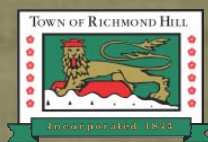


# TOWN OF RICHMOND HILL COMMUNITY SERVICES DEPARTMENT

## ALCOHOL POLICY FOR MUNICIPAL PARKS, RECREATION AND CULTURE FACILITIES



Revised Date: April 2010  
Community Services Department

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**TOWN OF RICHMOND HILL  
COMMUNITY SERVICES DEPARTMENT**

**ALCOHOL POLICY FOR MUNICIPAL PARKS, RECREATION AND CULTURE  
FACILITIES**

**Preamble**

The Town of Richmond Hill owns and manages facilities where alcohol consumption is not permitted and other facilities where alcohol consumption is permitted under the authority of a Special Occasion Permit. The Town of Richmond Hill has developed an alcohol risk management policy in order to prevent alcohol-related problems that arise from alcohol consumption within its facilities and to promote a safe, enjoyable environment for those who use these facilities.

A range of problems can arise from alcohol consumption. These problems can affect not only the drinkers but other people who use the facilities. These problems include:

- Vandalism and destruction of property.
- Police being called to municipal property.
- Serious injuries leading to possible death to drinkers and other individuals.
- Charges laid against the Town or the Special Occasion Permit holders under the Liquor License Act.
- Loss of enjoyment by non-drinkers and moderate drinkers.
- Complaints lodged by offended parties.
- Withdrawal from use of facilities by people concerned about alcohol consumption.
- Loss of revenue due to reduced participation.
- Increased public concern about alcohol consumption.
- Liability and risk of litigation arising from alcohol-related injuries and deaths.
- Loss of insurability or increased rates as a result of alcohol related incidents.
- Suspension or loss of alcohol permit privileges by the Liquor Control Board of Ontario.

In many instances, these problems will not be attributable to moderate drinkers or to those who respect the rules regarding alcohol consumption. The majority of these problems will arise from drinkers who engage in four specific drinking practices:

- Drinking to intoxication.
- Drinking and driving.
- Underage drinking.
- Drinking in prohibited areas.

To the extent that these four drinking practices can be reduced, the likelihood of alcohol-related problems will correspondingly diminish. For those who do not engage in these targeted drinking practices, the policy will be minimally intrusive. The policy is not intended to stand in opposition to legal and moderate drinking.

## **Purpose of the Policy**

The alcohol risk management policy consists of a range of measures designed to prevent alcohol related problems and to increase the enjoyment of those who use the facilities. By reducing the potential for alcohol related problems, the Town of Richmond Hill concurrently reduces its liability and exposure to litigation. In this context, policy measures introduce barriers which impede the adoption of the targeted drinking practices.

The policy is divided into four sections:

1. Designation of facilities where alcohol use is prohibited.
2. Designation of facilities where alcohol use is permitted.
3. Specification of conditions under which alcohol use is permitted.
4. Enforcement procedures for violations of the policy.

## **SECTION 1 - AREAS DESIGNATED WHERE ALCOHOL USE IS PROHIBITED**

The consumption of alcohol beverages is prohibited in the majority of parks, gardens, sports facilities and service facilities in the Town of Richmond Hill. Richmond Hill Council may change the designation of any site at its discretion. A complete list of these areas can be obtained from the Community Services Department. Users who seek permission to use these facilities will be asked to have a representative with signing authority sign a form indicating his/her title within the organization agreeing that people included in the activity or event will not consume alcohol (Appendix A).

## **SECTION 2 - AREAS DESIGNATED FOR CONDITIONAL USE OF ALCOHOL**

The following facilities and areas are currently designated for alcohol use under the authority of a Special Occasions Permit. Richmond Hill Council may change the designation of any site at its discretion.

### **2.1 - Facilities for Special Occasion Permits**

Bayview Hill Community Centre	Richmond Hill Heritage Centre
Crosby Park	Richmond Green Sports Complex
Elgin West Community Centre	Richmond Green Sports Fields (outdoor designated areas)
Lake Wilcox Community Centre	
Langstaff Community Centre	Richvale Community Centre
Elgin Barrow Arena Complex	Ed Sackfield Arena
Elvis Stojko Arena	Bond Lake Arena
Tom Graham Arena Complex	
Lois Hancey Aquatic Centre	Robert Holland Interpretive Centre
M.L. McConaghy Centre	Rouge Woods Community Centre
Ozark Park	Spruce Avenue Hall
Richmond Hill Lion's Hall	Town Park - Picnic Shelter

## **Section 2.2. – Events not Eligible for Special Occasions Permits**

2.2.1 All events involving the majority of participants under the legal drinking age of 19 years of age shall not be eligible for a Special Occasions Permit.

## **SECTION 3 - CONDITIONS FOR SPECIAL OCCASION PERMITS**

Anyone who wishes to serve alcohol at a designated site must complete an agreement form that stipulates the conditions under which alcohol may be served (Appendix B). In addition, the responsible person must obtain a Special Occasion Permit from the Liquor License Board of Ontario. The Special Occasion Permit holder must ensure that all the conditions of the Liquor License Act and the Town of Richmond Hill are adhered to at the event. The Town of Richmond Hill reserves the right to refuse an applicant permission to run a licensed event on its property. All documentation (Special Occasion Permit and Appendix B) should be returned to the Community Services Department a minimum of fourteen (14) days prior to the event. It is the responsibility of the permit holder to obtain and be informed of the Liquor License Act.

All Special Occasion Permit holders are required to adhere to the following conditions:

### **3.1 - Control**

3.1.1 In order to be eligible for a facility rental for a Special Occasion Permit function, the permit holder must demonstrate to the satisfaction of the Commissioner of Community Services that 100% of the event supervisors serving alcohol must have attended a Smart Serve Training Course.

Servers must be provided based on the following ratios:

- Indoor Special Occasion Permits - 1 Smart Trained Server for every 100 patrons
- Outdoor Beer Tents - 1 Smart Trained Server for every bar location.
- Festivals/Major Special events - 1 Smart Trained Server for every bar location.

3.1.2 Bartenders, servers, monitors, and the Special Occasion Permit Holder will wear visible (i.e. name tags, group/event shirts) identification, and will not consume alcohol while on duty or during breaks, nor will they be under the influence of any alcohol consumed before going on duty. The S.O.P. signatory is responsible to ensure compliance with provisions.

3.1.3 The permit holder will ensure that these servers do not serve alcohol to underage, intoxicated, rowdy or unauthorized people at the event. Persons under the legal drinking age of nineteen (19) should not be admitted to an adult social event held on Town premises unless the event is a wedding, anniversary or birthday party, or family event. This requirement can be amended pending the approval of the Commissioner of Community Services or his designate. It is understood that under age participants will not be provided with or served alcohol directly or indirectly at the event.

3.1.4 The servers will accept only a photo driver's license, or a birth certificate with photo identification to enter the event.

- 3.1.5 The permit holder will provide the Town with a list of monitors ages 19 or over two weeks, prior to the event. There will be at least 2 monitors for the main facility entrance and 1 monitor for each additional entrance and exit at the facility or area. Monitors supervise the event, encourage legal and moderate drinking behavior and ensure that any problems that arise are dealt with appropriately.
- 3.1.6 The permit holder will post the Special Occasion Permit as well as the Richmond Hill Permit in the bar location.
- 3.1.7 Servers are required for the full duration of the Special Occasion Permit until all alcohol has been safely secured and removed from the area.
- 3.1.8 The permit holder, if determined by the Town, shall submit a security /operational plan when the function is assessed as being high risk or a major event. Such a security/operational plan shall be approved by the York Regional Police Department, Richmond Hill Fire Department, York Regional Ambulance Services, and the Liquor Control Board Inspector. All costs associated with the development and approval of the plan shall be paid by the permit holder.

### **Rationale**

*The Special Occasion Permit holder and the facility owner need to be alerted to the potential liability and attendant responsibility to prevent participants from becoming intoxicated and protect them from foreseeable harm.*

### **3.2 - Sale of Alcohol**

- 3.2.1 When tickets are sold for alcoholic beverages, there will be a limit of 2 per person at one time. Discounts will not be offered for volume purchase of tickets.
- 3.2.2 When tickets are not sold, each person will be limited to a serving of 2 drinks at a time.
- 3.2.3 Drinks will be sold only in plastic or wax-coated cups and will be limited to a single standard serving that is 12 ounces of a regular beer, 1 ½ ounces or less of spirits and 5 ounces or less of wine. The alcohol content of beer will not consist of more than 5%.  
Pitchers of beer or bottles of wine placed on the tables are strictly prohibited.
- 3.2.4 All ticket sales are to close one half hour prior to facility rental permit time. There will be no “last call” announced.
- 3.2.5 A sign will be posted at the bar and at the ticket counter stating the law on serving to intoxication.
- 3.2.6 Designated Drivers should be provided with free or discounted non-alcoholic beverages.

### **Rationale**

*By limiting the number of tickets or drinks participants can purchase at one time, the ticket seller, monitors, bartenders and servers are provided with more opportunities to observe participants for signs of intoxication. Table consumption can be monitored by not selling rounds of large numbers of tickets (a strip of 20, for example).*

### **3.3 - Low-Alcohol and Non-Alcohol Options**

- 3.3.1 The permit holder will ensure that 30% of the alcoholic beverages offered consist of low-alcohol options (i.e. light beer, wine and alcohol spirits). Non-alcohol beverages such as tea, coffee, water, or pop will be available at a lower cost than any alcoholic beverage.
- 3.3.2 A sign will be posted identifying the low alcohol and non-alcoholic beverages available at the event.

### **Rationale**

*Low-alcohol beverages help prevent intoxication by permitting responsible consumers with an opportunity to consume less alcohol and avoid becoming intoxicated. Patrons nearing intoxication should be provided with non-alcoholic drinks. A patron consuming a regular beer (at 5% alcohol) could drink two “extra light” beers (at 2.5% alcohol) to ingest the same amount of alcohol. Similarly a “light” beer (at 4% alcohol represents a 20% reduction in alcohol intake).*

### **3.4 - Alcohol Marketing Practices**

- 3.4.1 No alcohol advertising such as beer companies, clocks, umbrellas, posters, etc. is permitted on any Town premises without the approval of the Commissioner of Community Services Department. The provision of free alcohol for marketing promotion purposes is strictly prohibited.

### **3.5 - Liability Insurance Requirements and Indemnification**

- 3.5.1 The permit holder will provide evidence of Commercial General Liability insurance in the amount of at least \$2,000,000 per occurrence covering legal liability for bodily injury to or damage to property of others, in the form of a Certificate of Insurance. The Certificate must include:
- 1) The Town of Richmond Hill as an additional insured.
  - 2) Cross liability/severability of interest clause.

A copy of the Liability Insurance Certificate must be provided to Town of Richmond Hill Community Services Department - Facility Bookings Section. The Facility Bookings Section will assume responsibility for forwarding a copy of the Certificate to the Risk Management Division.

For those permit holders/groups that do not have the insurance required above, the Town can assist by facilitating the purchase of *All Sport User Group Insurance*, from *All Sport Insurance Marketing Limited*. Please ask your Facility Bookings Representative from the Town of Richmond Hill Community Services Department for details.

The permit holder agrees to indemnify and save The Town of Richmond Hill, its elected officials, public officials, employees, agents and servants, harmless from all claims, damages, losses, and expenses which might arise as a result of this event taking place.

### **Rationale**

*The purpose of the liability insurance requirement is to ensure that the permit holder and the Town are financially protected against legal actions which might flow as a result of the event taking place. The indemnification undertaking provides additional financial protection to the Town in the event that the Town suffers other costs and expenses as a result of the event taking place.*

### **3.6 - Safe Transportation**

3.6.1 The permit holder will be responsible for promoting safe transportation options for all the drinking participants. Examples of safe transportation options are:

- a) A designated driver selected from non-drinking participants.
- b) A designated driver provided by the sponsoring group; or
- c) A taxi paid either by the sponsoring group or the participant.

### **Rationale**

*The risk of liability is high when an impaired driver leaves an alcohol related event. Event organizers must assume responsibility for promoting safe transportation for all drinking participants. Safe transportation options are essential since the only other way to “sober up” an impaired person is with time. Coffee provided at the end of the evening only turns a sleepy drunk into a wide awake drunk who is still unable to drive.*

### **3.7 - Other**

3.7.1 The Town of Richmond Hill reserves the right to introduce other conditions from time to time at its discretion.

3.7.2 Liquor may be sold or served under the authority of a Special Occasion Permit only where there is an adequate supply of food.

3.7.3 The sale, serving and consumption of alcohol shall be permitted within Municipal Parks, Recreation and Culture Facilities only under the strict guidelines of the Liquor Licensing Act, and the Town of Richmond Hill Alcohol Policy for Municipal Parks, Recreation and Culture Facilities.

## **SECTION 4 - ENFORCEMENT PROCEDURES FOR POLICY VIOLATION**

### **4.1 - Areas Where Alcohol is prohibited**

- 4.1.1 A violation of this policy occurs when individuals consume alcohol in a municipal facility or area where alcohol consumption is prohibited. Intervention can and should be initiated by a member of the group using the facility or area (if it is a group activity), Town staff, or by a member of the York Region Police.
- 4.1.2 It is the group member's responsibility to intervene by informing the offending individual that municipal policy prohibits alcohol consumption and asking that it stop.
- 4.1.3 A permit holder will intervene whenever he or she encounters a violation of the policy; however, it is still the responsibility of the permit holder to enforce the policy. Group members can ask that the consumption of alcohol stop, or they can ask the individual or group to leave the facility or area depending on the circumstances, the nature of the violation and the potential for harm. Should the individuals or group members fail to comply, the staff member will call the local police for enforcement.
- 4.1.4 Where a member of an organized group has violated the municipal policy, the group will be sent a letter advising of the violation and indicating that no further violations will be tolerated.
- 4.1.5 After receiving the above letter, application for future bookings of any Town operated facility or park must first be approved by the Commissioner of Community Services or his designate. The Town reserves the right to refuse a permit application it feels has a potential for harm or injury.
- 4.1.6 Should members of an organized group violate the policy a second time, the group will be suspended from organized use of any Town of Richmond Hill facility or area for a period of one year. A letter will be sent to the contact person advising of the suspension, with a copy provided to Council.
- 4.1.7 A member of the York Region Police may intervene in a violation of this policy on his or her initiative or in response to a request from Town staff or a member of the general public. In addition, the officer may, at his or her discretion, lay charges against the offending individuals under the Liquor License Act of Ontario or any other relevant legislation.

### **4.2 - Areas Where Alcohol is Permitted**

- 4.2.1 A violation of this policy occurs when the Special Occasion permit holder fails to comply with the conditions of the Liquor License Act of Ontario or the Municipal Alcohol Policy. Intervention can be initiated by a participant at the event, a Town of Richmond Hill staff member, or an inspector of the Liquor License Board of Ontario.
- 4.2.2 A member of the organizing group or the designated monitor shall intervene by informing the individual(s) of the policy violation and ask that it stop. Group members and monitors must intervene in this way because intervention at other levels could result in loss of privileges and legal charges.

- 4.2.3 A Town of Richmond Hill staff member will intervene whenever he or she encounters a violation of the policy; however, responsibility still falls with the permit holder. Depending upon the severity of the policy infraction, the permit holder may ask the organizers of the event to stop the violation or they may close down the event and call the police for enforcement.
- 4.2.4 Where the Special Occasion permit holder has violated the municipal policy, the group will be sent a letter advising of the violation and indicating that no further violations will be tolerated.
- 4.2.5 After receiving the above letter, application for future booking of any Town operated facility or park must first be approved by the Commissioner of Community Services or his designate. The Town reserves the right to refuse a permit application if it feels it has a potential for harm or injury.
- 4.2.6 Should the Special Occasion permit holder violate the policy the second time, the organizers will be suspended from organized use of any Town facility or area for a period of one year. A letter will be sent to the contact person advising of the suspension with a copy to Council (see 4.1.6).
- 4.2.7 A member of York Region Police or an inspector from the Liquor License Board of Ontario may intervene in a violation of this policy on his or her initiative or in response to a request from either a Town staff member or a member of the general public. Depending upon the severity of the violation, charges may be laid under the Liquor License Act of Ontario or any other relevant legislation.

### **4.3 - Policy Monitoring**

- 4.3.1 The Commissioner of the Community Services or his designate will be responsible to monitor the M.A.P. for required amendments to reflect legislated changes, etc. and will meet on an annual basis.

### **4.4 - Policy Deviations and Amendments**

- 4.4.1 The Commissioner of Community Services Department or his designate who has operational jurisdiction over the facilities, shall have authority to approve minor deviations to the M.A.P., based on technical grounds, on an event-by-event basis.

Authority to approve permanent minor amendments will be at the discretion and approval of the Commissioner of the Community Services Department.

Any additions or changes to M.A.P. will be recommended to Council for approval.

Authority to waive or revise various other minor deviations, which are noted within the M.A.P. document, is granted to the Commissioner of the Community Services Department or his designate having operational jurisdiction over the facilities.

**It is important that you fully understand all the policies outlined in this document.**

**If there is any information that you do not clearly understand in this policy, please contact us at (905) 771-8870.**

**TOWN OF RICHMOND HILL  
COMMUNITY SERVICES DEPARTMENT**

**APPENDIX A  
OUTDOOR SPORTS FIELD PERMIT HOLDER AGREEMENT**

Name of Team/Group: \_\_\_\_\_  
(please print)

Name of Contact Person: \_\_\_\_\_  
(please print)

**Certification:**

1. I understand that alcohol cannot be consumed in Town of Richmond Hill facilities and areas in compliance with the Liquor License Act of Ontario and the Alcohol Policy for Municipal Parks, Recreation and Culture Facilities.
2. I understand that if any member of my team is consuming alcohol in these facilities or areas, a letter of warning will be issued advising of the policy violation and indicating that no further violations will be tolerated. Independent action can be taken by the York Regional Police Force, at its discretion.
3. I understand that if any member of my team violates the policy within one year of receiving a warning, our group will be suspended from using any Town of Richmond Hill facility or area for a period of one year.
4. Prior to the use of municipal facilities, I will provide Town of Richmond Hill staff with the names and addresses of the team captains so that a brochure outlining the policy can be sent to them.

Signature: \_\_\_\_\_ Position: \_\_\_\_\_  
(Contact Person with signing authority) (please print)

**Office Use**

Agreement Received By \_\_\_\_\_  
Signature of Community Services Department Representative

Date \_\_\_\_\_  
Day/Month/Year

**TOWN OF RICHMOND HILL  
COMMUNITY SERVICES DEPARTMENT**

**APPENDIX B  
SPECIAL OCCASION PERMIT HOLDER AGREEMENT**

Name of Team/Group: \_\_\_\_\_  
(please print)

Name of Contact Person: \_\_\_\_\_  
(please print)

**Certification:**

1. I have received and reviewed a copy of the Alcohol Policy for Municipal Parks, Recreation and Culture Facilities.
2. I have read the guidelines on the reverse of this agreement.
3. I agree to adhere to the conditions of this Policy and the Liquor License Act of Ontario.
4. I understand that if an infraction of the Policy occurs, the Town of Richmond Hill may warn or suspend my organization from using the facilities for a period of one year.
5. I understand I can be held liable for injuries and damage arising from failing to adhere to the Liquor License Act of Ontario, or from otherwise failing to take action that will prevent foreseeable harm from occurring.
6. I understand that York Region Police and a Liquor License Board Inspector can lay charges for infractions of the Liquor License Act of Ontario or other relevant legislation.
7. I agree to satisfy the liability insurance requirements and indemnification as per Section 3.5 of the policy.

Signature: \_\_\_\_\_  
(Contact Person with signing authority)

Position: \_\_\_\_\_  
(please print)

**Office Use**

Agreement Received By \_\_\_\_\_  
Signature of Community Services Department Representative

Date \_\_\_\_\_  
Day/Month/Year

**TOWN OF RICHMOND HILL  
COMMUNITY SERVICES DEPARTMENT**

**APPENDIX C  
GUIDELINES FOR SPECIAL OCCASION PERMIT HOLDERS**

As the contact person for a Special Occasion Permit, your group can be held liable, among other things, for injuries and damages arising from failing to adhere to the Liquor License Act of Ontario. These conditions include serving someone to intoxication, serving someone who is already intoxicated, serving minors, and failing to prevent impaired individuals from driving. In order to help reduce your group's risk of liability, the following guidelines should be adopted:

1. Monitor the entrance with two people, aged 19 or over. This allows staff to screen for identification and to ensure underage, intoxicated, rowdy, or potentially troublesome patrons are not allowed entrance. It is easier to prevent problems if such people are not admitted to your event.
2. Cover each exit with an additional monitor, aged 19 or over. This allows you to take reasonable steps to prevent impaired people from driving. These reasonable steps can include using a designated driver either from the non-drinking participants at the event or from your group of helpers. Alternatively, it can consist of a taxi paid by either your group or the participants. If these efforts fail, staff will detain impaired drivers and call the police.
3. In order to reduce the levels of intoxication and the rate of consumption, staff should encourage patrons to consume food, low-alcohol beverages and non-alcoholic beverages.
4. In order to reduce the risk of intoxication, avoid serving oversized drinks, double shots of spirits, or beer in pitchers. Do not allow drinking contests, volume discounts, or other marketing practices which encourage increased alcohol consumption.
5. If tickets are purchased for drinks, refund unused tickets for cash on demand. To do otherwise encourages increased consumption and intoxication.
6. Ensure the facility is adequately lighted, signs are visible, and stairs are clear. As the occupier of the premises, your group is required to ensure the physical setting is safe for both drinkers and non-drinkers. Your group will be held liable if an accident occurs due to the physical set-up of the facility or areas.
7. Prevent patrons from engaging in activities that can harm themselves or others. As the organizer, you must take reasonable steps to prevent foreseeable harm whether patrons are intoxicated or not.

8. Do not contravene the Liquor License Act by serving minors, intoxicated patrons, or by serving to intoxication. Ensure that serving staff know the signs of intoxication and are prepared to “cut off” patrons.
9. Support servers/monitors in adhering to the Liquor License Act by allowing them the flexibility to offer discounts on food or non-alcoholic drinks. By allowing this discretionary power, staff can defuse potentially troublesome incidents when patrons should not be served any more alcohol.
10. If an alcohol-related violation occurs, act promptly to rectify the situation and restore adherence to the Liquor License Act. Whenever the Act is violated at your event, you are at risk of being charged and of having liability action launched against you.



**TOWN OF RICHMOND HILL  
COMMUNITY SERVICES DEPARTMENT**

**APPENDIX D  
REQUIRED SIGNAGE AND IDENTIFICATION**

**SIGN #1**

**At All Serving Areas/Entrances to Event**

Persons under 19 years of age are not permitted to purchase or consume alcoholic beverages, under the Liquor License Act of Ontario. Photo identification proof of age must be shown upon request.

Servers have the right to refuse alcohol service. They are required by law not to serve an intoxicated person or to serve anyone to the point of intoxication.

The Town of Richmond Hill Alcohol Policy applies to this event. If you have concerns about the serving of alcohol, please speak to the event organizer.

Please ask a server or monitor if you require transportation home.

The local detachment of **York Regional Police Service – Reduce Impaired Drivers Everywhere (RIDE) Program** thanks you for helping reduce impaired driving. We look forward to personally thanking you at one of our spot checks for leaving this event a sober driver.

The Sponsor of this event is: \_\_\_\_\_

**DON'T DRINK AND DRIVE!**

**Incorporated 1873**



**TOWN OF RICHMOND HILL  
COMMUNITY SERVICES DEPARTMENT**

**APPENDIX D CONTINUED  
REQUIRED SIGNAGE AND IDENTIFICATION**

**SIGN #2**

**1. At Ticket Sales Areas**

<b>PRICE LIST</b>	
<b>BOTTLED BEER (12 OUNCES)</b>	<b>\$</b>
<b>WINE (5 OUNCES)</b>	<b>\$</b>
<b>LIQUOR (1 OUNCE)</b>	<b>\$</b>
<b>SOFT DRINKS</b>	<b>\$</b>
<b>BOTTLED WATER</b>	<b>\$</b>
<b>TEA OR COFFEE</b>	<b>\$</b>
<ul style="list-style-type: none"><li>• <b>Limit: 2 alcoholic drinks per purchase.</b></li><li>• <b>All unused tickets are redeemable for purchase price (maximum refund of two tickets per person).</b></li></ul>	
<p>Alcohol service ends at _____ (No later than 1:00 a.m.)</p> <p><b>NO LAST CALL!!!</b></p>	