The granting of any applicant’s permit shall be at the discretion of the Director and subject to all terms and conditions in the Policy stated herein, the laws of the State of Ohio and any other applicable local ordinances.

The effective date of this Policy shall be January 20, 2021.

**II. PURPOSE OF PERMIT USE**

All applicants will be required to provide the proposed purpose of use for the permit, *e.g.*, family reunion, wedding, etc., including an estimated number of guests. All proposed purposes of use shall be subject to the approval of the Director.

**III. CONDITIONS OF PERMIT USE: RESTRICTIONS**

All applicants will be required to provide, subject to the approval of the Director, all of the following items:

- (a) The location desired for use of the permit, including the Park name and the specified area of the Park grounds desired for permit use. Neither permit holders nor their guests shall be permitted to roam unauthorized Park grounds consuming alcoholic beverages beyond the scope of the area of the Park grounds approved by the Director. Permit holders and their guests that roam unauthorized Park grounds consuming alcoholic beverages shall be deemed to be consuming alcoholic beverages in the Park without a permit, and in a “public place” which is prohibited by O.R.C. 4301.62(B)(3), and shall be subject to punishment as provided by the laws of the State of Ohio, and any other applicable local ordinances.

- (b) The arrival and departure times of the use desired under the permit. Permit holders and their guests shall abide as closely as possible to the specified times authorized by the Director. Permit holders and their guests that remain on Park grounds, under the guise of the permit, unreasonably beyond their approved departure time shall be deemed to be consuming alcoholic beverages in the Park without a permit, and in a “public place” which is prohibited by O.R.C. 4301.62(B)(3), and shall be subject to punishment as provided by the laws of the State of Ohio, and any other applicable local ordinances. Permit holders and their guests shall only park vehicles in designated areas.
- (c) Possession and consumption of alcoholic beverages must be pursuant to the laws of the State of Ohio.

#### **IV. OHIO LIQUOR LAW**

The Licking Park District Board of Park Commissioners, in exercising its authority under Section 1545.09 of the Ohio Revised Code in adopting the herein Policy, limits the issuance of permits pursuant to this Policy to the parameters of the Ohio Liquor Law, Title 43 of the Ohio Revised Code.

In compliance with such Ohio law, the Director will authorize permits pursuant to the herein Policy only when all of the following conditions are met.

- (1) The function where alcohol will be consumed is a private function, *i.e.*, not open to the public.
- (2) The function where alcohol will be consumed is an invitation-only function.
- (3) There will be no cover charge for attendance to the function where alcohol will be consumed.
- (4) There will be no selling of alcohol at the function. The permit holder will provide alcohol in accordance with Ohio law or the permit holder’s guests will bring their own alcohol for consumption in accordance with Ohio law.
- (5) The function where alcohol will be served is located in a segregated, specifically designated area, not in an open or free-range area of the Park.

If, in the exercise of an issued permit pursuant to the herein Policy, the permit holder or any of his or her guests violate or fail to continue to meet one or more of these conditions, the permit holder’s permit will immediately cancel, become null and void, and subject the permit holder and his or her guests to punishment as provided by the laws of the State of Ohio, and any other applicable local ordinances, and release Licking Park District.

## **V. COST AND RELATED TERMS OF PERMIT**

The fee for a permit is \$35.00. The fee shall be paid prior to occupation of the Park grounds pursuant to the permit; otherwise, the permit shall be void. Applicants and approved permit holders must call the Park office at 740-587-2535 to make changes or cancellations to a pending or approved permit. The granting of changes to a pending or approved permit shall be at the discretion of the Director.

During the use of an authorized permit, the permit holder must keep a copy of the approved permit in his or her presence and must present such permit to any official as necessary or requested. Inability to present an approved permit to an official shall be grounds for ejection from the Park grounds, and/or any other punishment as provided by the laws of the State of Ohio, and any other applicable local ordinances.

## **VI. DAMAGES**

Upon exercise of an approved permit, the permit holder shall be solely responsible for any damages incurred in the Park as a result of the permit holder's use of the permit. Damages may include, but are not limited to, damage to Park property, damage to Park grounds, removal of plant or animal material from natural areas, removal of Park property from Park grounds, and excessive or noxious trash left on Park grounds. The consideration and valuation of damages shall be at the Director's discretion.

## **VII. RELEASE**

By signing the Alcohol Permit, you agree to be bound by the terms and conditions of this Policy. You agree to defend and hold harmless the Licking Park District, its agents, officers, contractors, and employees against any loss or damage to any property or injury to or death of or loss by any person arising out of the use (whether "authorized" or not) or occupancy of the Park or any of the Park's facilities made available to you and as in accordance with this Policy. You agree further to defend and hold the Licking Park District, its agents, officers, contractors, and employees, harmless against all liabilities, claims, costs and expenses, including attorneys' fees, arising out of or relating to any such losses identified within this paragraph.

## **VIII. ACKNOWLEDGEMENT**

By signing the Alcohol Permit the applicant / permit holder acknowledges receipt of a copy of this Policy, and agrees to be bound by it.