

# Request for City Council Action

Date: July 28, 2015

Agenda Section: Consent  No. 5	Originating Department:  City Clerk's Office
Item: Resolution Declaring "Fair Days" for the Neighborhood Co-op's 30 <sup>th</sup> Anniversary Party  No. 5.12	Approved:

**Background and Summary:**

Attached is a letter from the Neighborhood Co-op requesting the declaration of "Fair Days" for their 30<sup>th</sup> Anniversary at Lenus Turley Park. The Fair Days designation would allow public consumption of alcohol in a specified area as designated by the resolution. The use of glass containers is prohibited within the city fair days area. A letter from the Carbondale Park District authorizing the Neighborhood Co-op to utilize Turley Park for the event is also attached.

The requested date for the fair days is Saturday, August 22, 2015, from 2:00 p.m. to 6:00 p.m. The Neighborhood Co-op has requested that Lenus Turley Park be the designated Fair Days area for the concert. A temporary liquor license for the event cannot be issued as the business is not a not-for-profit corporation, therefore the sale of alcohol would be prohibited.

**Recommended Action:**

The City Council is requested to approve the Resolution declaring Fair Days for the Neighborhood Co-op's 30<sup>th</sup> Anniversary party on Saturday, August 22, 2015, between 2:00 p.m. and 6:00 p.m. at Lenus Turley Park.

Engineering Approval Obtained	Finance Approval Obtained	Legal Approval Obtained	Approval Obtained	Manager's Approval Obtained
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Council Action: Motion by \_\_\_\_\_ 2nd by \_\_\_\_\_ to \_\_\_\_\_

**Resolution No. 2015-R-**

**A Resolution Establishing "Fair Days" For The Neighborhood Co-op Grocery's 30<sup>th</sup> Anniversary Party**

**Whereas**, the Neighborhood Co-op Grocery has submitted a letter to the City requesting a "Fair Days" designation for their 30<sup>th</sup> Anniversary party to be held at Turley Park; and

**Whereas**, Section 2-5-5.B of Title 2 of the Carbondale Revised Code provides for the consumption of alcoholic liquor from non-glass containers in a publicly-owned or controlled space, if such space is designated by resolution of the City Council of the City of Carbondale as the space in which the city fair is to be held; and

**Whereas**, after considering the plan presented by the Neighborhood Co-op and the best interest of the health, welfare and safety of the citizens of the City of Carbondale, Illinois, the City Council has determined to designate Lenus Turley Park as the location for the event to be held, as designated in Exhibit A.

**Now, Therefore, be it Resolved by the City Council of the City of Carbondale, Illinois, as follows:**

Section 1. That the City Council of the City of Carbondale, Illinois, pursuant to Section 2-5-5.B of the Carbondale City Code hereby designates that space commonly known as Lenus Turley Park, more specifically described in Exhibit A which is attached hereto and made a part of this Resolution, as the controlled space for those legally eligible to consume alcoholic liquor on Saturday, August 22, 2015 from 2:00 p.m. through 6:00 p.m.

Section 2. That this Fair Days designation be approved with the understanding that a generous number of portable restrooms and trash containers be provided, adequate security be provided for the entrance into and throughout the Fair Days designated event area, and security fencing be erected on all sides of the Fair Days area.

Section 3. That pursuant to Section 2-5-5.B of the Carbondale Revised Code, alcoholic liquor may only be consumed from non-glass containers in the controlled spaces designated herein above, on those dates and at those times specified above.

Section 4. That the City Manager of the City of Carbondale, Illinois, be and is hereby authorized to do any and all things reasonable, necessary and proper to carry out the intent and

purposes of this Resolution.

Section 5. That this Resolution be spread at length upon the minute records of the City Council of the City of Carbondale, Illinois.

This Resolution adopted at a regular meeting of the City Council of the City of Carbondale, Illinois, on the 28<sup>th</sup> July, 2015.

APPROVED: \_\_\_\_\_  
John M. Henry, Mayor

ATTEST:

\_\_\_\_\_  
Jennifer R. Sorrell, City Clerk

APPROVED AS TO LEGALITY AND FORM:

\_\_\_\_\_  
P. Michael Kimmel, City Attorney

## Exhibit A

Beginning at the Southeast Corner of Lot 1 in Park Place Addition to the City of Carbondale, Illinois, as recorded in Plat Book 5 on Page 17 in the Jackson County Courthouse, Murphysboro, Illinois: said point also being on the North right-of-way line of Old West Main Street, the West right-of-way line of Iris Avenue and the Southeast Corner of Block "H" in said Park Place Addition; thence Westerly on the North right-of-way line of Old West Main Street on a bearing of North 89°18' West, a distance of 239.96 feet to the Southwest corner of Lot 9 in said Block "H" of Park Place Addition; thence Northwesterly on a bearing of North 49°26' West, a distance of 39.01 feet to the East right-of-way line of Glenview Drive; thence Northerly on the said East Right-of-way line of Glenview Drive on a bearing of north 0°50' East, a distance of 416.05 feet; thence Northeasterly on a bearing of North 83°39' East, a distance of 30.20 feet to a point on the Southerly right-of-way line of the Murdale Shopping Center Access Road; thence Southeasterly on the said Southerly right-of-way line of the Murdale Shopping Center Access Road on a bearing of South 68°39' East, a distance of 256.24 feet to the West right-of-way of Iris Avenue and the East line of Lot 1 in Block "F" of said Park Place Addition; thence Southerly on the West right-of-way line of Iris Avenue and the East line of Lot 1 in Block "F" and the east line of Lot 1 in Block "H" in said Park Place Addition on a bearing of South 0°50' West, a distance of 354.41 feet to the point of beginning, containing 2.4975 acres, more or less, all situated in Jackson County, Illinois.

EXCEPT, commencing at a brass monument located at the Southeast Corner of Lot 10 in said Block "H"; thence North 49°26' West, 22.22 feet to the point of beginning for this description; thence continue North 49°26' West, 16.79 feet to a brass monument on the East right-of-way line of Glenview Drive; thence North 0°50' East, 310 feet along said East right-of-way line; thence South 89°10' East, 38.44 feet; thence North 37°19'40" East, 103.91 feet to the Southerly right-of-way line of the Murdale Shopping Center Access Road; thence South 69°39' East, 98.82 feet along said right-of way line; thence South 37°19'40" West, 181.68 feet; thence South 35°10'20" West, 83.82 feet; thence South 16°32'30" West, 89.92 feet; thence South 1°00' West, 67.80 feet to the point of beginning, and containing 0.615 acre, more or less.

ALSO EXCEPT, commencing at the Southeast Corner of Lot 1, Block "H" in said Park Place Addition, said point also being in the North right-of-way line of Old West Main Street; thence North 89°18'00" West along said North right-of-way line a distance of 239.96 feet to the southwest corner of Lot 9 Block "H" in said Park Place Addition; thence North 49°26'00" West a distance of 39.01 feet to a point; thence North 00°50'00" East, a distance of 310.00 feet to a brass monument and the point of beginning for this description; thence South 89°10'00" East, a distance of 38.44 feet; thence North 37°19'40" East a distance of 103.86 feet to a brass monument in the Southerly right-of-way line of the Murdale Shopping Center Access Road; thence North 68°39'00" West a distance of 75.03 feet; thence South 83°39'00" West a distance of 30.20 feet; thence South 00°40'00" West a distance of 106.05 feet to the point of beginning for this description, containing 0.173 acres, more or less.



July 20, 2015

City of Carbondale/Liquor Advisory Board  
Att: Mayor Henry  
200 South Illinois Avenue  
Carbondale, Illinois 62901

Dear Mayor Henry,

The Neighborhood Co-op Grocery is holding our 30<sup>th</sup> Anniversary Party ("Park Party") in Turley Park on August 22, 2015 from 2pm-6pm. The Co-op would like to offer beer, wine and cider during the event. We are asking our local beer, wine and cider producers to offer sampling of their products. No sales of alcohol will be allowed.

People attending our Park Party that wish to consume alcohol will have their ID's checked by a TIPS trained staff person. People who are of age to consume alcohol will be issued a wristband to be worn during the event in order to consume beer, wine or cider.

The Carbondale Park District recommended the approval of the Co-op's Fair Days Permit on July 13, 2015 at their regularly scheduled board meeting. I was in attendance of meeting to answer any questions or concerns.

Food sampling, live music, games, and activities are being planned for the event. Several local and regional food producers and distributors will be offering tastings of their product. Community groups are also going to be on hand for fun and educational opportunities. We hope to offer a little something for everyone!

Thank you for your consideration.

Best Regards,  
Courtney Smith  
Outreach & Owner Services Coordinator  
Neighborhood Co-op Grocery  
618.559.9484 - Courtney@neighborhood.coop



# CARBONDALE PARK DISTRICT

PO BOX 1326  
CARBONDALE, IL 62903-1326  
PH: 618/529/4147 OR 618/549/4222  
FAX: 618/457/2580

July 14, 2015

Jennifer Sorrell, City Clerk  
City of Carbondale  
P.O. Box 2047  
Carbondale, IL 62902-2047

Dear Jennifer:

The Carbondale Park District Board of Commissioner at its meeting held on Monday, July 13, 2015, authorized the Neighborhood Co-op permission to submit a request to the City of Carbondale asking that they be granted City Fair Days for their event to be held on Saturday, August 22, 2015 at Turley Park.

If you have any further questions please do not hesitate to call.

Sincerely,

Kathy Renfro, Executive Director

KR:ll