

RESOLUTION NO. 2017-10

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 K-16 HIGHWAY, HOLTON, JACKSON COUNTY, KANSAS, FOR AN EVENT SPONSORED BY HOLTON/JACKSON COUNTY CHAMBER OF COMMERCE.

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

WHEREAS, the Jackson County Commissioners desire to allow the consumption of alcoholic beverages at Banner Creek Reservoir for a special event sponsored by the Holton/Jackson County Chamber of Commerce for the benefit of VFW Post 1367 in Jackson County, Kansas, 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 Holton/Jackson County Chamber of Commerce is a responsible organization; the special event being planned for the 1st day of July, 2017 from the hours of 5:00 p.m. until 11:59 p.m. is a special event for celebration by the general public; the organization will pay for all costs of the food and beverage; minors will not be served alcoholic beverages; and 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 Highway, 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 July 1, 2017, and is approved for such purposes by the Holton/Jackson County Chamber of Commerce, 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



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

Dated this 30th day of June, 2017.

Board of County Commissioners,
Jackson County, Kansas
Robin Ladner
Robin Ladner, Chairman

William Elmer, Member
William Elmer
Janet Zwonitzer, Member
Janet Zwonitzer



Attest:
Kathy Mick
Kathy Mick, Jackson County Clerk