

TOWN OF LOOMIS

ADMINISTRATIVE POLICIES AND PROCEDURES

SERVING OF ALCOHOLIC BEVERAGES AT PUBLIC FESTIVALS/EVENTS POLICY

Effective Date: 5/13/1997

Resolution 97-29

PURPOSE

To provide guidelines for the serving of alcoholic beverages applicable to all festivals and/or events regulated by the Town.

INTRODUCTION

Local governments frequently strengthen state alcohol beverage laws with local regulations. Cities have adopted regulations to control the amount and type of drinking that is suitable for a community. This council policy contains guidelines for public drinking at festivals and/or events in Loomis as a means to minimize the potential health and safety risks associated with unregulated public drinking.

POLICY

The following policy requirements are to be applied to all festivals and/or events regulated by the Town of Loomis.

Note: Only the signatures of both the Chief of Police of Loomis (Placer County Sheriff's Department, Loomis sub-station commander) and the Town Manager of the Town of Loomis may waive any requirement in the mandatory policy listed below.

A. Definitions:

1. Alcoholic beverage means alcohol, spirits, liquor, wine, beer, and every liquid or solid containing alcohol, spirits, wine or beer, and which contains one-half of one percent or more of alcohol by volume, and which is fit for beverage purposes either alone or when diluted, mixed, or combined with other substances.
2. Hard liquor is defined as any substance (solid or liquid) which contains over twenty (20) percent volume of alcohol, and is distilled as opposed to fermented.

B. Drinking must be confined to a specified area (e.g., a beer garden, etc.) in order to control exposure to minors, as well as to minimize and contain potential problematic behavior to a supervised area.

C. Non-alcoholic beverages must be readily available and accessible, and must have high visibility and exposure.

D. Adequate food must be available in order to minimize the effects of alcohol.

E. Alcohol service must cease in the last forty-five (45) minutes of an event with a predetermined ending time, which must be reported on the special events permit application.

F. Servers must use conservative discretion in controlling portions which are served. Quantities of alcohol served to an individual, which induce inebriation must be avoided.

G. Servers must be instructed to discontinue serving additional alcoholic beverages to obviously intoxicated persons.

H. Event promoters shall encourage and announce the use of *designated drivers* throughout the event.

I. In all cases, the event promoter/sponsor is responsible for any infraction against this council policy. Therefore, town enforcement staff (i.e., Sheriff's Deputies or town code enforcement staff) will first follow-up with the event promoter sponsor if there is any violation of this council policy at the event in question.

J. Officers of the Placer County Sheriff's Department reserve the right to close any alcohol booth down at any time before or during the course of the event should they deem it necessary to do so.

K. Sale of hard liquor is banned at any town permitted event or festival in the Town of Loomis.

L. A special events permit applicant must provide notice to the town of approval by State Alcohol Beverage Control (ABC) a minimum of five (5) business days before the event/festival where alcohol (not hard liquor) is to be sold and/or distributed in town.

M. Proof of liability insurance, which covers calamities caused directly by the sale, distribution or use of alcohol in the event/festival in question must be provided by the applicant at the time of event permit application filing. The insurance must also cover the Town of Loomis.

N. Penalties: Should an applicant fail to adhere to any requirement of this council policy, it is the town council's intent for the town to:

1. Immediately disqualify a special event permit application and/or revoke a town approved special event permit; and
2. Immediately confiscate the \$100 deposit paid to the town at the time of the special event permit application filing.