

RESOLUTION NO. 2015-13

A RESOLUTION GRANTING A TEMPORARY EXEMPTION FROM THE PROVISIONS OF K.S.A. 41-719(C) TO ALLOW THE CONSUMPTION OF ALCOHOL ON THE PROPERTY OWNED BY JACKSON COUNTY, KANSAS KNOWN AS BANNER CREEK RESERVOIR, LOCATED AT 10975 HWY K-16, HOLTON, KANSAS, FOR AN EVENT SPONSORED BY BANNER CREEK SCIENCE CENTER, INC.

WHEREAS, the property owned by Jackson County, Kansas known as Banner Creek Reservoir, located at 10975 Hwy K-16, Holton, Kansas; and,

WHEREAS, the Governing Body of Banner Creek Reservoir desires to allow the consumption of alcoholic beverages at the Banner Creek Reservoir for a special event sponsored by Banner Creek Science Center, Inc. for the benefit of the Banner Creek Science Center, Inc., its benefactors and its patrons; and

WHEREAS, K.S.A. 41-719(c) prohibits the consumption of alcohol on county property unless the Board of County Commissioners specifically exempts the property from that prohibition, pursuant to K.S.A. 41-719(e); and,

WHEREAS, the Board has determined that alcohol should not be consumed on County property except under extraordinary circumstances and only when the public interests can be protected; and,

WHEREAS, the Board of County Commissioners has considered the request and has determined that the public interest will not be harmed and will best be served by granting a temporary exemption for a special event at the Banner Creek Reservoir.

WHEREAS, the Board finds and concludes that the special event being planned for the times between the 20th day of June, 2015 from 3:00 p.m. until the 21st day of June, 2015 at 1:00 a.m., is a special event for celebration of Banner Creek Science Center, Inc. and is for the members of said Banner Creek Science Center, Inc. and guests; the organization will pay for all costs of the food and beverage; minors will not be served alcoholic beverages; and that the special event presents an extraordinary circumstance for use of County property.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF JACKSON COUNTY, KANSAS, THAT:

1. Pursuant to K.S.A. 41-719(e), the Banner Creek Reservoir, located at 10975 K-16 Hwy, Holton, Kansas 66436, shall be and hereby is exempt from the provisions of K.S.A. 41-719(c) during a special event planned for the times between the 20th day of June, 2015 from 3:00 p.m. until the 21st day of June, 2015 at 1:00 a.m., and is approved for such purposes by the governing body of Jackson County, Kansas, and

2. Said property shall not be exempt from the provisions of K.S.A. 41-719(c) for any other purpose or at any other times, except as provided and authorized by Resolution of the Board of County Commissioners; and

2015
13

3. This Resolution shall be and become effective upon adoption.

Dated this 6th day of April, 2015.



Attest:

Kathy Mick
Kathy Mick, Jackson County Clerk

**Board of County Commissioners,
Jackson County, Kansas**

Abstained
Janet Zwonitzer, Chairperson

William Elmer
William Elmer, Member

Robin Ladner
Robin Ladner, Member