

Presented by: The Manager  
Introduced: 04/01/2019  
Drafted by: R. Palmer III

**RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA**

**Serial No. 2851**

**A Resolution Repealing Resolution 1950, Prohibiting Alcohol in Jackie Renninger Park and the Hank Harmon Rifle Range, and Allowing Alcohol in Gunakadeit Park with a Food Vendor Lease.**

WHEREAS, CBJ 20.25.080(c) provides that no person may have in his or her possession any alcoholic beverage in a public park, recreation area, or other substantially unenclosed area owned, held, or operated by the municipality which is open to the general public which has been posted by the Manager or his designee under Assembly direction by resolution as an area in which intoxicating liquor or alcoholic beverages are prohibited; and

WHEREAS, on September 14, 1998, the Assembly passed Resolution 1950, which prohibited possession of alcoholic beverages in Gunakadeit Park, Jackie Renninger Park, and the Hank Harmon Rifle Range; and

WHEREAS, Resolution 1950 stated that the public health, safety, and welfare would be served by imposing such prohibition in Gunakadeit Park, Jackie Renninger Park, and the Hank Harmon Rifle Range; and

WHEREAS, the City and Borough Division of Lands and Resources Office received an application from Dave McCasland of Alaska Sustainable Seafoods LLC dba Deckhand Dave's to purchase Juneau Townsite, Block 13, Lot 9, Gunakadeit Park from the City and Borough at fair market value; and

WHEREAS, Alaska Sustainable Seafood's business plan includes the sale of beer and wine and has been included in the original application as presented to the Planning Commission and the Lands Committee; and

WHEREAS, the Parks and Recreation Advisory Committee, at the meeting of October 8, 2018, determined that a temporary lease would be preferred to selling the property and recommended to the Lands Committee to retain Gunakadeit Park as a special use area and request that staff develop options for future development or disposal; and

WHEREAS, after October 22, 2018, Lands Committee meeting, the City and Borough Division of Lands and Resources Office received an application from Dave McCasland of Alaska Sustainable Seafoods LLC dba Deckhand Dave's to lease Juneau Townsite, Block 13, Lot 9, Gunakadeit Park from the City and Borough at fair market value; and

WHEREAS, the Planning Commission, at the meeting of February 6, 2019, recommended leasing the Gunakadeit Park to Alaska Sustainable Seafoods LLC for a term

of one year, with all other terms and conditions to be negotiated at a later date, including renewal periods; and

WHEREAS, at the March 18, 2019 meeting, the Lands Committee passed a motion recommending the Assembly remove Gunakadeit Park from Resolution 1950 only if Gunakadeit Park is leased by a food vendor like Franklin Foods LLC (formally Alaska Sustainable Seafoods LLC) and upon termination or abandonment of the food vendor lease, alcohol would be prohibited at Gunakadeit Park; and

WHEREAS, Ordinance 2019-11 would authorize the Manager to lease Gunakadeit Park for food vending to Franklin Foods LLC; and

WHEREAS, the public health, safety, and welfare is best served by keeping an alcohol prohibition in Jackie Renninger Park and the Hank Harmon Rifle Range; and

WHEREAS, the public health, safety, and welfare is best served by keeping an alcohol prohibition in Gunakadeit Park when the Park is not leased by a food vendor.

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

**Section 1. Repeal of Resolution 1950.** Resolution 1950 is repealed.

**Section 2. Jackie Renninger Park and the Hank Harmon Rifle Range.** The Manager is authorized and directed pursuant to CBJ 20.25.080(c) to keep Jackie Renninger Park and the Hank Harmon Rifle Range as areas posted in which intoxicating liquor or alcoholic beverages are prohibited.

**Section 3. Gunakadeit Park.** The Manager is directed to remove the signage stating that intoxicating liquor or alcoholic beverages are prohibited in Gunakadeit Park during the term of the food vending lease authorized by Ordinance 2019-11; and upon termination or abandonment of the food vendor lease, the Manager is directed to post Gunakadeit Park as an area in which intoxicating liquor or alcoholic beverages are prohibited consistent with CBJ 20.25.080(c).

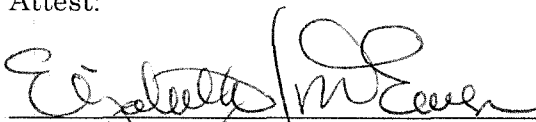
**Section 4. Effective Date.** This resolution shall be effective immediately after its adoption.

Adopted this 1<sup>st</sup> day of April, 2019.



Beth A. Weldon, Mayor

Attest:



Elizabeth J. McEwen, Municipal Clerk