



# County of Santa Cruz <sup>0069</sup>

## BOARD OF SUPERVISORS

701 OCEAN STREET, SUITE 500, SANTA CRUZ, CA 95060-4069

(831) 454-2200 FAX: (831) 454-3262 TDD: (831) 454-2123

JANET K. BEAUTZ  
FIRST DISTRICT

WALTER J. SYMONS  
SECOND DISTRICT

MARDI WORMHOUDT  
THIRD DISTRICT

TONY CAMPOS  
FOURTH DISTRICT

JEFF ALMQUIST  
FIFTH DISTRICT

AGENDA: 11/2/99

September 28, 1999

BOARD OF SUPERVISORS  
County of Santa Cruz  
701 Ocean Street  
Santa Cruz, CA 95060

Dear Members of the Board:

On January 13, 1998, the Board adopted Ordinance Number 4488, which amended the County Code with regard to alcoholic beverage drinking restrictions in public places. The Ordinance revised County Code Section 10.04.160, which prohibits alcohol consumption in County parks, but authorizes the Parks Director to permit exemptions for certain events. The Parks Department has, since that time, enforced a policy with regard to events that are suitable for one or multi-day exemption permits which limits the type of alcoholic beverages allowed to beer and wine. However, it was brought to the Department's attention recently that the broad definition of "alcoholic beverage" contained in the ordinance, when applied to the exemption permitting process, would not allow such limitations on the permits. Moreover, it appears that this specific limitation has not been considered by this Board.

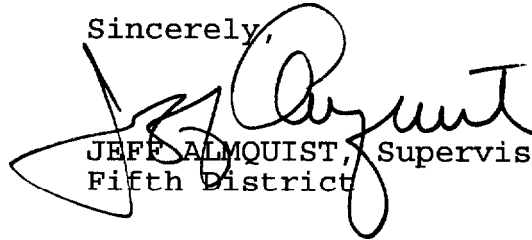
Based on the Parks Department's experience with the revised ordinance, I would recommend that the Board amend County Code Section 10.04.160 to restrict event permits for alcohol use in County parks to beer, wine or champagne, and have the attached proposed language included which would accomplish this.

September 28, 1999  
Page 2

0070

Therefore, I recommend that the Board direct County Counsel to return, on or before December 7, 1999, with a revised ordinance amending County Code Section 10.04.160, which would limit the types of alcoholic beverages which may be served under these permits to beer, wine or champagne.

Sincerely,



JEFF ALMQUIST, Supervisor  
Fifth District

JA:lg  
Attachments

cc: County Counsel  
Director of Parks, Open Space and Cultural Services  
Department

1959C5

ORDINANCE NO. \_\_\_\_\_

0071

ORDINANCE AMENDING SECTION 10.04.160  
TO THE SANTA CRUZ COUNTY CODE RELATING TO  
ALCOHOLIC BEVERAGES

The Board of Supervisors of the County of Santa Cruz ordains  
as follows:

SECTION I

Section 10.04.160 of the Santa Cruz County Code is **hereby**  
amended to read as follows:

10.04.160 Alcoholic Beverages

A. Any person drinking or consuming an alcoholic beverage  
or possessing any open alcoholic beverage container in any park  
shall be in violation of Section **8.02.020** or 8.02.030 except for  
beer, wine or champagne. as authorized by permit issued by the  
Director.

B. Permits issued by the Director pursuant to this section  
are limited to service of beer, wine or champagne and shall  
require proof of any license or permit required by the Alcoholic  
Control Act, a cleanup and damage deposit, and in those instances  
where there is a charge for entrance and alcoholic beverages  
(beer, wine or champagne only) are sold, insurance in the amount  
specified in the rules and regulation. Such insurance shall name  
the County, its officers, agents and employees as additional  
insured, be primary coverage and indemnify the County, its  
officers, agents and employees for any and all losses, including  
but not by way of limitation, attorneys fees and legal costs  
which the County, its officers, agents and employees may suffer  
by reason of use if the permit.