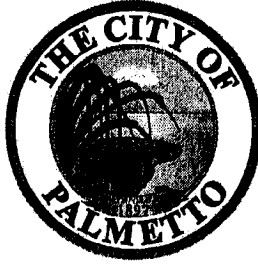


TAB 3



APPLICATION FOR SPECIAL PERMIT EXCEPTION
TO THE CITY'S NOISE ORDINANCE

APPLICATION MUST BE FILED NO LESS THAN THIRTY (30) DAYS PRIOR TO
THE DATE OF EVENT OR OCCURRENCE.

City of Palmetto
Applicant's Name

7/4/09
Event Date

600 17th Street West
Palmetto, FL 34221
Address

721-2138
Telephone

Geoff Seger
Applicant's Authorized Representative

The Applicant hereby applies for a Special Permit Exception (SPE) to certain provisions of the City of Palmetto's Code regarding the prohibition of and abatement of noise disturbances on private and public properties. The SPE is sought for:

1. DESCRIPTION OF ACTIVITY/EVENT FOR WHICH SPE IS REQUESTED:

July 4th Festival - 7/4/09 - 11:00am - 11:00pm
Band/Music - 11:00 - 9:30
Fireworks - 9:30 - 10:00

2. ESTIMATED ATTENDANCE: 10,000 ±

3. PROJECTED OR PROPOSED HOURS OF EVENT: From 11:00am To 10:00pm

4. STATEMENT OF GENERAL COMMUNITY IMPORTANCE OR BENEFIT:

Family/Community opportunity to enjoy and
celebrate America's Independence.

5. IDENTIFY PROPOSED EFFECTIVE MITIGATION MECHANISMS:

6. ANY ALTERNATIVE LOCATIONS FOR EVENT/ACTIVITY:

7. NAME AND NUMBER OF RESPONSIBLE PARTY TO BE CONTACTED DURING EVENT/ACTIVITY:

Geoff Seeger - 737-0286

I AM AWARE THAT in determining whether or not an SPE shall be issued, the City Commission shall, at a minimum, consider the nature of the event; its possible adverse effects; its importance to the general community and potential benefit the event may have upon the City and the general public; the number of participants at the event; the time of the event; proposed effective mitigation mechanisms; and the availability of alternative locations. Review of a denial of an SPE shall be to the Circuit Court in and for Manatee County and must be filed within thirty (30) days of the date of the City Commission decision relating to the SPE. Review shall be based solely upon the record generated before the City Commission. The burden is upon the applicant to establish by substantial, competent evidence that the activity for which the SPE is sought has the means to effectively mitigate potential adverse effects and impacts upon surrounding property owners and residents.

Internal Use Only
Date Received:

[Signature]
Applicant

CITY COMMISSION APPROVAL: _____

7/4/09

**SPECIAL FUNCTION PERMIT
CHECKLIST**

EVENT: **July 4th Celebration**

REASONS FOR SPECIAL FUNCTION PERMIT:

CITY SERVICES: **City personnel and equipment**

USE OF CITY PROPERTY: **Riverside Park
Closure of Riverside Dr.
Closure of portion of 9th Avenue
Closure of Green Bridge during fireworks display**

CITY EXPENSES: **2009 Budget of \$43,550
Estimated revenue of \$66,500**



SPECIAL FUNCTION PERMIT APPLICATION

EVENT NAME: July 4th Celebration
APPLICANT: City of Palmetto, Parks Dept.
ADDRESS: 910 16th St. W.
CONTACT: Geoff Segen

EVENT DATE: 7/4/2009
EVENT TIME: 11:00 AM - 11:00 PM
PHONE: 721-2138
PHONE: 757-0284

DETAILS OF FUNCTION: LOCATION, PARADE ROUTE, ETC.: RIVERSIDE DR. AND RIVERFRONT PARK WEST.

CITY SERVICES REQUIRED:

POLICE: Streets Blocked: Traffic Control: Security: Other: _____
PUBLIC WORKS: Barricades: Clean-up: Set-up: Other: _____

If a temporary restroom is utilized for a period greater than five (5) days, a Temporary Use Permit is required. Application is available at City Hall.

TEMPORARY RESTROOM FACILITIES: # of units: 10-R-6HC # of days: 1
Proposed location(s): RIVERFRONT PARK WEST

INSURANCE REQUIREMENT: Organized events open to the public require insurance naming the City of Palmetto as an "Additional Insured" and the insurance policy must be provided to the City Clerk ten (10) days prior to the event. If you have entered into a rental agreement for a City facility for a private event, no insurance is required. **Please review Exhibit A for insurance coverage requirements.**

The Special Function Permit Application must be submitted to City Commission for approval at least 30 days prior to the event. Sale or consumption of alcoholic beverages on City property is strictly prohibited. If your event will include the use of loudspeakers, you may be required to apply for a Special Permit Exception to the City's Noise Ordinance (See Chapter 5-Amusements, of the City of Palmetto Code of Ordinances).

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PLEASE CONTINUE TO PAGE 2.

Special Function Permit Application
Page 2

EVENT: July 4th Celebration

Event Date: 7/4/2009

INDEMNITY

(Permittee) agrees to defend, indemnify, and hold harmless the CITY OF PALMETTO, its officers, agents, employees, and volunteers from all loss, cost, and expense arising out of any liability or claim or liability for personal injury, bodily injury to persons, contractual liability and damage to property sustained or claimed to have been sustained arising out of activities of the Permittee or those of any of its officers, agents, employees, licensees, or invitees, whether such act is authorized by this permit or not; and Permittee shall pay for any and all damage to the property of the CITY OF PALMETTO, or loss or theft of such property, done or caused by such persons. CITY OF PALMETTO assumes no responsibility whatsoever for any property placed on the premises. Permittee further agrees to waive all rights of subrogation against CITY OF PALMETTO. The provisions of this paragraph clause do not apply to any damage or loss caused solely by the negligence of the CITY OF PALMETTO or any of its agents or employees.

I HAVE READ AND UNDERSTAND THE ABOVE SPECIAL FUNCTION PERMIT APPLICATION CONDITIONS AND INDEMNITY.

Permittee _____

CITY APPROVAL:

Public Works Director [Signature]

Date 8-31-09

Planning & Zoning N/A

Date _____

Risk Management [Signature]

Date 3/25/09

Parks Department JEFF SELGER (SEE ATTACHMENT)

Date _____

Police Department _____

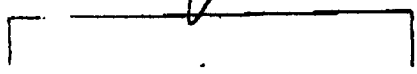
Date _____

North River Fire [Signature]

Date 4/3/09

APPROVED BY COMMISSION: _____

Date _____



Special Function Permit Application
Page 2

EVENT: July 4th Celebration Event Date: 7/4/2009

INDEMNITY

(Permittee) agrees to defend, indemnify, and hold harmless the CITY OF PALMETTO, its officers, agents, employees, and volunteers from all loss, cost, and expense arising out of any liability or claim or liability for personal injury, bodily injury to persons, contractual liability and damage to property sustained or claimed to have been sustained arising out of activities of the Permittee or those of any of its officers, agents, employees, licensees, or invitees, whether such act is authorized by this permit or not; and Permittee shall pay for any and all damage to the property of the CITY OF PALMETTO, or loss or theft of such property, done or caused by such persons. CITY OF PALMETTO assumes no responsibility whatsoever for any property placed on the premises. Permittee further agrees to waive all rights of subrogation against CITY OF PALMETTO. The provisions of this paragraph clause do not apply to any damage or loss caused solely by the negligence of the CITY OF PALMETTO or any of its agents or employees.

I HAVE READ AND UNDERSTAND THE ABOVE SPECIAL FUNCTION PERMIT APPLICATION CONDITIONS AND INDEMNITY.

Permittee _____

CITY APPROVAL:

Public Works Director	<u>[Signature]</u>	Date	<u>8-31-09</u>
Planning & Zoning	<u>N/A</u>	Date	_____
Risk Management	<u>[Signature]</u>	Date	<u>8/25/09</u>
Parks Department	<u>GEORGE SEGERE (SEE ATTACHMENT)</u>	Date	_____
Police Department	<u>[Signature]</u>	Date	<u>4/21/09</u>
North River Fire	_____	Date	_____
APPROVED BY COMMISSION:	_____	Date	_____

Internal use only
Date Received: _____

INTEROFFICE MEMORANDUM

TO: CITY COMMISSION
THROUGH: Allen Tusing, Interim Public Works Director
FROM: Geoff Seger, Deputy Director Parks Department
DATE: March 9, 2009
RE: July 4th Tentative Schedule

Notification will be given to the public two weeks prior to event noting that the Palmetto Boat Ramp and City Parking Lot will be closed from 12:00 midnight July 3rd through 1:00 a.m. July 5th.

Park employees will close roads starting at 6:00 a.m. and monitor. Vendor set up starts at 6:30 a.m., each vendor will be assigned a time frame to be set up and out of the way of the next vendor to insure that the festival starts on time.

Riverside Dr. Parking lot will be closed to the general public and will be utilized to insure that all of the elderly and handicapped citizens have parking and access to the event.

Park employees will close Riverside Drive from 8th Avenue to 10th Avenue; 9th Avenue from Riverside Drive to the entrance to Plaza parking garage; and the City Parking Lot at the corner of 10th Avenue and Riverside Drive.

Event will start at 11:00 a.m. along Riverside Drive and at Riverside Park West.

Adequate parking will be available at Sutton Park and the Fairgrounds with shuttle service to the Festival from 10:00 a.m. – 11:00 p.m.

There will be 12 to 15 food vendors along Riverside Drive to provide refreshments to the public along with craft vendors.

Pepsi products will be sold by the City to help defer festival costs.

Carnival rides and games as well as pony rides will be available. There will also be a car show.

Entertainment – We are looking into a feature act along with local bands and a Karaoke contest.

We will contact Bright House, Bradenton Herald and 106.5 CTQ regarding in kind advertising sponsorships. There will be no need for a VIP reception as we don't think there will be any other sponsorships.

Palmetto Police Department will be on site from 11:00 a.m. until the event is over. Officers will monitor traffic on 8th Avenue to insure safe traffic flow throughout the day. The Green Bridge Fishing Pier will be open to the general public for the first 1000 feet.

This year for the first time we will close the Green Bridge to traffic during the fireworks show at the request of the Fire Chief and the Risk Manager. EMS will be available for emergencies.

North River Fire Department will have the large ladder truck on 9th Avenue facing north in case of an emergency. They will be able to get out fast. While on site they will have the American Flag flying from the ladder.

CITY OF PALMETTO			
JULY 4TH 2009 FESTIVAL			
BUDGET			
	PROPOSED	ACTUAL	COMMENTS
REVENUE			
Parks Dept Budget (fireworks)	\$ 20,000.00		reimbursed by City of Bradenton/Manatee County City's portion
CRA Budget (fireworks)	\$ 10,000.00		
CRA Budget (festival)	\$ 20,000.00		
Parks Dept Budget (festival)	\$ 9,500.00		
Miscellaneous Sponsors			
Vendor Fees	\$ 3,000.00		20 food vendors @ \$150.00/each carnival, vertical jump, rock wall, pony ride
Entertainment Vendor Fees	\$ 2,000.00		
Pepsi Sales (water)	\$ 1,000.00		
Pepsi Sales (soda)	\$ 1,000.00		
TOTAL REVENUE	\$ 66,500.00	\$ -	
EXPENSES			
Fireworks	\$ 30,000.00		
Entertainment			
Stage Rental	\$ 1,500.00		Manatee Civic Center
Sound System			
Portable Toilets	\$ 2,400.00		16 deluxe, 6 handicapped
Tents, Tables & Chairs	\$ 2,500.00		1-30x60/13-10x10/30 tables/400 chairs
Ice	\$ 250.00		60 - 20 lbs. bags
Generators	\$ 600.00		2 generators/1 light tower
Advertising			
Trophies (Car Show)	\$ 300.00		
Staff Overtime	\$ 6,000.00		
TOTAL EXPENSES	\$ 43,550.00	\$ -	
BALANCE	\$ 22,950.00	\$ -	

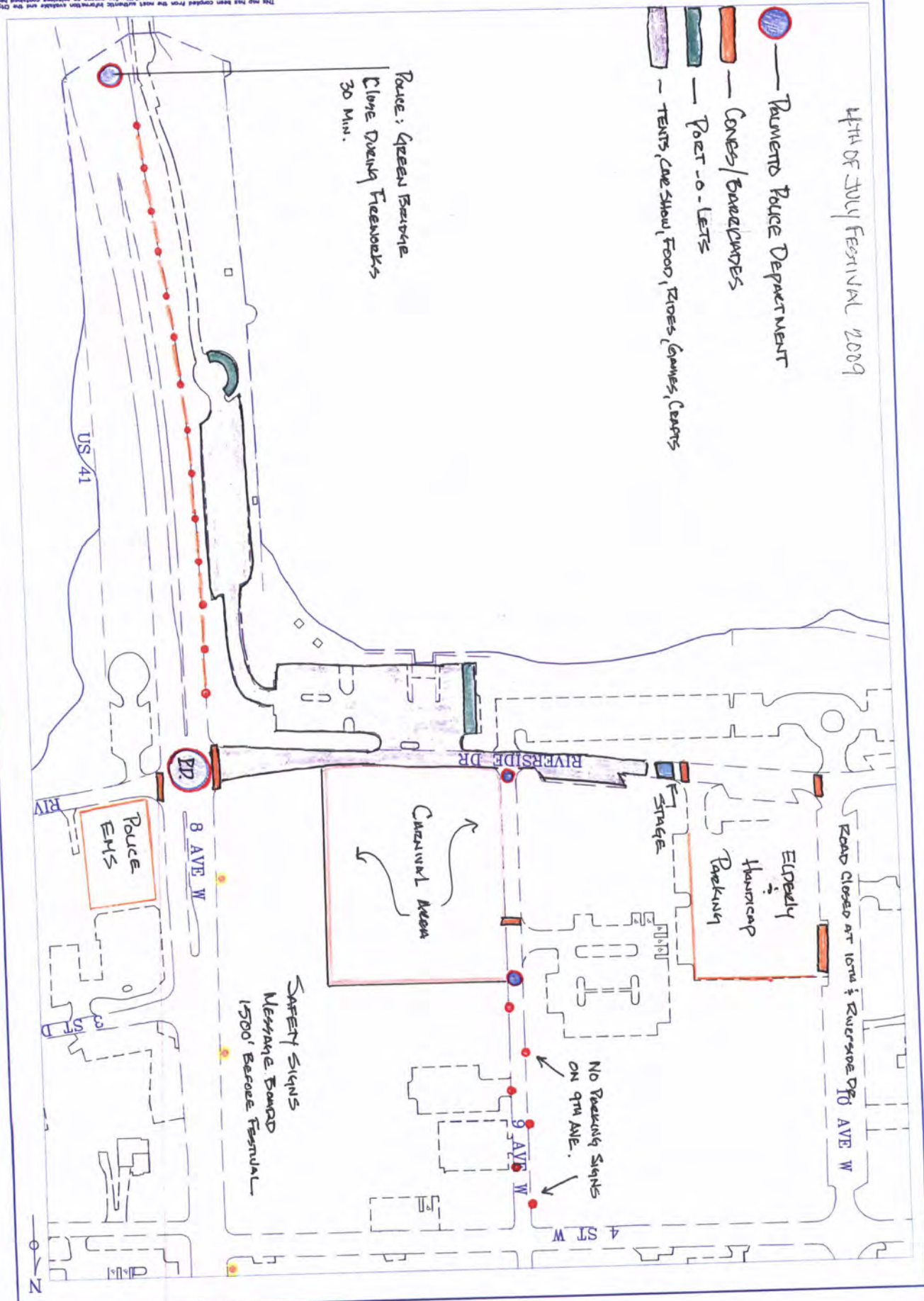


PROJECT #	08-004-344
DATE	08-23-08
SCALE	1:100
DESIGNED BY	
CHECKED BY	
DATE	
BY	
DATE	

4TH OF JULY FESTIVAL 2009

- Palmetto Police Department
- Cones/Barriers
- Port-a-Lets
- Tents, Car Show, Food, Rides, Games, Leases

Route: Green Field
 Close During Fireworks
 30 Min.



This map has been copied from the most authentic information available and the City of Palmetto does not assume any responsibility for errors or omissions contained herein.

ATTACHMENT "A"

SIGN LEGEND:

- | | | |
|-----|--|------------------------------------|
| 1. | | 1 SIGN "DETOUR" ROAD CLOSED 1500' |
| 2. | | 1 SIGN DETOUR 1000' |
| 3. | | 1 SIGN RIGHT LANE CLOSED AHEAD |
| 4. | | 1 SIGN BRIDGE CLOSED AHEAD |
| 5. | | 1 SIGN MERGE LEFT |
| 6. | | 2 SIGNS DETOUR 500' |
| 7. | | 1 SIGN DETOUR AHEAD |
| 8. | | 2 SIGNS LEFT DETOUR |
| 9. | | 2 SIGNS DETOUR |
| 10. | | 2 SIGNS RIGHT DETOUR |
| 11. | | 2 SIGNS — END DETOUR |
| 12. | | 1 SIGN TYPE III BARRICADE |
| 13. | | 1 SIGN ROAD CLOSED TO THIS TRAFFIC |
| | | |

