

## CHAPTER 8 BUSINESS REGULATIONS

It is unlawful for any person, firm, company or corporation to violate or fail to comply with any of the provisions of this article.

### Article 8-5 **SPECIAL EVENTS** (Created by Resolution #1422/Ordinance #349 on 2/12/13; effective 3/12/13)

- 8-5-1 Purpose and Intent
- 8-5-2 Definitions
- 8-5-3 Permit Required
- 8-5-4 Exemptions
- 8-5-5 Restrictions and Limitations
- 8-5-6 Signage
- 8-5-7 Fees, Deposits and Insurance Requirements

#### Section 8-5-1 Purpose and Intent

The purpose of these regulations is to provide specific prohibitions, requirements, provisions, limitations, restrictions and conditions for approval for temporary events occurring in the Town to ensure the general health, safety, and welfare of the community and compatibility of the event with the location and facility.

#### Section 8-5-2 Definitions

Special Events may occur inside or outside of a permanent structure. Special Events are a short-term activity that may impact neighboring properties. Special Events may occur on public or private property and may be related to an established use on the property or for a new, temporary use that occurs for a specified short-term time period. Events qualified under Section 8-5-4 Exemptions are exempt from the requirement to obtain a Special Event Permit.

Any event with the following components qualifies as a Special Event and requires a permit:

- Occurs on public property such as a Town Park or street
- Uses outdoor, amplified sound
- Uses tents or canopies
- Uses air-supported and inflated devices (bounce house) available to the general public
- Advertised for attendance by the public-at-large
- Any event that has an admission fee
- Any event that has sponsorship activities
- Any event that offers food, drink, goods or merchandise for sale or donation

#### Section 8-5-3 Permit Required

## CHAPTER 8 BUSINESS REGULATIONS

- A. All Special Events require a Special Event Permit. Permit applications shall be submitted to the Town for review and approval. A permit fee will be assessed. Special Event Permit applications must be submitted at least 45 days prior to the event.
- B. Special Events on Town property require an 'Application for Facility Use'. This application must be submitted along with the Special Event Permit.
- C. It shall be unlawful to conduct a Special Event without a properly issued Special Event Permit.
- D. Special Events occurring without a valid permit shall be subject to immediate cessation pursuant to notice from the Town Manager or designee. It shall be unlawful to continue event activities after notice of a violation has been issued.
- E. Failure to comply with the requirements of this section or any stipulations of the Special Event Permit is a Class 2 Misdemeanor offense and may be punishable by a fine in an amount up to \$750.00 plus applicable surcharges, imprisonment for a period up to four (4) months, and probation for a period up to two (2) years.

### Section 8-5-4 Exemptions

The following categories are exempt from the requirement to obtain a Special Event permit, unless temporary structures are used or any portion of the event is on public right-of-way.

- A. Garage, Yard or Estate Sales.
- B. Private events on private property lasting less than twenty-four (24) hours.
- C. Funeral processions.

### Section 8-5-5 Restrictions and Limitations

- A. Temporary Structures
  - 1. No temporary structure shall block the access of emergency vehicles or create a traffic hazard.
  - 2. No temporary structure shall reduce the amount of available parking at the site of the Special Event without prior approval of the Town Manager or designee.
  - 3. All temporary structures shall meet accessory structure setbacks and primary structure height limitations of the underlying zoning district.

## CHAPTER 8 BUSINESS REGULATIONS

4. Temporary structures shall be removed from the site by the next business day after the expiration of the permit, or as otherwise provided for in the Special Event permit.
- B. The Community Development Director, or designee, may waive any setback or height requirement for a Special Event upon review of the Special Events Permit application.
- C. Special Events conducted within the Town shall be in compliance with applicable Town ordinances (unless modified by the approved terms of the Special Event permit) and all applicable State and County regulations.
- D. The Town reserves the right to conduct inspections of the site.
- E. The Town reserves the right to limit the hours of the Special Event to avoid unreasonable interference with adjacent properties.
- F. Electrical wiring shall be installed in compliance with the provisions of the adopted electrical code of the Town.
- G. Any supplemental lighting used during a Special Event shall be in conformance with Chapter 8 – Lighting Code of the Town of Clarkdale Zoning Code.
- H. The Special Event shall not interrupt traffic movement unless pre-approved through review of the Special Events Permit Application.
- I. No Special Event shall interfere with public health and safety.
- J. Amplified sound for a Special Event held within a completely enclosed building shall not be permitted after 12:00 a.m. or before 10:00 a.m. For outdoor Special Events, amplified sound after 9:00 p.m. or before 10:00 a.m. is not permitted.
- K. Clean-up of the site, including removal of all waste and temporary structures, must be completed by 10:00 a.m. of the morning following the end of the Special Event or as otherwise provided for in the Special Event Permit.

### Section 8-5-6 Signage

- A. All signage must comply with Chapter Seven of the Town of Clarkdale Zoning Code.
- B. A separate Sign Permit is not required for Special Event signs.

## CHAPTER 8 BUSINESS REGULATIONS

### Section 8-5-7 Fees, Deposits and Insurance Requirements

- A. A fee will be charge for the required Special Event Permit based on the Town’s current adopted fee schedule.
- B. A refundable security deposit will be required for Special Events held in Town facilities and Town right-of-way.
- C. The applicant shall execute a hold harmless agreement indemnifying the Town from any liability related to personal injury, death or property damage as a result of the Special Event.
- D. The applicant shall provide a Certificate of Insurance in the amount of \$1 million worth of general liability coverage that names the Town of Clarkdale as an additional insured. The Certificate of Insurance must provide 30 days notice of cancellation and must reference the specific activity and date.
- E. A Special Event Liquor License from Arizona Department of Liquor Licenses and Control must be obtained when required by A.R.S. §4-203.02. Town approval of the Special Event Liquor License shall be processed through the Town Clerk’s Office.

### **ARTICLE 8-6 CIVIL UNIONS** (Created by Resolution 1447; Ordinance #356 on 11/12/13 Effective 12/12/13)

- 8-6-1 Purpose and Intent
- 8-6-2 Definitions
- 8-6-3 Requirements for a Valid Civil Union
- 8-6-4 Fees
- 8-6-5 Responsibilities and Benefits of Parties to a Civil Union
- 8-6-6 Modification of Terms; Termination of Designation
- 8-6-7 Formalization; Right of Nonparticipation
- 8-6-8 Public Records

#### **Section 8-6-1 Purpose and Intent**

The Town of Clarkdale supports the right of every person to enter into a lasting and meaningful personal relationship with the partner of his or her choice, regardless of the gender or sexual orientation of the parties to that relationship. For that purpose, the Town of Clarkdale seeks to respect, support, and facilitate the rights of all persons to enter into contractual relationships and to designate agents, to the full extent permitted by the law, to manage their property, to make important life decisions, and otherwise to provide and care for loved ones within a meaningful and lasting personal relationship.