

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In re: An Ordinance Prohibiting)
the Possession of Alcoholic)
Liquor in Columbia County)
Parks)
ORDINANCE
No. 79-1

WHEREAS, Columbia County is the owner of several parks in said county, said parks being: Airport Park and Fisher Park, near Scappoose, Big Eddy Park on Highway 47, Hudson Park and Laurelwood Beach, near Rainier, Camp Wilkerson Park between Vernonia and Clatskanie, J.J. Collins Memorial Park on Wendt's Island, Beaver Falls Park near Beaver Falls, Carcus Creek Park, near Carcus Creek, Nehalem River Rest area, near Vernonia, and

WHEREAS, there has developed in these county parks a problem regarding rowdy and unruly behavior of persons visiting and using these parks; and

WHEREAS, the problem, above noted, is due mainly to the excessive consumption of alcoholic beverages; now, therefore

THE BOARD OF COUNTY COMMISSIONERS FOR COLUMBIA COUNTY, OREGON,
ORDAINS AS FOLLOWS:

Section I. Definitions

A. Alcoholic liquor: Alcoholic liquor means any alcoholic beverage containing more than one-half of one percent alcohol by volume, and every liquid or solid, patented or not, containing alcohol, and capable of being consumed by a human being.

B. Exempt liquor: Any perfume, lotion, tincture, varnish, dressing fluid, extract, acid vinegar, or any official medicinal or pharmaceutical preparations, or any patent or proprietary medicine intended solely for

medicinal purposes is an exempt liquor even though they may meet the elements of definition of alcoholic liquor given above.

C. Possession: The having of alcoholic liquor either on one's person or under his control.

Section II. Illegal Acts

It shall be a violation of this Ordinance for any person, regardless of age, to have in possession any alcoholic liquor while being on any county park premises. Any alcoholic liquor which is an exempt liquor may be possessed on park premises so long as such possession does not violate any state statute pertaining to possession of such described substances.

Section III. Enforcements

In addition to enforcement of this Ordinance by peace officers in compliance with all criminal procedures as outlined in Chapters 131 through 138, any Columbia County public official or his designate, as defined in ORS 131.705, may act to require compliance with this Ordinance.

Section IV. Penalty

Upon conviction for violation of this Ordinance, the court shall fix the term of imprisonment not to exceed thirty days and, in addition thereto, may impose a fine not to exceed \$250.00.

Section V. Severability

If any provision of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, said portion shall be deemed a separate, distinct and independent provision, and such holdings shall not affect the validity of the remaining portions thereof.

Section VI. Emergency Clause

This Ordinance being necessary for the immediate preservation

of the public health, peace and safety, an emergency is declared to exist,
and this Ordinance shall take effect upon its passage.

ENACTED this 9th day of May, 1979.

VOTE:

Aye: ✓ Nay: _____

Aye: ✓ Nay: _____

Aye: ✓ Nay: _____

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

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By *Marion Sahagun*
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Commissioner