

ORDINANCE NO. 4852

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, DECLARING THE DOCUMENT KNOWN AS "FULL REPEAL AND REPLACEMENT OF CHAPTER 32" AS A PUBLIC RECORD; BY AMENDING THE CODE OF THE CITY OF CHANDLER, CHAPTER 32, SPECIAL EVENTS, BY REPEALING AND REPLACING CHAPTER 32 IN ITS ENTIRETY TO SIMPLIFY AND CLARIFY REQUIREMENTS FOR PERMITTING SPECIAL EVENTS ON PUBLIC PROPERTY AND TEMPORARY SALES AND PROMOTIONAL EVENTS ON PRIVATE PROPERTY, AND BY AMENDING REGULATIONS FOR MOBILE FOOD UNITS TO COMPLY WITH ARIZONA STATE LAW; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES.

WHEREAS, the City of Chandler desires to simplify its regulation for special events and temporary sales and promotional events by removing the notification and permission process for private property events, and by clarifying the requirements for special events on public property and the requirements for temporary sales and promotional events on private property; and

WHEREAS, in 2018, the Arizona Legislature adopted House Bill 2371 limiting City regulation of mobile food units to create standards across cities; and

WHEREAS, the Chandler City Code regulations pertaining to special event and temporary sales and promotional events that regulate mobile food units must be amended to be consistent with State law and best practices.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Chandler, Arizona, as follows:

Section 1. That certain document known as the "Full Repeal and Replacement of Chapter 32, Special Events," one paper copy and one electronic copy of which shall remain on file in the office of the City Clerk, is hereby declared to be a public record.

Section 2. That the Chandler City Code, Chapter 32, Special Events, is hereby amended by adoption of "Full Repeal and Replacement of Chapter 32, Special Events," said document having been declared to be a public record.

Section 3. Providing for Repeal of Conflicting Ordinances.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance, or any parts hereof, are hereby repealed.

Section 4. Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 5. Providing for Penalties.

A violation of this ordinance shall be a Class I misdemeanor subject to the enforcement and penalty provisions set forth in Section 1-8 of the Chandler City Code.

INTRODUCED AND TENTATIVELY APPROVED by the City Council of the City of Chandler, Arizona, this 13th day of December, 2018.

ATTEST:

Dana R. DeJoy
CITY CLERK

Kevin Hauke
MAYOR

PASSED AND ADOPTED by the Mayor and City Council of the City of Chandler, Arizona, this 10th day of January, 2019.

ATTEST:

Dana R. DeJoy
CITY CLERK

Kevin Hauke
MAYOR

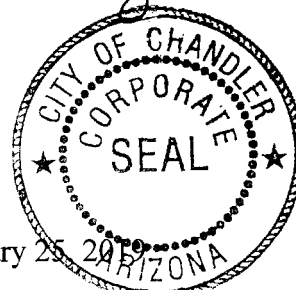
CERTIFICATION

I HEREBY CERTIFY that the above and foregoing Ordinance No. 4852 was duly passed and adopted by the City Council of the City of Chandler, Arizona, at a regular meeting held on the 10th day of January, 2019, and that a quorum was present thereat.

Dana R. DeJoy
CITY CLERK

APPROVED AS TO FORM:

[Signature]
CITY ATTORNEY



PUBLISHED in the Arizona Republic on January 18, and January 25, 2019.

FULL REPEAL AND REPLACEMENT OF CHAPTER 32, SPECIAL EVENTS
{Public Record for Ordinance No. 4852}

Section 1. That the Chandler City Code, Chapter 32, Special Events, is hereby repealed in its entirety and replaced with Chapter 32, Special Events, as follows:

32-1. DEFINITIONS.

AMUSEMENT RIDES. RIDES, GAMES, OR MECHANICAL DEVICES TYPICALLY AT CARNIVALS, FAIRS, AND AMUSEMENT PARKS.

APPLICANT. THE PERSON (AS DEFINED IN SECTION 1-2) APPLYING FOR A SPECIAL EVENT OR TEMPORARY SALES AND PROMOTIONAL EVENT PERMIT. IF THE APPLICANT IS AN ENTITY RATHER THAN A NATURAL PERSON, THE APPLICANT SHALL AUTHORIZE AND DESIGNATE (IN WRITING) A NATURAL PERSON AS AGENT FOR THE APPLICANT. THIS INDIVIDUAL ASSUMES JOINT RESPONSIBILITY FOR THE COMPLIANCE WITH THE APPLICATION REQUIREMENTS AND PERMIT REQUIREMENTS. IF APPLICANT IS NOT THE OWNER OF THE REAL PROPERTY ON WHICH THE EVENT WILL OCCUR, THE APPLICANT MUST BE AUTHORIZED IN WRITING BY THE PROPERTY OWNER TO REPRESENT THE PROPERTY OWNER DURING THE EVENT APPLICATION PROCESS AND THROUGH THE COMPLETION OF ALL EVENT ACTIVITIES. THE AUTHORIZATION BY THE PROPERTY OWNER OF THE APPLICANT SHALL BIND THE PROPERTY OWNER TO OBLIGATIONS OF THE APPLICATION AND PERMITTING FOR THE EVENT.

CANOPY. A STRUCTURE WITH A COVERED TOP ONLY AND NO SIDEWALLS.

CITY CENTER. THE DOWNTOWN LOCATED NORTH OF FRYE ROAD, SOUTH OF CHANDLER BOULEVARD, WEST OF DELAWARE STREET AND EAST OF DAKOTA STREET.

EVENT VENDOR. ANY PERSON (AS DEFINED IN SECTION 1-2) PARTICIPATING AT AN EVENT PROVIDING INFORMATION ON A BUSINESS, NONPROFIT ORGANIZATION, PRODUCTS, SERVICES, OR SELLING MERCHANDISE, PRODUCTS, FOOD, OR DRINKS IN AN APPROVED EVENT.

FEE. ANY MONETARY CHARGES RELATED TO THE ORGANIZATION, PROMOTION, OR CONDUCT OF AN EVENT PAID TO THE APPROPRIATE ENTITY.

NONPROFIT. AN ENTITY OR ORGANIZATION RECOGNIZED BY THE INTERNAL REVENUE SERVICE AND IN GOOD STANDING AS EXEMPT FROM FEDERAL TAXES UNDER SECTION 501(C) OF TITLE 26 OF THE UNITED STATES CODE AND WHICH

CAN PROVIDE WITH ITS APPLICATION A VERIFIABLE COPY OF ITS INTERNAL REVENUE SERVICE TAX EXEMPTION LETTER.

NONRESIDENT. ANY PERSON (AS DEFINED IN SECTION 1-2), THAT LIVES, OPERATES, OR LOCATES THEIR ESTABLISHMENT OUTSIDE THE CITY LIMITS.

PARADE. ANY PARADE, MARCH, MOTORCADE, ORGANIZED BICYCLE OR FOOT RACE CEREMONY, SHOW, EXHIBITION, PAGEANT, OR PROCESSION OF ANY KIND OR SIMILAR DISPLAY WHICH DOES NOT INTEND OR DESIRE TO COMPLY WITH NORMAL AND USUAL TRAFFIC REGULATIONS OR CONTROLS OR UNUSUALLY IMPACTS THE RIGHTS-OF-WAY SURROUNDING OR WITHIN THE ROUTE.

PERMIT. THE REQUIRED APPROVAL DOCUMENT ISSUED BY THE CITY AUTHORIZING AN APPLICANT TO CONDUCT AN EVENT PURSUANT TO THIS CHAPTER.

PERMITTING COMMITTEE. CITY STAFF ASSIGNED TO REVIEW, RECOMMEND CHANGES, APPROVE, DENY, AND ENFORCE THE APPLICATION AND PERMIT REQUIREMENTS OF THIS CHAPTER.

PRIVATE PROPERTY. LAND OWNED BY ANY PERSON OTHER THAN THE UNITED STATES, THE STATE OF ARIZONA, A COUNTY, A CITY, A SCHOOL DISTRICT OR A SPECIAL DISTRICT.

PROPERTY OWNER. THE OWNER(S) OF RECORD OF REAL PROPERTY AS SHOWN ON THE CURRENT RECORDS OF THE MARICOPA COUNTY ASSESSOR'S OFFICE OR AS OTHERWISE KNOWN TO THE CITY BY VIRTUE OF MORE RECENT AND RELIABLE INFORMATION. THE TERM "OWNER," INCLUDES ANY PART OWNER, JOINT OWNER, TENANT IN SITU, TENANT IN PARTNERSHIP, JOINT TENANT OR TENANT BY THE ENTIRETY OF THE WHOLE OR PART OF SUCH PROPERTY.

PUBLIC PROPERTY. ANY GOVERNMENT OWNED PROPERTY, SIDEWALK, LANE, STREET, BOULEVARD, ROAD OR STREET ALLOWANCE, ALLEY, PUBLIC RIGHT-OF-WAY, OR PARK.

RESIDENT. ANY PERSON (AS DEFINED IN SECTION 1-2) THAT LIVES, OPERATES, OR LOCATES THEIR ESTABLISHMENT WITHIN THE CITY LIMITS.

SITE PLAN. A SCALE DRAWING, SKETCH, MAP OR SCHEMATIC DEPICTING THE LAYOUT OF AN EVENT AREA INCLUDING THE LOCATION, THE AREA TO BE USED, TYPE AND AMOUNT OF EQUIPMENT, VENDORS, GAME BOOTHS, STANDS, STAGES, SEATING, OTHER AMENITIES AND ACTIVITY PLACEMENTS, THE AREAS TO BE USED FOR PARKING INCLUDING INGRESS AND EGRESS ACCESS, BORDERING OR

ADJACENT ROADWAYS, PLACEMENT OF SIGNAGE, WATER, ELECTRICITY, AND ANY OTHER ITEMS NECESSARY FOR THE EVENT.

SPECIAL EVENT. ANY EVENT CONDUCTED ON PUBLIC PROPERTY SUCH AS A FAIR, PARADE, MARCH, PROCESSION, FESTIVAL, STREET DANCE, CIRCUS, CARNIVAL, CONCERT, PERFORMANCE, RODEO, RACE, OR OTHER TEMPORARY ACTIVITY USING OUTDOOR SPACES OR REQUESTING AN EXTENSION OF PREMISES AND INVITING AND/OR ADVERTISING GENERAL PUBLIC PARTICIPATION AND PATRONAGE (WITH OR WITHOUT CHARGE) OR CIVIC EVENTS. SPECIAL EVENTS DO NOT INCLUDE PRIVATE BLOCK PARTIES, PRIVATE PROPERTY EVENTS, OR OTHER EVENTS TO WHICH THE GENERAL PUBLIC IS NOT INVITED OR ALLOWED TO PARTICIPATE.

TENT. A STRUCTURE WITH A COVERED TOP (ROOF) AND HAS AT LEAST ONE COVERED SIDE.

TEMPORARY SALES AND PROMOTIONAL EVENT. AN EVENT OR COMBINATION OF EVENTS ON PRIVATE, NONRESIDENTIAL PROPERTY IN WHICH THE GENERAL PUBLIC IS INVITED OR ALLOWED TO PARTICIPATE NOT EXCEED FORTY-EIGHT (48) CALENDAR DAYS IN ANY CALENDAR YEAR HELD FOR THE PURPOSE OF DISPLAYING AND SELLING MERCHANDISE CUSTOMARILY SOLD IN A STORE ON THE PREMISES OR ANY OTHER ACTIVITIES INVOLVING SELLING OR PROMOTING AN EVENT, PRODUCT, MERCHANDISE, FOOD OR BEVERAGES, OR AN EVENT COMPRISED EXCLUSIVELY OF FOUR (4) OR MORE MOBILE FOOD UNITS, OR ANY OTHER PROMOTION OR EVENT INCLUDING, BUT NOT LIMITED TO GRAND OPENINGS, CHANGE OF BUSINESS OWNERSHIP, BUSINESS ANNIVERSARIES, SEASONAL SALES EVENTS SUCH AS FIREWORKS, PUMPKIN, OR CHRISTMAS TREE LOTS, OR ANY OTHER SIMILAR EVENT OR PROMOTION.

32-2. PERMITS REQUIRED.

NO PERSON, GROUP, SPONSOR OR ORGANIZATION SHALL HOLD, PROMOTE, SPONSOR OR STAGE AN EVENT REGULATED HEREIN WITHOUT FIRST OBTAINING A PERMIT FROM THE CITY PURSUANT TO THIS CHAPTER.

32-3. EVENT PERMITTING COMMITTEE.

ALL EVENT APPLICATION PROCESSES ARE ADMINISTERED BY THE PERMITTING COMMITTEE AS APPOINTED BY THE CITY MANAGER OR DESIGNEE.

32-4. SPECIAL EVENT PERMIT. THE APPLICATION FOR A SPECIAL EVENT MUST BE SUBMITTED NO LESS THAN SIXTY (60) CALENDAR DAYS PRIOR TO THE EVENT AND INCLUDE THE FOLLOWING INFORMATION:

- A. A COMPLETED EVENT PERMIT APPLICATION.
- B. NAME AND CONTACT INFORMATION OF AN AGENT THAT WILL BE ON SITE DURING THE EVENT.
- C. A NARRATIVE DESCRIPTION OF THE EVENT AND ALL ACTIVITIES.
- D. CERTIFICATE OF INSURANCE.
- E. A SITE PLAN OF THE PROPOSED EVENT AREA.
- F. A PUBLIC SAFETY PLAN DESCRIBING THE SCOPE OF USE FOR ALL NEEDS RELATED TO SECURITY AND POLICE DEPARTMENT NEEDS.
- G. A TRAFFIC CONTROL PLAN DESCRIBING THE SCOPE OF USE FOR ALL NEEDS RELATED TO ROAD CLOSURES, PARKING, RIGHT-OF-WAY USAGE, TRAFFIC DIVERSIONS, ETC.
- H. AN EMERGENCY EVACUATION PLAN DESCRIBING THE SCOPE OF USE FOR ALL NEEDS RELATED TO THE PROTECTION AND SAFETY OF THE EVENT.
- I. A SIGNAGE PLAN DESCRIBING THE PROPOSED SIGNS TO ADVERTISE THE EVENT INCLUDING SIZE, SHAPE, COLOR, TYPES, MATERIALS AND CONSTRUCTION, AND LOCATIONS.
- J. ANY ADDITIONAL INFORMATION THE EVENT PERMITTING COMMITTEE FINDS REASONABLY NECESSARY TO ADEQUATELY DESCRIBE OR CLARIFY THE PROJECT OR ITS IMPACT OR TO MAKE A FAIR DETERMINATION AS TO WHETHER A PERMIT WITH OR WITHOUT CONDITIONS SHOULD BE ISSUED.
- K. APPLICATIONS FOR EVENTS PROPOSING TO USE PUBLIC PROPERTY WITHIN THE CITY CENTER WILL BE SUBJECT TO REVIEW BY DOWNTOWN CHANDLER COMMUNITY PARTNERSHIP, INC. OR ITS SUCCESSORS FOR REVIEW, COMMENT AND SUGGESTIONS FOR CONDITIONS TO LESSON IMPACTS ON CITY CENTER BUSINESSES.

32-5. TERM OF SPECIAL EVENT PERMIT. AN APPROVED SPECIAL EVENT PERMIT SHALL ONLY BE VALID FOR THE SPECIFIC DATE, TIME, AND LOCATION INDICATED. AN APPLICANT MAY ALSO REQUEST THE FOLLOWING TERMS:

- A. SERIES PERMIT. VALID FOR EVENTS REOCCURRING WEEKLY, MONTHLY, OR QUARTERLY THAT DO NOT REQUIRE PARKING LOT AND/OR ROAD CLOSURES AND DO NOT EXCEED SIX (6) EVENT HOURS PER DAY.
- B. LIMITED SERIES PERMIT. VALID FOR A REOCCURRING EVENT THAT DOES NOT EXCEED EIGHT (8) DAYS, TWELVE (12) EVENT HOURS PER DAY. THE EVENT CANNOT EXCEED THREE (3) CONSECUTIVE DAYS AND MUST HAVE A MINIMUM OF FOUR (4) DAYS BETWEEN EACH OCCURRENCE.
- C. ANNUAL PERMIT. VALID FOR REOCCURRING EVENTS ONCE A YEAR AT THE SAME SINGLE LOCATION NOT TO EXCEED SEVEN (7) CONSECUTIVE DAYS, TWELVE (12) EVENT HOURS PER DAY.
- D. THE APPLICANT MAY REQUEST OTHER EVENT TERMS THAT MAY BE APPROVED BY THE PERMITTING COMMITTEE.

32-6. TEMPORARY SALES AND PROMOTIONAL EVENT PERMIT. THE APPLICATION FOR A TEMPORARY SALES AND PROMOTIONAL EVENT MUST BE SUBMITTED NO LESS THAN SIXTY (60) CALENDAR DAYS PRIOR TO THE EVENT AND INCLUDE THE FOLLOWING INFORMATION:

- A. A COMPLETED EVENT PERMIT APPLICATION.
- B. NAME AND CONTACT INFORMATION OF AN AGENT THAT WILL BE ON SITE DURING THE EVENT.
- C. A NARRATIVE DESCRIPTION OF THE EVENT AND ALL ACTIVITIES.
- D. WRITTEN AUTHORIZATION TO CONDUCT THE EVENT FROM THE LOCATION PROPERTY OWNER.
- E. COVENANT OF INDEMNIFICATION
- F. A PUBLIC SAFETY PLAN DESCRIBING THE SCOPE OF USE FOR ALL NEEDS RELATED TO SECURITY AND POLICE DEPARTMENT NEEDS.
- G. A TRAFFIC CONTROL PLAN DESCRIBING THE SCOPE OF USE FOR ALL NEEDS RELATED TO ROAD CLOSURES, PARKING, RIGHT-OF-WAY USAGE, TRAFFIC DIVERSIONS, ETC.
- H. AN EMERGENCY EVACUATION PLAN DESCRIBING THE SCOPE OF USE FOR ALL NEEDS RELATED TO THE PROTECTION AND SAFETY OF THE EVENT.
- I. A SIGNAGE PLAN DESCRIBING THE PROPOSED SIGNS TO ADVERTISE THE EVENT INCLUDING SIZE, SHAPE, COLOR, TYPES, MATERIALS AND CONSTRUCTION, AND LOCATIONS.
- J. ANY ADDITIONAL INFORMATION THE EVENT PERMITTING COMMITTEE FINDS REASONABLY NECESSARY TO ADEQUATELY DESCRIBE OR CLARIFY THE PROJECT OR ITS IMPACT OR TO MAKE A FAIR DETERMINATION AS TO WHETHER A PERMIT WITH OR WITHOUT CONDITIONS SHOULD BE ISSUED.

32-7. TERM OF TEMPORARY SALES AND PROMOTIONAL EVENT PERMIT. AN APPROVED TEMPORARY SALES AND PROMOTIONAL EVENT PERMIT SHALL ONLY BE VALID FOR THE SPECIFIC DATE, TIME, AND LOCATION INDICATED. AN APPLICANT MAY ALSO REQUEST THE FOLLOWING TERMS:

- A. ANNUAL PERMIT. VALID FOR REOCCURRING EVENTS ONCE A YEAR AT THE SAME SINGLE LOCATION NOT TO EXCEED FOUR (4) CONSECUTIVE DAYS, TWELVE (12) EVENT HOURS PER DAY.
- B. NON-SEASONAL PERMIT. VALID FOR REOCCURRING EVENTS WITHIN THIRTY (30) CALENDAR DAYS FROM THE END OF THE DATE OF A PREVIOUSLY ISSUED PERMIT AT THE SAME SINGLE LOCATION NOT TO EXCEED TWELVE (12) EVENT HOURS PER DAY AND FOR NO MORE THAN FOUR (4) CONSECUTIVE DAYS.

- C. SEASONAL PERMIT. VALID FOR UP TO FORTY-FIVE (45) DAYS FOR REOCCURRING SEASONAL EVENTS SUCH AS FIREWORKS, PUMPKIN, OR CHRISTMAS TREE LOTS. AMENITIES AND FACILITIES MUST ALL BE INCLUDED IN THE APPLICATION TO BE PERMITTED. ADDITION OF UNPERMITTED AMENITIES AND FACILITIES MAY BE A CAUSE FOR REVOCATION OF THE PERMIT.
- D. THE APPLICANT MAY REQUEST OTHER EVENT TERMS THAT MAY BE APPROVED BY THE PERMITTING COMMITTEE.

32-8. POLITICAL MARCH OR RALLY EVENT PERMIT. THE APPLICATION FOR A POLITICAL MARCH OR RALLY EVENT ON PUBLIC PROPERTY OR PRIVATE PROPERTY MUST INCLUDE THE FOLLOWING INFORMATION:

- A. A COMPLETE EVENT PERMIT APPLICATION.
- B. NAME AND CONTACT INFORMATION OF AN AGENT THAT WILL BE ON SITE DURING THE EVENT.
- C. ANYTHING TO THE CONTRARY NOTWITHSTANDING EVENTS INVOLVING A POLITICAL MARCH OR RALLY, OR OTHER EXERCISE OF RIGHTS GUARANTEED BY THE FIRST AMENDMENT OF THE UNITED STATES CONSTITUTION OR ARTICLE II, SECTION 6, OF THE ARIZONA CONSTITUTION, SHALL BE FILED NOT LESS THAN FOURTEEN (14) CALENDAR DAYS PRIOR TO THE DATE OF THE EVENT.
- D. AN APPLICATION FOR SUCH POLITICAL MARCH, RALLY, OR OTHER EXERCISE OF CONSTITUTIONAL RIGHTS MAY BE FILED LESS THAN FOURTEEN (14) CALENDAR DAYS PRIOR TO THE DATE OF THE EVENT IF IT IS ACCOMPANIED BY A STATEMENT FROM THE APPLICANT THAT THE REASON OR IMPETUS TO HOLD SUCH AN EVENT DID NOT OCCUR UNTIL LESS THAN FOURTEEN (14) CALENDAR DAYS PRIOR TO THE EVENT AND THE APPLICATION WAS FILED PROMPTLY AFTER THE DESIRE OR INTENTION TO HOLD SUCH AN EVENT WAS FORMED.
- E. FOR GOOD CAUSE, THE EVENT PERMITTING COMMITTEE MAY WAIVE THE FILING DEADLINES.

32-9. PERMIT APPLICATION FEES. EVENT APPLICATIONS SUBMITTED FOR REVIEW ARE REQUIRED TO PAY THE APPLICATION FEES IN ACCORDANCE WITH THE COUNCIL RESOLUTION THAT ESTABLISHES ALL CITY FEES, UNLESS EXEMPTED AS PROVIDED HEREIN AND ARE ASSIGNED BY RESIDENT OR NONRESIDENT APPLICANTS AND ARE NON-REFUNDABLE.

32-10. ADDITIONAL APPLICABLE PERMITS AND FEES. THE EVENTS APPLICATION PROCESS MAY DEMONSTRATE THAT ONE (1) OR SEVERAL ADDITIONAL FEES,

PERMITS AND/OR LICENSES MAY NEED TO BE OBTAINED BY THE APPLICANT AND/OR THE PARTICIPANTS. FEES ARE SET BY CITY COUNCIL RESOLUTION ESTABLISHING A CITYWIDE FEE SCHEDULE. THESE FEES, PERMITS AND/OR LICENSES MAY INCLUDE, BUT ARE NOT LIMITED TO:

- A. PARK/SPACE RENTAL FEES.
- B. EQUIPMENT RENTAL FEES.
- C. EVENT PRE-DAY, DAY OF, OR POST DAY STAFF COSTS.
- D. FIRE DEPARTMENT FEE, INCLUDING BUT NOT LIMITED TO:
 - 1. CANOPY OR TENT FEES.
 - 2. PYROTECHNIC FEES.
 - 3. AMUSEMENT RIDE FEES.
 - 4. OPEN FLAME BURN FEES.
 - 5. EMERGENCY MEDICAL RESPONSE FEES.
 - 6. INSPECTION FEES.
- E. TAX AND LICENSE FEES MUST COMPLY WITH THE CHANDLER TAX CODE, CHAPTER 62 AND THE REQUIREMENTS OF THE ARIZONA DEPARTMENT OF REVENUE.
- F. POLICE DEPARTMENT COSTS.
- G. APPLICANT IS ALSO RESPONSIBLE FOR PAYMENT OF ANY FEES AND THE OBTAINMENT OF ANY PERMITS OR LICENSES FROM OTHER GOVERNMENTAL AGENCIES FOR THE CONDUCT OF THE EVENT.

32-11. EVENT PERMIT APPLICATION REVIEW.

- A. APPLICATIONS FOR ALL EVENTS SHALL BE REVIEWED BY THE APPLICABLE PERMITTING COMMITTEE WHICH SHALL APPROVE, DENY OR CONDITIONALLY APPROVE SUCH APPLICATIONS BASED ON THE REQUIREMENTS LISTED BELOW AND ANY OTHER REQUIREMENTS IMPOSED BY THIS CITY CODE OR OTHER LAW.
 - 1. SHALL NOT INTERFERE OR CONFLICT WITH PREVIOUSLY SCHEDULED EVENTS, CONSTRUCTION, MAINTENANCE OR OTHER ACTIVITIES.
 - 2. SHALL PROVIDE A SAFE ENVIRONMENT AND NOT ENDANGER PARTICIPANTS, SPECTATORS, OR THE GENERAL PUBLIC.
 - 3. SHALL NOT INTERFERE WITH THE EMERGENCY RESPONSE MOVEMENT OF POLICE, FIRE, MEDICAL, OR OTHER PUBLIC SAFETY EQUIPMENT OR PERSONNEL.
- B. THE APPLICABLE PERMITTING COMMITTEE MAY APPOINT ONE (1) MEMBER OR A SUBCOMMITTEE TO REVIEW, APPROVE, DENY OR CONDITIONALLY APPROVE SMALLER EVENTS WHERE ALL HEALTH AND

SAFETY CONCERNS HAVE BEEN ADDRESSED AND MAY ADOPT UNIFORM REGULATIONS FOR DIFFERENT TYPES OF EVENTS.

32-12. REASONS TO DENY AN EVENT PERMIT APPLICATION. IN ADDITION TO OTHER REASONS SET FORTH IN THIS CHAPTER, AN APPLICATION FOR AN EVENT PERMIT MAY BE DENIED FOR THE FOLLOWING REASONS:

- A. THERE IS A DOCUMENTED HISTORY OF PROBLEMS RELATING TO THE EVENT IN THE PAST OR THE APPLICANT HAS NOT PROPERLY MANAGED PRIOR EVENTS.
- B. THE APPLICANT HAS, IN APPLYING FOR THE PERMIT, OR IN APPLYING FOR, ORGANIZING OR CONDUCTING ANY PRIOR EVENTS:
 1. MADE MATERIAL MISREPRESENTATIONS REGARDING THE NATURE OR SCOPE OF AN EVENT; OR
 2. VIOLATES ANY PROVISIONS OF THE CODE; OR
 3. PREVIOUSLY DAMAGED CITY PROPERTY AND NOT PAID IN FULL FOR SUCH DAMAGE.
- C. THE PERMIT APPLICATION CONTAINS A MATERIAL FALSEHOOD OR MISREPRESENTATION.

32-13. APPEAL. THE DECISION OF THE RESPECTIVE PERMITTING COMMITTEE SHALL BE FINAL UNLESS THE APPLICANT FILES AN APPEAL TO THE CITY MANAGER.

- A. THE APPEAL MUST BE IN WRITING, INCLUDE THE SPECIFIC REASON FOR THE APPEAL ALONG WITH ANY SUPPORTING DOCUMENTS, AND BE FILED WITH THE CITY CLERK WITHIN FIFTEEN (15) CALENDAR DAYS OF THE DATE OF THE NOTICE OF DECISION.
- B. THE CITY MANAGER SHALL MAKE A DECISION ON THE APPEAL WITHIN TEN (10) CALENDAR DAYS OF RECEIVING THE APPEAL.
- C. AFTER CONSIDERING THE APPEAL, THE CITY MANAGER MAY UPHOLD, REVERSE OR MODIFY A PERMITTING COMMITTEE DECISION.

32-14. EVENT CANCELLATION. IF AN EVENT IS CANCELED BY THE CITY OR THE APPLICANT:

- A. THE SPACE RENTAL FEE WILL BE REFUNDED ACCORDING TO THE CANCELLATION POLICY SET FORTH BY THE CITY.
- B. ANY COSTS INCURRED BY THE CITY IN PREPARATION FOR OR RESULTING FROM THE PUBLIC'S ANTICIPATION OF THE EVENT SHALL BE DEDUCTED PRIOR TO REFUNDING ANY OF THE APPLICANT'S ADVANCE PAYMENTS.

32-15. ALLOCATION OF CITY RESOURCES. ALL REQUESTS FOR ALLOCATION OF CITY RESOURCES TO ASSIST AN EVENT SHALL BE SUBMITTED WITH THE EVENT APPLICATION.

- A. RESOURCES WILL BE ALLOCATED BASED ON AVAILABILITY WHEN APPLICATION IS SUBMITTED.
- B. REQUESTED RESOURCES WILL BE PAID FOR BY THE APPLICANT REQUESTING THE ITEMS.
- C. NO CITY RESOURCES OR SERVICES WILL BE PROVIDED TO ANY EVENT UNLESS APPROVED BY THE EVENT PERMITTING COMMITTEE THROUGH THE PROCEDURES SET FORTH HEREIN.
- D. A WRITTEN NOTICE OF DECISION REGARDING ALLOCATION OF CITY RESOURCES WILL BE GIVEN TO THE APPLICANT WHEN INFORMED ABOUT THE APPROVAL OF THE EVENT.

32-16. REVOCATION OF PERMIT. THE CITY MANAGER OR DESIGNEE SHALL HAVE THE AUTHORITY TO REVOKE ANY PERMIT WHICH HAS BEEN GRANTED WHEN IT HAS BEEN DETERMINED THAT THE EVENT AUTHORIZED BY THE PERMIT HAS OCCURRED IN VIOLATION OF THE PERMIT OR IN VIOLATION OF THE CHANDLER CITY CODE.