

RESOLUTION NO. 22-862

A RESOLUTION ADPOTING A POLICY REGARDING THE SALE OF ALCOHOLIC BEVERAGES AT EVENTS SPONOSRED BY THE VILLAGE OF SILVERTON

WHEREAS, the Village of Silverton sponsors various events throughout the year, some of which include the sale of alcoholic beverages; and

WHEREAS, the Village of Silverton wishes to establish a policy regarding liquor licenses, the sale of alcoholic beverages, and insurance requirements; and

WHEREAS, in consultation with Brad Thomas, Esq., Village staff recommends the adoption and implementation of this policy for all future village-sponsored events where alcoholic beverages will be sold;

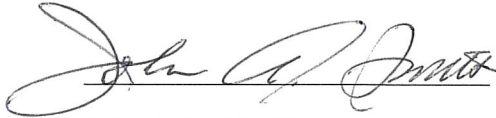
NOW, THEREFORE, BE IT RESOLVED by the Council of the Village of Silverton, That:

SECTION I. The Village of Silverton hereby adopts the alcoholic beverage policy attached hereto and made a part hereof.

SECTION II. This new alcoholic beverage policy will be enforced at all Village-sponsored events going forward.

SECTION III. This Resolution shall be in force and effect from the earliest time provided by law.

PASSED this 7th day of September, 2022.



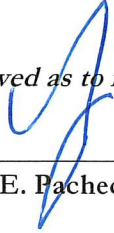
John A. Smith, Mayor

ATTEST:



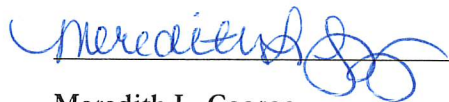
C. Michael Lemon, Interim Village Manager

Approved as to form:


Bryan E. Pacheco, Village Solicitor

CERTIFICATION:

I, Meredith L. George, Clerk of Council of the Village of Silverton, County of Hamilton, State of Ohio; do hereby certify that there is no newspaper published in said municipality and that publication of the foregoing Resolution No. 22-862 has been duly made by posting true copies in two (2) places that are accessible by the public in said municipality, as determined by Council as follows: 1) Silverton Town Hall lobby area and Council Chambers foyer; and 2) Silverton's official website. Said posting was for a period of fifteen days commencing Sept 8, 2022.



Meredith L. George
Clerk of Council of Silverton, Ohio

Silverton Policy and Requirements for Village Sponsored Events Serving Alcoholic Beverages

1. The Village of Silverton will be responsible for applying, obtaining, and paying for an F-2 liquor license for Village sponsored events where alcoholic beverages will be sold a minimum of thirty (30) days prior to the event and comply with state statutory requirements under ORC 4303.202. Beverage suppliers must be identified on the application as participants.
2. The Silverton Community Improvement Corporation (SCIC), under the umbrella of the Village insurance policy and requirements, may sponsor events where alcoholic beverages will be sold for fund-raising purposes aligned with state statutory purposes of a CIC (ORC1724.01), complying with Village policy and requirements and state statutes.
3. The Village will assure event and liquor liability insurance rider is included in its annual acquisition of general property and liability insurance with the SCIC as an additional insured.
4. Proceeds from events may be used to offset expenses of the event, deposited into the general fund, or subsequently given as a business development grant to the SCIC or any qualified Silverton business.
5. The Village must be the recipient of the proceeds generated by the sales of alcoholic beverages at Village sponsored events where it has obtained an F-2 license. It may pay vendors or workers for the event reasonable expenses that are of a discreet amount, such as tips, but it may not be a percentage of sales.
6. Only one F-2 license is permitted to be utilized at a Village sponsored event; a limited number of suppliers (wineries, breweries, or distributors) selling alcoholic beverages may be invited to participate in the event under the sponsorship and umbrella of the Village permit but must comply with Village and statutory requirements.

Requirements

1. All alcoholic beverages sold under an F-2 license must be sold to and invoiced to the permit holder, the Village of Silverton or SCIC, at an agreed to price. Purchase must be from either a licensed manufacturer or distributor.
2. The Village will provide a location and volunteers at each event where patrons and servers/employees/volunteers of participants selling alcoholic beverages must have their identification and age checked before purchasing or serving any alcoholic beverages. Bracelets or other proof of age badges must be worn during the event to purchase or serve alcoholic beverages. Failure of vendors to check for bracelets or ID badges or serving patrons without them will result in the vendor being removed from the event.
3. All proceeds from alcoholic beverages must be submitted to Village or SCIC representatives at the closing of the event and all remaining inventory returned to the vendor and credited to the Village or SCIC.

Non-Village Events with Alcoholic Beverage Sales in Silverton Public Spaces

1. Events in public spaces not sponsored by the Village selling alcoholic beverages must apply, obtain and pay for an appropriate liquor license as defined by the ORC through a qualified non-profit organization. The permit must be posted in a conspicuous place on the premises. All vending and concession operations supplementing alcoholic beverage sales are subject to licensing and inspection by the Hamilton County Board of Health.

2. Payment by the event liquor license sponsor to the non-profit organization is due and payable within ten (10) days of the event's conclusion along with the event sales summary.
3. No person shall sell beer or intoxicating liquor to an underage person, or buy beer or intoxicating liquor for, or furnish it to, an underage person.
4. The host and liquor license holder of the event where patrons and servers/employees/volunteers of participants selling alcoholic beverages must have their identification and age checked before purchasing or serving any alcoholic beverages. Bracelets or other proof of age badges must be worn during the event to purchase or serve alcoholic beverages. Failure to check for bracelets or ID badges or serving patrons without them will result in the cessation of alcoholic beverage sales for the event.
5. Compliance with all Village and statutory requirements is mandatory.
6. The host and liquor license holder of the event must obtain a \$1,000,000 event insurance policy and name the Village as an additional insured.
7. Any permit applicant must notify the HCSO Silverton District Commander of the date, time, place and duration of the event and obtain signature authorization on the permit application.
8. The applicant must submit a form signed by the Village Manager giving consent to the sale of alcoholic beverages at the special function.
9. The applicant must include a description, including a drawing, of the area where alcoholic beverages will be served or consumed, and the type of barriers (fence, rope, etc.) that will separate the designated permit premises from the other areas.
10. It is a violation of Ohio liquor law for alcoholic beverage products to be donated to a temporary permit holder unless expressly permitted by law.