

**TITLE 20**

**MISCELLANEOUS**

**CHAPTER**

1. SPECIAL EVENTS PLAN.
2. PUBLIC RECORDS POLICY.

**CHAPTER 1**

**SPECIAL EVENTS PLAN**

**SECTION**

- 20-101. Definitions.
- 20-102. Permits.
- 20-103. Applications.
- 20-104. Public facilities.
- 20-105. Public safety.
- 20-106. Indemnification, etc.
- 20-107. Clean-up.
- 20-108. Compliance.
- 20-109. Limitations.

**20-101. Definitions.** As used herein the following term shall be defined as state:

- (1) "Business day." Day that the Town of Baileyton is open for business
- (2) "Organizer." Person, entity, or organization that organizes a special event.
- (3) "Special event." Any public event that necessitates the closing of a public right of way with in the limits of the Town of Baileyton.
- (4) "Street vendor." Any person, entity, or organization that offers goods or services (including free goods and services) to the public within the confines of a special event. (Ord. #2022-3, April 2022)

**20-102. Permits.** (1) An organizer must have a valid special event permit issued by the Town of Baileyton prior to organizing a special event. A special event permit will only be issued following approval by the board of mayor and aldermen of the special event. This special event permit shall be issued without fee.

(2) A street vendor must have a valid street vendor permit issued by the Town of Baileyton prior to participating in a special event. A street vendor permit will only be issued following the issuance of the special event permit. The

street vendor permit shall be valid for up to three (3) consecutive days and during the special event.

(3) The organizer shall be issued street vendor permits up to the maximum number approved by the board of mayor and aldermen. The organizer shall be responsible for securing any fees with any completed street vendor applications from the street vendors.

(4) A street vendor shall possess and display a valid street vendor permit at all times during the special event that the street vendor is offering goods or services (Ord. #2022-3, April 2022)

**20-103. Applications.** (1) Any person, entity or organizations desiring to organize a special event shall complete and submit an application to the board of mayor and aldermen.

(2) Any person entity or organization desiring to offer goods or services (including free goods or services) to the public within the confines of a special event shall complete and submit an application for a street vendor pennit subsequent to the granting of the special event permit.

(3) Applications for a special event permit may be up to one (1) calendar year in advance, but no less than (4) weeks prior to the special event

(4) Applications for street vendor permits may only be made following the approval of special event permit and least five (5) business days prior to the special event.

(5) The city recorder or designee shall develop appropriate application forms which shall incorporate the provisions of this chapter.

A special event application shall include the event date(s), hours of operation of the event, desired right of way closures, maximum number of street vendors, admission charges, public facilities plan, public safety measures, the required indemnifications, and such other information as may be necessary to ensure the organizer's compliance with laws and ordinances relating to the required licenses, permits, and taxation matters. An application for a street vendor permit shall include a description of the goods and services to be offered to the public, the required indemnifications, and such other information as may be necessary to ensure the street vendor's compliance with laws and ordinances relating to required licenses, permits, and taxation matters. (Ord. #2022-3, April 2022)

**20-104. Public facilities.** An organizer shall provide adequate public restrooms, access to drinking water, and trash disposal, including ADA compliant facilities to accommodate the expected special events attendance and activities. (Ord. #2022-3, April 2022)

**20-105. Public safety.** An organizer shall undertake and provide such preventative and protective measures to ensure the public's safety in light of the anticipated attendance and activities at the special event. At least five (5)

business days prior to submitting a permit request to the board of mayor and aldermen, and organizer shall meet with the chief of police and the local fire chief, or their authorized designee(s), to determine what safety measures are appropriate for the special event. The chief of police and the local fire chief, or their authorized designee(s), shall report to the board of mayor and aldermen a summary of such safety measures together with an estimate of the cost to implement the same. (Ord. #2022-3, April 2022)

**20-106. Indemnification, etc.** (1) An organizer shall indemnify and hold harmless the Town of Baileyton from any and all claims or losses arising out of the acts or omissions for the organizer, its employees, officers and agents, including the town's cost of defense and attorney's fees.

(2) A street vendor shall indemnify and hold harmless the Town of Baileyton from any and all claims or losses arising out of the acts or omissions of the street vendor, its employees, officers and agents, including the town's cost of defense and attorney's fees.

(3) An organizer shall indemnify the Town of Baileyton for any damage to the town's property arising out of the special event and attributable to the acts omissions of the organizer, its employees, officers or agents, including the town's cost of enforcing this indemnification and its attorneys' fees.

(4) A street vendor shall indemnify the Town of Baileyton for any damage to the town's property arising out of the special event and attributable to the acts or omissions of the street vendor, its employees, officers or agents, including the town's cost of enforcing this indemnification and its attorneys' fees.

(5) An organizer shall agree to faithful perform all obligations undertaken by the organizer under this chapter.

(6) A street vendor shall agree to faithfully perform all obligations undertaken by the street vendor under this ordinance. A street vendor shall be exempt from the bond requirements of the municipal code. (Ord. #2022-3, April 2022)

**20-107. Clean up.** An organizer shall immediately clean up and restore the public areas of the special event upon the conclusion of the special event so as to return to the public uninhibited use of such areas as quickly as feasible. (Ord. #2022-3, April 2022)

**20-108. Compliance.** An organizer and each street vendor shall comply with all applicable ordinances of the Town of Baileyton, including and without limitation the sign ordinance and all requirements relating to noise. The issuance of a permit under this chapter shall not constitute a license or an exemption from compliance with any law, ordinance or regulation except as specified. (Ord. #2022-3, April 2022)

**20-109. Limitations.** In order to prevent the excessive closure of public rights-of-way which would be counter-productive to the purpose of this chapter, the number of special events permitted in any one (1) calendar year shall not exceed twenty (20). Further, no special event shall be permitted that exceeds in duration three (3) consecutive calendar days nor one (1) business day. (Ord. #2022-3, April 2022)

**CHAPTER 2**

**PUBLIC RECORDS POLICY**

**SECTION**

20-201. Public records policy.

**20-201. Public records policy.** The public records policy of the Town of Baileyton<sup>1</sup> is incorporated by reference as if fully set forth herein. (Res. #20170614, June 2017)

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<sup>1</sup>The public records policy, as may be amended from time to time, along with all pertinent forms may be found in the recorder's office.