

**FOR THE PURPOSE OF ADDRESSING CONSUMPTION OF
BEER & WINE AT BREEZY POINT BEACH & CAMPGROUND**

WHEREAS, the Board of County Commissioners of Calvert County is the owner of certain property commonly known as Breezy Point Beach & Campground located at 5300 Breezy Point Road, Chesapeake Beach, MD 20732;

WHEREAS, the consumption of alcohol upon public property is generally prohibited by Maryland Annotated Code, Alcoholic Beverages Article, § 6-321(b)(1);

WHEREAS, an exception to the general prohibition exists where the governmental authority having jurisdiction over the public property authorizes consumption, Maryland Annotated Code, Alcoholic Beverages Article, § 6-321(b)(2);

WHEREAS, heretofore, the Board of County Commissioners of Calvert County has allowed the consumption of beer and wine at the campsites and picnic areas of the property commonly known as Breezy Point Beach & Campground;

WHEREAS, the Department of Parks & Recreation has advised that it would be in the best interest to rescind all prior approvals and re-issue authorization to allow only the consumption of beer not served from kegs, and wine, neither served from glass containers at the campsites by the leaseholder and listed guests of legal age to consume alcohol at their respective campsites;

WHEREAS, it is the desire of the Board of County Commissioners of Calvert County to rescind all prior approvals and re-issue authorization to allow only the consumption of beer not served from kegs, and wine, neither served from glass containers at the campsites by the leaseholder and listed guests of legal age to consume alcohol at their respective campsites.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Calvert County, Maryland, that all prior approvals for the consumption of alcoholic beverages at Breezy Point Beach & Campground be and hereby is repealed and rescinded;

BE IT RESOLVED by the Board of County Commissioners of Calvert County, Maryland that, pursuant to the authority granted at State law, only the consumption of beer and wine, as defined in the Maryland Annotated Code, Alcoholic Beverages Article, as amended from time to time, in containers other than glass, shall be authorized at the campsites by the leaseholder and listed guests of legal age to consume alcohol at their respective campsites;

BE IT RESOLVED by the Board of County Commissioners of Calvert County, Maryland that alcoholic beverages, as defined in the Maryland Annotated Code, Alcoholic Beverages Article, as amended from time to time, other than beer and wine are not authorized for consumption at Breezy Point Beach & Campground;

BE IT FURTHER RESOLVED by the Board of County Commissioners of Calvert County, Maryland that, in the event any portion of this Resolution is found to be unconstitutional, illegal, null or void, it is the intent of the Board of County Commissioners to sever only the invalid portion or provision, and that the remainder of the Resolution shall be enforceable and valid.

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that the foregoing recitals are adopted as if fully rewritten herein.

BE IT FURTHER RESOLVED, by the Board of County Commissioners of Calvert County, Maryland that this Resolution shall be effective upon recordation and publication of a fair summary, but not before August 22, 2019.

DONE, this 23rd day of July, 2019, by the Board of County Commissioners of Calvert County, Maryland, sitting in regular session.

Aye: 5
Nay: 0
Absent/Abstain: 0

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF CALVERT COUNTY, MARYLAND

[Signature]
Karen S. Phelps, Clerk

[Signature]
Thomas E. Hutchins, President

[Signature]
Kelly D. McConkey, Vice President

Approved for form and legal sufficiency by:

[Signature]
Earl F. Hance

[Signature]
John B. Norris, County Attorney

[Signature]
Mike Hart

Received for Record July 29, 2019 at 2:30 o'clock P.M. Same day recorded in Liber KPS No. 58 Folio 369 COUNTY COMMISSIONERS ORDINANCES AND RESOLUTION.

[Signature]
Garry P. Smith