

**TAB 8**

# POINT PAPER

## CONSIDERATION OF AMENDMENT TO THE REQUIREMENTS RELATING TO SPECIAL FUNCTION PERMITS

July 20, 2009

**ISSUE:** In reviewing the existing City Code requirements, the Mayor and City Commission have become aware of issues related to the extraordinarily broad requirements in the Code for the need for a Special Function Permits. This resulted in a discussion relating to the appropriate time to require special function permits and the criteria for issuance of a special function permit.

**BACKGROUND:** Based on discussions with the Commission, the draft ordinance narrows the scope of a Special Function Permit to:

1. Events or organized activities taking place on city property where the number of people expected to attend will be 50 or more people;
2. All activities which require the closing of a city street or sidewalk; and
3. Any promotion or sale activities on city property.

City meetings, activities and events are exempt from requiring a Commission approved Special Function Permit. There has been some debate on the number of attendees of an event necessary to require a Special Function Permit, but the draft presently remains at 50 subject to further Board direction.

The other significant revision involves the clarification of the insurance requirements. The draft language retains the indemnification language, but effectiveness of such language in many cases is questionable depending on the assets of the sponsor and the authority of that sponsor to bind an organization.

**MOTION:** I move to authorize the First Reading of Ordinance 09-997 and authorize the City Clerk to notice consideration of such ordinance.

**RECOMMENDATION:** Authorize public hearing and publication notice for Ordinance 09-997.

**BUDGET IMPACT:** There will be no direct budgetary impact other than the cost related to adoption of the Ordinance.