
TITLE VIII CULTURE, EDUCATION, AND RECREATION

CHAPTER 2 CONSUMPTION OF KEG BEER IN PARKS

8-2-1 PURPOSE. This Ordinance governs the use of Sac County park and recreation areas and designated Sac County forests for consumption of beer dispensed from a keg or other container larger than one gallon. The purpose is to enhance public enjoyment of state areas through regulation of an activity that can be disruptive.

8-2-2 APPLICABILITY. This chapter is applicable to all state Sac County parks and recreation areas managed by the Sac County Conservation Board and to the Sac County forests containing designated campground areas.

8-2-3 DEFINITIONS.

1. "Beach" or "beach area" means that portion of state parks or recreation areas designated for swimming activity including the water area contiguous to the beach.

2. "Beer" is as defined in Iowa Code section 123.3(7).

3. "Campground" means that portion of Sac County parks or recreation areas designated for camping activity including parking areas contiguous to the campground and designated camp areas of Sac County forests.

4. "Kegger" means a gathering of two or more persons at which beer is dispensed from a keg or other container larger than one gallon.

5. "Person" is as defined in Iowa Code section 4.1(20).

8-2-4 PROHIBITED AREAS. Keggers shall not be conducted in beach areas, in campgrounds, or in parking areas or immediately adjacent to those areas.

8-2-5 PROCEDURE. Any person wishing to conduct a kegger in any area to which this chapter applies shall notify the executive director in charge of the area in advance and comply with the following procedure:

1. A designated agent shall be named who shall sign a responsibility agreement. The content of the responsibility agreement shall be as stated in the Iowa Administrative Code Section 571—63.7(461A,123), and the form shall be provided by the Sac County Conservation Board.

2. The designated agent shall be available for personal contact by department of natural resources personnel at all times during the kegger.

3. The agent shall pay a deposit of \$100 per 100 persons or portion thereof at the kegger,

to be held by the department of natural resources officer as a damage deposit. The director may designate the area in which the kegger is to be conducted. If the kegger takes place in an enclosed shelter for which a rental fee and deposit is charged, the \$100 shall be waived in lieu of the usual deposit for that facility.

4. The agent shall assume responsibility to ensure that all state laws are complied with in the conduct of persons attending the kegger and that the area used for the kegger is left in a clean, unlettered condition and no Sac County property damaged beyond the extent of normal wear and tear.

5. Conducting or continuation of the kegger shall be contingent on the persons involved complying with all applicable state laws including but not limited to Iowa Code section 123.47, chapter 461A, and rules promulgated under those chapters and as long as the activity does not interfere with other uses of area facilities.

6. The agent shall inform the executive director when the kegger is concluded and attendees have left the area.

8-2-6 DEPOSIT DISPOSITION.

1. The \$100 deposit required by 8-2-5(3) shall be refunded within three days in full or on a prorated basis computed according to 8-2-6(2) depending on the condition in which the site is left after the kegger is held.

2. If it necessary for Sac County Conservation Board personnel to clean up the area or repair any damage beyond ordinary wear and tear, a log of the time spent in such cleanup or repair shall be kept. The damage deposit refund shall be reduced by an amount equivalent to the applicable hourly wage of the employees for the time necessary to clean the area or repair the damage.

3. The \$100 is not to be construed as a limit of liability for damage to Sac County property. The Sac County Conservation Board may take any legal action necessary to recover additional damage.

8-2-7 RESPONSIBILITY AGREEMENT. The agreement required in this Ordinance shall contain the following information: Area, date of the kegger, signature and date when agreement was signed, and a copy of identification (i.e., driver's license #, name, address, telephone number).

8-2-8 PENALTY. Anyone violating this chapter shall be subject to the provisions of Section 1-1-1 of the Sac County Code of Ordinances.