

TOWN OF MOUNT AIRY

TOWN COUNCIL RESOLUTION NO. 2021-11

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF MOUNT AIRY (the “Town”) TO AUTHORIZE THE CONSUMPTION AND POSSESSION IN OPEN CONTAINERS OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY DURING THE FOLLOWING EVENT (the “Event”):

“BANK BREWS” EVENT

Simpson-Baker-Bowlus

8 N. Main Street

June 6, 2021 – 12 noon to 4 p.m. (Rescheduled from 5/30/21)

SUBJECT TO THE ISSUANCE OF A SPECIAL OR TEMPORARY LIQUOR LICENSE BY THE LIQUOR BOARD OF CARROLL COUNTY (the “Liquor Board”) AND TO AUTHORIZE THE MAYOR AND/OR TOWN MANAGER TO DELIVER INDEMNIFICATION TO THE STATE WITH REGARD TO THE EVENT IF NECESSARY TO PROCURE STATE APPROVAL FOR THE CLOSING AND USE OF STATE ROADS DURING THE EVENT.

WHEREAS, the Town is a municipal corporation of the State of Maryland;

WHEREAS, pursuant to their authority under Alcoholic Beverages Article of the Maryland Code, Sections 6-208 and 6-321(b)(2)(i) and Section 41-3D of the Town Code , it is within the powers of the Mayor and Town Council to adopt a Resolution authorizing the consumption and possession in open containers of alcoholic beverages on public property within the boundaries of the Town, subject to the issuance of a special or temporary liquor license by the Liquor Board;

WHEREAS, at its April 5th, 2021 meeting, the Town Council approved Resolution 2021-5 which authorized the open containers and the consumption of alcohol for the Event to occur on May 30, 2021, but due to weather, the Event had to be rescheduled to June 6, 2021, and is hereby formally approved for June 6, 2021 retroactively at the Town Council meeting of June 7, 2021.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND TOWN COUNCIL OF THE TOWN, this 7th day of July, 2021, that on June 6, 2021 (Rescheduled from May 30, 2021) from 12 noon to 4:00 p.m., the consumption and possession in open containers of alcoholic beverages during the Event is hereby approved on public property within the Town in such locations as may be identified above and in the application for a special or temporary liquor license, subject to the issuance of a special or temporary liquor license by the Liquor Board; and

BE IT FURTHER RESOLVED that the Mayor and/or the Town Administrator are hereby authorized, if necessary, to execute and deliver an indemnity from the Town to the State,

its agencies and personnel, including but not limited to the Maryland State Highway Administration, and its employees, from and against any claim or lawsuit, arising out of or in connection with the Event as may be required to obtain State authorization for closing of any State roads during the Event and the use of such closed State roads for and during the Event, including permission for the consumption and possession in open containers of alcoholic beverages within the area of such closed State roads.

ADOPTED:

This 7th day of June, 2021 by a vote of _____in favor and _____opposed

ATTEST:

Jason Poirier, Secretary

Larry Hushour, Council President

ATTEST:

Jason Poirier, Secretary

Patrick T. Rockinberg, Mayor

Approved as to form and
legal sufficiency this 7th day
of June, 2021:

Thomas V. McCarron
Town Attorney