

ORDINANCE NO. 427

AN ORDINANCE relating to special events: establishing provisions for licensing and regulating special events on public right of ways and providing penalties for violations of the provisions.

WHEREAS, the Gig Harbor City Council determined that the volume of special events occurring on public right of ways necessitates regulation; and,

WHEREAS, the City does not currently regulate special events; NOW, THEREFORE,

The City Council for the City of Gig Harbor do ordain as follows:

Section 1. Purpose.

The purpose of this ordinance is to provide reasonable supervision of any movement of persons, or vehicles or boats within the limits of the City by way of runs, parades, street dances, special events, or other demonstrations or exhibition, for the protection of persons and property.

Section 2. Definitions.

"Parade" means any march or procession consisting of people, animals, bicycles, vehicles, or combination thereof, except wedding processions and funeral processions, upon any public street or sidewalk which does not comply with normal and usual traffic regulations or controls.

"Run" means an organized procession to contend in a race consisting of people, bicycles, or other vehicular devices or combination thereof containing ten or more persons upon a public street or sidewalk.

"Special event" means any parade, run, street dance, or other demonstration and exhibition to include on-water activities.

"Street" or "streets" mean any public roadway, sidewalk, or portions thereof in the City of Gig Harbor dedicated to the public use.

"Street dance" means any organized dance of three or more couples on any public street, public sidewalk, or publically owned parking lot.

Section 3. Permit required.

No person shall engage in, participate in, aid, form or start any special event, unless a permit has been obtained from the Director of Administration.

Section 4. Permit - Application - Fee.

There shall be paid by the sponsor(s) at the time of application, a fee of twenty-five dollars (\$25.00) for each special event.

Section 5. Filing period.

An application for a special events permit shall be filed with the Director of Administration not less than fifteen (15) days nor more than three hundred and sixty-five (365) days before the date on which the event will occur. The Director of Administration shall notify the applicant in writing of approval or disapproval, no later than ten (10) days following the date of the application.

Section 6. Applications.

Applications for a special events permit shall state:

- A. Name and address of applicant.
- B. Date and time of event
- C. Name of sponsoring organization.
- D. Probable number of participants.
- E. Route(s) to include starting point and termination.
- F. Required access to public right of ways.
- G. Location of assembly areas.
- H. Copy of liability insurance coverage.
- I. Security and traffic control provisions.
- J. Emergency medical provisions.
- K. A clean-up plan.

Section 7. Bond required.

The Director of Administration shall set an amount for a cash deposit or surety bond as a guarantee that the expenses of cleaning up will be paid by the sponsoring organization. The amount shall not be less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00). The Director shall determine the bond amount by such factors as type of event, projected number of participants and spectators, and the sponsors experience.

Section 8. Insurance required.

The applicant shall show proof of liability insurance with a combined single limit of \$500,000 for each incident. A specimen copy shall be filed with the application and shall name the City of Gig Harbor as an additional named insured.

Section 9. Traffic Control.

The Chief of Police may require any reasonable and necessary traffic control. If such traffic control cannot be handled by the sponsor and shall require the deployment of additional police personnel, the permittee shall be responsible for the expense. The Director of Administration shall notify the applicant(s) of the actual projected expense and collect this amount before a permit is issued.

Section 10. Issuance standards.

The Director of Administration shall issue a special events permit unless he finds that:

1. The time, route, and size will unreasonably disrupt the movement of other traffic contiguous to the route;
2. The size or nature of the event requires the diversion of so great a number of Police Officers of the City that police protection to the remainder of the City is dangerously diminished.
3. The applicant failed to remit all customary and reasonable fees, insurance documents, or bonds.

Section 11. Appeal procedure.

Upon denial of a permit by the Director of Administration an applicant may appeal to the City Council by filing a written notice of appeal for hearing by the City Council at its next meeting. Upon such appeal, the City Council may reverse, affirm, or modify the Director's determination.

Section 12 Revocation of permit.

The Director of Administration shall have the authority to

revoke a permit upon application of the standards for issuance as herein set forth. The Director shall notify the permittee of the revocation, in writing, 15 days prior to the event, or as soon as possible.

Section 13. Penalty.

Any person, firm or corporation violating any of the provisions of this ordinance shall be guilty of an infraction of law punishable by a fine of up to \$1,000.00.

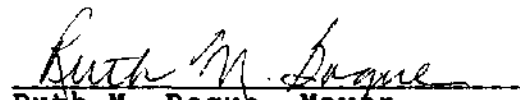
Section 14. Severability.

If any section, sentence, clause, or phrase of this ordinance should be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.


Section 15. Effective date.

This ordinance is effective and in full force five (5) days following its approval, passage and publication by law.

PASSED by the City Council and APPROVED by the Mayor at a regular meeting this 13th day of June, 1983.


Ruth M. Bogue, Mayor

ATTEST:


Jeff Snyder,
Administrator/Clerk