

RECORD OF RESOLUTIONS

0161

Dayton Legal Blank Co., Form No. 30045

Resolution No. ....

Passed ..... YEAR

**RESOLUTION GOVERNING THE POSSESSION OF OPEN CONTAINERS OF ALCOHOLIC BEVERAGES ON TOWNSHIP PROPERTY**

RESOLUTION 2004 - 04 .

WHEREAS, in order to promote and protect the general health, welfare and safety of the community and to further protect the Township and its assets, the Trustees of Perrysburg Township deem it necessary and appropriate to establish a policy to govern the possession of open containers of alcoholic beverages on Township property; and

WHEREAS, the Trustees recognize that the health and welfare of the Township is furthered by permitting the possession of open containers of alcoholic beverages, and the consumption and sale of alcoholic beverages on Township property, under certain conditions.

NOW, THEREFORE, IT IS RESOLVED as follows:

SECTION 1. Except as expressly permitted in sections 2 and 3 of this Resolution, the possession of open containers of alcoholic beverages on all Township real property, including but not limited to, all buildings, shelter houses, athletic fields, parks and park facilities and parking lots, is hereby prohibited. "Possession" may be either actual or constructive. Constructive possession means that the person has the ability to exercise dominion or control over the object, even though that object may not be within his immediate physical possession.

SECTION 2. The Township Fire Department and its invitees shall be permitted to possess open containers of alcoholic beverages, and to consume and sell alcoholic beverages at the annual feather party provided, however, that the Department purchases a one-day liquor permit in accordance with Ohio law, at least seven (7) days in advance of the event.

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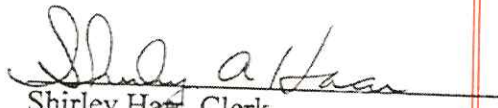
SECTION 3. The Township Trustees, at their sole discretion, may, by majority vote, enter into such agreements as they deem advisable to lease the Township Meeting Hall to qualified third parties and their invitees who may, pursuant to the terms of such agreements, possess open containers of alcoholic beverages, and consume alcoholic beverages inside the Township Meeting Hall provided, however, that: (1) said lessee(s) shall assume all liability related to such event(s), indemnifying the Township from all liability and holding it harmless therefrom; and, provided that, (2) said lessee(s) shall first obtain liability insurance coverage in suitable amounts, from reputable insurers, as required by the Board of Township Trustees, and submit proof in writing to the Township Administrator prior to the lease agreement.

The Resolution was moved by Trustee Craig LaHote and seconded by Trustee Barbara Gunn, whereupon the following vote was cast:

Trustee Gunn	<u>YES</u>
Trustee LaHote	<u>YES</u>
Trustee Mack	<u>YES</u>

### CERTIFICATION

I, the undersigned Clerk of Perrysburg Township, Wood County, Ohio do hereby certify that the foregoing Resolution is a true copy of the Resolution adopted by the Board of Trustees of Perrysburg Township, Wood County, Ohio on the 1st day of March, 2004.

  
 Shirley Ham, Clerk