

REQUEST FOR BOARD ACTION

HENDERSON COUNTY

BOARD OF COMMISSIONERS

MEETING DATE: 4 September 2012
SUBJECT: Use Permit for Westfeldt Park for French Broad River Clean Up
PRESENTER: Charles Russell Burrell
ATTACHMENT(S): Proposed Park Use Permit

SUMMARY OF REQUEST:

Western North Carolina Alliance, along with sponsor Sierra Nevada Brewing Co., seek the use of Westfeldt Park on September 29 as a part of their "French Broad River Clean Up". This proposed use would require a waiver of both the County's Facility Use policy and its Parks and Recreation Policy, and a temporary repeal of Henderson County Code section 130A-8A.

The proposed action, if the Board is so inclined, is as follows:

The provisions of section 130A-8A of the Henderson County Code are temporarily repealed and waived only for the County's Westfeldt Park and only for such park's regular hours of lawful use only on September 29, 2012. Further, any provisions of the County's Facility Use policy and its policies regarding use of its parks are hereby waived insofar as they would prohibit the otherwise lawful serving (but not sale) of malt beverages in the County's Westfeldt Park during the park's regular hours of lawful use on September 29, 2012. Notwithstanding, however, no person or entity shall serve any malt beverage at such event to any person who appears to a reasonable person to be under the influence of an impairing substance.

If the Board is inclined to grant this request, staff intends to propose a new ordinance and policies regarding use of County parks and facilities in this regard.

BOARD ACTION REQUESTED:

Review and, if inclined, approval of the proposed action.

If the Board is so inclined, the following motion is suggested:

I move that the Board adopt the proposed action regarding Westfeldt Park on September 29, 2012.