Council Meeting of September 9, 2015

Agenda Item No. 6b

REQUEST FOR COUNCIL ACTION

SUBJECT: Pioneer Hall reservation with alcohol

SUMMARY: Jennifer Avila would like to serve alcohol at their event in Pioneer Hall on December 18, 2015.

FISCAL IMPACT: None at this time

STAFF RECOMMENDATION:

Staff has concluded that the request is within council's purview to grant.

MOTION RECOMMENDED:

"I move to approve the request for alcohol at Pioneer Hall according to the laws set forth by Utah Department of Alcohol and Beverage Control by the renters of Pioneer Hall on December 18, 2015 and direct staff to complete the Pioneer Hall reservation."

Roll Call vote required

Prepared by:

Julie Brown
Events Coordinator

Recommended by:

Bryce Haderlie
Interim City Manager

BACKGROUND DISCUSSION:

Utah Department of Alcohol and Beverage Control
http://abc.utah.gov/events/no_permit_events.html

No Permit Required Events

The "Privately Hosted Event" Exception

If the event is truly **private** and not open to the general public, and the alcohol is furnished by the host **without charge** to those attending, then no alcohol permit is required. To qualify for this exception, you must be hosting a social, business or recreational event for which

- an entire room, area, hall (or building) has been leased or rented in advance;
- the event is limited in attendance to people who have been specifically designated (and their guests);
- the alcoholic beverages are furnished without charge. This exception does not apply to events to which the general public is invited, whether for an admission fee or not;

Thus, you will need to establish some way to determine at the door that only those who have been invited (and their guests) are admitted, and not the general public. There can be no indirect sale of alcohol by way of charging admission or selling tickets to offset the cost of the alcohol. Perhaps the best example of the "privately hosted event" exception is a private wedding where those attending have been specially invited and are on a guest list, and the host provides the alcohol at no charge to the wedding guests.

You may hold a privately hosted event for a single day or several days, and there are no set hours for alcohol service. You may serve any liquor, wine or beer at the event as long as it has been purchased in Utah. You should also take precautions to ensure that no one under 21 years of age is served alcohol at the private event. You could be potentially liable for serving someone you knew or should have known was under the age of 21, and they become intoxicated and injure or cause damage to another person.

Note that under Utah's keg beer law, any beer served under the "privately hosted event" exception must be in bottles or cans purchased at retail. Beer may not be served "on draft" from a keg. The keg law prohibits anyone, other than a licensed or permitted beer retailer, from being in possession of beer in containers larger than two liters. It also prohibits beer distributors or wholesalers from selling keg beer to anyone other than a licensed or permitted beer retailer. Also, there is no provision in the law that allows dispensing of "heavy beer" (over 3.2% alcohol content) on draft from kegs.

Organizers of privately hosted events hosted by accredited foreign diplomatic missions.

X. Prohibited and Regulated Activities

Please reference West Jordan City Code Section 8-13-5, as amended, for a complete list of prohibited and regulated activities. The following highlights specific areas of concern or are in addition to the ordinance. Where it is not contrary to the City Code, exception to prohibited and regulated activities may be included as part of a Special Event Permit.

A. General Compliance with Laws. It is the responsibility of all Users and Visitors, whether by reservation, permit, or otherwise, to comply with all applicable Federal, State and Local laws, ordinances, rules, regulations and policies. If use is by reservation or permit, the person to whom such reservation or permit is issued shall be responsible to immediately inform others and the City

B. Alcohol Use. It is unlawful for any person to consume or possess any beer or any alcoholic beverage within any City Park. It is unlawful for any person to consume or possess any beer or any alcoholic beverage within other City Facilities, unless expressly allowed in writing as part of a Special Event Permit.

WEST JORDAN

PIONEER HALL SPECIAL EVENT PERMIT APPLICATION

City of West Jordan
Public Works Department
8000 South Redwood Road
West Jordan, Utah 84088
(801) 569-5119

Applicant/Permit Holder (Organization) Jennifer Avila	Type of Business: Corporation LLC (Other)
Address, City, State, Zip 6155 Marvelle Circle Kearns UT 84118	
Phone 801-635-4720	E-mail (required) jenavila2222@hotmail.com
Date of Event: December 18, 2015 (Friday)	Estimated Attendance: 150 - 200

Time Slot		8 a.m.—2 p.m.		3:30 p.m.— Midnight	X	All Day (8 am— Midnight)

CHECK ALL THAT APPLY	NO	YES	
Are you a resident of the City of West Jordan? (based on mailing address)	X		Resident Morning Rate: $150 Afternoon Rate: $200 All Day Rate: $350 Non-Resident Morning Rate: $180 Afternoon Rate: $230 All Day Rate: $380
Will you be serving food?		X	Only a warming kitchen is available. No actual cooking allowed.
Will alcohol be available?		X	Your Certificate of Insurance must reflect this. If any alcohol is available and not listed your reservation will be void and you will be asked to leave the premises and deposit forfeited.
Is this event open to the public?	X		

Describe your event Sweet 16	This event is a sweet 16 Birthday party. It will be a private event w/ food & dancing.
How would you like your reservation listed online?	Jaiden's Sweet 16

Application must be accompanied by the refundable deposit ($120 Resident / $160 Non-Resident) and the facility rate per time slot listed above. Date will NOT be reserved until all items are received.

Deposit is refundable if facility is left as it was found with all items put back neatly, trash taken out to the dumpster, counters wiped down and floors swept. Building must be locked back up and key returned. Deposit refund can take 4-6 weeks.

"By my signature below, I certify that I am authorized to sign as an agent of the Applicant / Permit Holder, which Applicant / Permit Holder shall be bound by the terms of this Permit. I further certify that I have read and accept the Permit Terms and Conditions and the West Jordan Facility Use Policy, and the Applicant / Permit Holder hereby agrees to comply with the same and all applicable federal, state and local laws, ordinances, rules and regulations. Applicant / Permit Holder further agrees to pay all required fees, deposits, and costs, including but not limited to, the actual cost of Additional City Services as defined in the West Jordan Facility Use Policy. This Permit is only valid for the purposes expressly set forth herein and is not valid until executed by the City of West Jordan."

Signature: Jennifer Avila	Print Name: Jennifer Avila	Date: 8/19/2015
Admin Signature: Julie Brown	Julie Brown, Events Coordinator	Date: 8/25/15
Facility Signature: [illegible]	Jim Riding, Facility Manager	Date: 8.26.15

Bond # **Dept** **FACILITIES**

NAME: JENNIFER AVILA

ADDRESS: 6155 MARVELLE CIRCLE

KEARNS UT 84118

PROJECT NAME

PHONE: 801 635 4720

PIONEER HALL

RECEIPT #

DATE	ITEM	DEBIT	CREDIT	BALANCE
08/31/2015	Security Deposit			160.00
	PIONEER HALL			
	RESERVED DATE: 012 18 2015			
DATE	SIGNATURE		CREDIT	

CITY OF WEST JORDAN
RECVD BY: NN 03001000092
PAYOR: AVILA
TODAY'S DATE: 08/19/15
REGISTER DATE: 08/19/15 TIME: 09:23

DESCRIPTION	AMOUNT
CUST ID:PIONEER HALL 12/18/15	
RENTS & CONCESSIONS	$380.00
CUST ID: 1.000	
CASH BONDS	$160.00
TOTAL DUE:	$540.00

CHECK PAID: $540.00
CHECK NO: 1453
TENDERED: $540.00
CHANGE: $.00