

**TOWN OF ST. JOHN, LAKE COUNTY, INDIANA**

**RESOLUTION # 04-04-15 A**

**A RESOLUTION EXPRESSING THE SENSE OF THE LEGISLATIVE BODY IN OPPOSITION TO THE ISSUANCE OF LIQUOR LICENSES FROM THE ALCOHOL BEVERAGE COMMISSION TO GASOLINE STATIONS FOR THE SALE OF ALCOHOL FROM THESE SITES**

**WHEREAS**, the St. John Town Council, as the fiscal and legislative body of the Town of St. John, from time to time, encounters issues of public import and moment which invite an expression from the elected representatives as part of the public discourse on the matter; and

**WHEREAS**, Article 1, Section 31 of the Indiana Constitution provides that no law shall restrain any of the inhabitants of the State from assembling together in a peaceable manner, to consult for their common good, nor from instructing their representatives, nor from applying to the General Assembly for redress of grievances; and

**WHEREAS**, The Town of St. John was incorporated to provide certain public services to the inhabitants of this community, all of whom are also inhabitants of this state, who from time to time assemble together in a peaceable manner consult for their common good, instruct their representatives and in some cases to apply to the General Assembly or other State Agencies for redress of grievances, all for the betterment of government; and

**WHEREAS**, The Town of St. John, along with many other general service municipal governments in Lake County, has been reliably advised that currently the Alcohol Beverage Commission (ABC) is considering permitting the sale of beer and wine from gasoline stations in Indiana; and

**WHEREAS**, The Town Council is further reliably advised that every fifty nine minutes in Indiana an alcohol related traffic accident occurs, all the while the State of Indiana is the sixth safest State in the Nation and first in the Midwest with respect to alcohol related accidents and fatalities; and

**WHEREAS**, The Town Council notes that many gasoline stations predominately hire persons who are eighteen years of age, meaning that young persons would be also engaged to sell alcohol at a time when the social initiative is to diminish exposure and interest in social drinking, if the ABC permits the sale of beer and wine in that venue; and

**WHEREAS**, The Town of St. John, by and through its elected officers, wishes to offer a distinct, public expression in opposition to the ABC enabling the sale of beer and wine from gasoline stations.

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of St. John, Lake County, Indiana, that the sense of the Town Council of St. John is as follows:

**SECTION ONE.** That the St. John Town Council, speaking as an advocate for the people of this community, strongly opposes the granting of liquor permits by the Alcohol Beverage Commission to allow the sale of beer and wine from gasoline stations in Indiana;

SECTION TWO. That the St. John Town Council, speaking as an advocate for the people of this community, finds and determines that to permit this unusual expansion of alcohol sales and access, is adverse to the public interest and maleficent to the community good;

SECTION THREE. That the St. John Town Council, speaking as an advocate for the people of this community, plaintively urges the Alcohol Beverage Commission to move thoughtfully, deliberately, but quickly and deny any such licenses and continue to prohibit such sales at gasoline stations;

SECTION FOUR. That the Clerk-Treasurer be hereby instructed to transmit and forward this Resolution to the proper officers of the Alcohol Beverage Commission to inform their deliberation on this matter, and to evidence the Town of St. John's strong desire to see the objects and purposes expressed in it carried out;

SECTION FIVE. That the Clerk-Treasurer be hereby further instructed to transmit and forward this resolution to such other persons as may be deemed to have an interest in this matter and to encourage those persons to evidence their strong desire to see the objects and purposes of this "Sense of the Council Resolution" achieved.


ALL OF WHICH IS RESOLVED this 15th day of April, 2004.

5 AYE 0 NAY

TOWN COUNCIL OF THE TOWN OF  
ST. JOHN, LAKE COUNTY, INDIANA.

  
MICHAEL S. FRYZEL, President

  
JERRI A. TEIBEL, Vice President

  
GREGORY J. VOLK, Member

  
MARK BARENIE, Member

  
CHARLES E. PEARSON, Member

ATTEST:

  
SHERRY P. SURY  
Clerk-Treasurer