

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Allowing the Service)
of Alcohol at Weddings to Take Place)
at Camp Wilkerson in July, 2011)
_____)

ORDER NO. 11 - 2011

WHEREAS, the Columbia County Forest, Parks and Recreation Rules and Regulations prohibit the use of alcohol in any County Park, including Camp Wilkerson, without the express permission of the Board of County Commissioners; and

WHEREAS, Howard A. Youngblood has applied for a permit to hold a wedding at Camp Wilkerson, a County park, from 7:00 a.m. on July 16, 2011, to 12:00 p.m. on July 17, 2011; and

WHEREAS, Kate McGee has applied for a permit to hold a wedding at Camp Wilkerson from 2:00 p.m. on July 22, 2011, to 12:00 p.m. on July 24, 2011; and

WHEREAS, on the Facility Use Application & Permit, Mr. Youngblood has requested permission to serve alcoholic beverages during his reserved-use stay, a copy of said written request being attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, on the Facility Use Application & Permit, Ms. McGee has requested permission to serve alcoholic beverages during her reserved-use stay, a copy of said written request being attached hereto as Exhibit B and incorporated herein by this reference; and

WHEREAS, both parties have signed a Hold Harmless Agreement indemnifying the County for any injury to person or property arising from their activities during their stay at Camp Wilkerson; and

WHEREAS, both parties have agreed to provide a Certificate Binder for Tenant Users Liability Insurance through TULIP listing Columbia County as an additional insured and indicating that Liquor Liability Coverage has been added to the policy for this event when TULIP coverage becomes available in April or May 2011.

NOW, THEREFORE, IT IS HEREBY ORDERED as follows:

1) That Howard A. Youngblood is granted permission to serve alcoholic beverages during his wedding from 2:00 p.m. on July 16, 2011, to 11:59 p.m. on July 16, 2011, subject to the following conditions:

a) Alcohol shall be served by an OLCC Service permit holder and Mr. Youngblood and/or his designee shall monitor the guests to ensure no excessive alcohol consumption takes place; and

b) Mr. Youngblood shall provide, on or before June 1, 2011, a Certificate Binder for Tenant Users Liability Insurance through TULIP listing Columbia County as an additional insured and indicating that Liquor Liability Coverage has been added to the policy for this event.

2) That Kate McGee is granted permission to serve alcoholic beverages during her wedding from 2:00 p.m. on July 22, 2011, to 11:59 p.m. on July 22, 2011, and from 2:00 p.m. on July 23, 2011, to 11:59 p.m. on July 23, 2011 subject to the following conditions:

a) Alcohol shall be served by an OLCC Service permit holder and Ms. McGee and/or her designee shall monitor the guests to ensure no excessive alcohol consumption takes place; and

b) Ms. McGee shall provide, on or before June 1, 2011, a Certificate Binder for Tenant Users Liability Insurance through TULIP listing Columbia County as an additional insured and indicating that Liquor Liability Coverage has been added to the policy for this event.

DATED this 23rd day of February, 2011.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

By: [Signature]
Anthony Hyde, Chair

By: [Signature]
Earl Fisher, Commissioner

By: [Signature]
Henry Heimuller, Commissioner

Approved as to form

By: [Signature]
Office of County Counsel

S:\COUNSEL\FPRIEVENTS\ORD YOUNGBLOOD & MCGEE WEDS.wpd

EXHIBIT A

COLUMBIA COUNTY FORESTS, PARKS AND RECREATION

FACILITY USE APPLICATION & AGREEMENT

Return to: Columbia County Forests, Parks and Recreation, 1054 Oregon Street, St. Helens, OR 97051

APPLICATION & PERMIT FOR FACILITY USE	
Full Name: <u>Howard A. Youngblood</u>	Organization: <u>-</u>
Address: <u>74950 DeBest Rd</u>	Phone (h): <u>503-552-5411</u> (w): (c): <u>503-369-5119</u>
City: <u>Rainier</u> State: <u>OR</u> Zip Code: <u>97048</u>	E-mail: <u>Howard-Youngblood@q.com</u>
EVENT INFORMATION	
Type (wedding, organized group camp, etc.): <u>wedding</u>	Estimated Attendance: <u>150</u>
Arrival Date and Time: <u>July 16, 2011 7:00am Lodge</u> <u>overnight camping arrival 2:00pm</u> <u>5:00 wedding</u> <u>wrap up</u>	Departure Date and Time: <u>July 17, 2011 Noon</u>
Do you plan to serve alcohol? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Do you plan to sell alcohol? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If so, when (date and time)?	Contact Person (day/s of event): <u>Howard Youngblood</u> Contact Person Phone #: <u>503-369-5119</u>
NOTE: Alcohol is not allowed at park facilities without prior approval from the Board of Commissioners. To serve alcohol, you must request and receive a waiver of the no-alcohol park rule from the Board.	
REQUESTED PARK OR FACILITY <u>Camp Wilkerson</u>	REQUESTED AREA(S) RESERVED <u>K1-K3 B1-B4 T1-T10</u> <u>RVI-RV7, Lodge</u>
I certify that the above information is true and accurate.	
Applicant Signature: <u>Howard A. Youngblood</u>	Date: <u>October 14</u> , 20 <u>10</u>
RENTAL CONDITIONS AGREEMENT	

In consideration of permission to use the park facility, the applicant agrees to the following terms and conditions:

1. General
 - a) Reservations will be accepted on a first-come, first-served basis.
 - b) A reservation request will not be accepted and processed without a thoroughly completed application.
 - c) Reservations will be confirmed only after County staff have approved the application.
2. Rental Fee
 - a) Refer to "Facility Reservation Rates" sheet for fees or contact Columbia County Parks for fee information.
 - b) Rental fee is due at the time of reservation.
 - c) Cancellation Terms: The Applicant must notify Columbia County Parks of any reservation cancellation no later than 30 days prior to the rental date in order to be refunded the full rental fee (NOTE: a \$10.00 cancellation fee will be deducted from all refunds.) For cancellation notices that are less than 30 days prior to the rental date, the rental fee for the first day will not be refunded.
3. Insurance Requirement – The Applicant must have liability insurance for the entire event and must provide proof of insurance satisfactory to the County as described in the attached "Insurance Requirements - Frequently Asked Questions."
4. Activities Requiring Board of Commission Approval
 - a) Columbia County park rules prohibit the possession and consumption of alcoholic beverages within Columbia County parks; however, the Applicant may apply to the County Board of Commissioners for a waiver from the no-alcohol park rule or other park rules.
 - b) Proposed activities deemed hazardous by Columbia County park staff will require the approval of the Columbia County Board of Commissioners before being allowed in the requested park site.

5. Compliance With Columbia County Park Rules

- a) Columbia County reserves the right to establish rules for the use and occupancy of park sites and facilities covered by this application.
- b) The Applicant agrees to comply with the established park rules and insure that guests/invitees are made aware of and also comply with the park rules.

6. Hold Harmless Agreement

"I, the undersigned applicant, agree to release, defend, indemnify and hold harmless Columbia County, its officers, agents, and employees, successors and assigns from all claims, suits, actions, liability, damage, loss, cost or expense, including but not limited to attorney fees, that Columbia County, its officers, agents, and employees, successors and assigns may sustain or incur on account of: 1) any damage to or destruction of any property that Columbia County may own or in which it may have an interest; 2) any damage to or destruction of any property belonging to any other person, firm or corporation; and 3) injury to or death of any person or persons as a result of any errors or omissions or other negligent, reckless or intentionally wrongful acts of Applicant, its officers, agents, and employees, members and/or invited guests arising in any manner out of Applicant's use of such facilities."

By signing this application I certify that I have read and understand the terms and conditions of this agreement.

Applicant Signature: [Signature]

Date: 10-15, 2010

Columbia County

Forests, Parks and Recreation Director: [Signature]

Date: 10-19, 2010

Notice pursuant to ORS 105.688:

Any fee paid as part of this application is for the reservation of the specific area, at the specific time, and for the specific recreational use identified in this application. Pursuant to ORS 105.682 and ORS 105.688(4), Columbia County is not liable in contract or tort for any personal injury, death or property damage that arises out of the use of the park for any other recreational purposes, during any other time, or in any other area of the park.

OFFICE USE ONLY

Rental Fee: \$ cc # 1153435 /day

Deposit Received: \$ 550.00

Date: 10/15/10, 20

Use Approved: Use Denied: By: Date: , 20

S:\COUNSEL\FPR\FORMS\2010 APP & AGMT FINAL.wpd

EXHIBIT B

COLUMBIA COUNTY FORESTS, PARKS AND RECREATION

FACILITY USE APPLICATION & AGREEMENT

Return to: Columbia County Forests, Parks and Recreation, 1054 Oregon Street, St. Helens, OR 97051

APPLICATION & PERMIT FOR FACILITY USE	
Full Name: <u>KATE MCGEE</u>	Organization:
Address: <u>24669 HIDDEN VALLEY RD.</u>	Phone (h): <u>541-929-2939</u> (w): (o):
City: <u>PHILOMATH</u> State: <u>OR</u> Zip Code: <u>97370</u>	E-mail: <u>kate@khlmand.com</u>
EVENT INFORMATION	
Type (wedding, organized group camp, etc.) <u>wedding</u>	Estimated Attendance: <u>140</u>
Arrival Date and Time: <u>July 22, 2011 @ 2:00pm</u>	Departure Date and Time: <u>July 24, 2011 @ Noon</u>
Do you plan to serve alcohol? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Do you plan to sell alcohol? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If so, when (date and time)?	Contact Person (day/s of event): <u>[Signature]</u> Kate Contact Person Phone #: <u>541-232-2435</u> McGee
NOTE: Alcohol is not allowed at park facilities without prior approval from the Board of Commissioners. To serve alcohol, you must request and receive a waiver of the no-alcohol park rule from the Board.	
REQUESTED PARK OR FACILITY <u>Camp Willerson</u>	REQUESTED AREA(S) RESERVED <u>A1-A4, K1-K3 Lodge</u> <u>Schoolhouse, meadow</u>

I certify that the above information is true and accurate.

Applicant Signature: [Signature]Date: 11/27, 2010RENTAL CONDITIONS AGREEMENT

In consideration of permission to use the park facility, the applicant agrees to the following terms and conditions:

1. General
 - a) Reservations will be accepted on a first-come, first-served basis.
 - b) A reservation request will not be accepted and processed without a thoroughly completed application.
 - c) Reservations will be confirmed only after County staff have approved the application.
2. Rental Fee
 - a) Refer to "Facility Reservation Rates" sheet for fees or contact Columbia County Parks for fee information.
 - b) Rental fee is due at the time of reservation.
 - c) Cancellation Terms: The Applicant must notify Columbia County Parks of any reservation cancellation no later than 30 days prior to the rental date in order to be refunded the full rental fee (NOTE: a \$10.00 cancellation fee will be deducted from all refunds.) For cancellation notices that are less than 30 days prior to the rental date, the rental fee for the first day will not be refunded.
3. Insurance Requirement – The Applicant must have liability insurance for the entire event and must provide proof of insurance satisfactory to the County as described in the attached "Insurance Requirements - Frequently Asked Questions."
4. Activities Requiring Board of Commission Approval
 - a) Columbia County park rules prohibit the possession and consumption of alcoholic beverages within Columbia County parks; however, the Applicant may apply to the County Board of Commissioners for a waiver from the no-alcohol park rule or other park rules.
 - b) Proposed activities deemed hazardous by Columbia County park staff will require the approval of the Columbia County Board of Commissioners before being allowed in the requested park site.

TO: CC
12/10/10

5. Compliance With Columbia County Park Rules

- a) Columbia County reserves the right to establish rules for the use and occupancy of park sites and facilities covered by this application.
- b) The Applicant agrees to comply with the established park rules and insure that guests/invitees are made aware of and also comply with the park rules.

6. Hold Harmless Agreement

"I, the undersigned applicant, agree to release, defend, indemnify and hold harmless Columbia County, its officers, agents, and employees, successors and assigns from all claims, suits, actions, liability, damage, loss, cost or expense, including but not limited to attorney fees, that Columbia County, its officers, agents, and employees, successors and assigns may sustain or incur on account of: 1) any damage to or destruction of any property that Columbia County may own or in which it may have an interest; 2) any damage to or destruction of any property belonging to any other person, firm or corporation; and 3) injury to or death of any person or persons as a result of any errors or omissions or other negligent, reckless or intentionally wrongful acts of Applicant, its officers, agents, and employees, members and/or invited guests arising in any manner out of Applicant's use of such facilities."

By signing this application I certify that I have read and understand the terms and conditions of this agreement.

Applicant Signature: [Signature]
Columbia County
Forests, Parks and Recreation Director: [Signature]

Date: 11/27, 2010

Date: 12/09, 2010

Notice pursuant to ORS 105.688:

Any fee paid as part of this application is for the reservation of the specific area, at the specific time, and for the specific recreational use identified in this application. Pursuant to ORS 105.682 and ORS 105.688(4), Columbia County is not liable in contract or tort for any personal injury, death or property damage that arises out of the use of the park for any other recreational purposes, during any other time, or in any other area of the park.

OFFICE USE ONLY

Rental Fee: \$ 48415 /day

Deposit Received: \$ 550.00

Date: 12/1/10, 2010

Use Approved: Use Denied: By: Date: , 2010