

ORDINANCE NO. 672

ORDINANCE NO. 672 AMENDS THE COLONIAL BEACH TOWN CODE, CHAPTER 5, "BEACHES, WATERWAYS, BOARDWALK, PARKS, RECREATIONAL AREAS AND FACILITIES," ARTICLE VI, "SPECIAL EVENT PERMITS," AND DELETES THE ENTIRE ARTICLE.

**BE IT ORDAINED**, by the Colonial Beach Town Council that the Colonial Beach Town Code, Chapter 5, "Beaches, Waterways, Boardwalk, Parks, Recreational Areas and Facilities," shall be modified to delete, in its entirety, Article VI, "Special Event Permits" as follows:

~~**“Sec. 5-70. – Special event defined.**~~

~~A special event is defined as a temporary use or event held on public or commercial property including but not limited to such event as carnivals, fairs, parades, festivals, art or craft shows, car, truck or boat shows, concerts, dances, or other materially similar activities or uses.~~

~~**Sec. 5-71. – Special event permit required; penalty.**~~

~~Any person desiring to hold a special event, shall obtain a special event permit prior to operating such special event, unless such event would be permitted under the persons current zoning permit or boardwalk vendor's certificate. Failure to obtain such permit shall constitute a Class IV misdemeanor. Each day any violation of this section continues shall constitute a separate offense.~~

~~**Sec. 5-72. – Special event permit application.**~~

~~An application for a special event permit shall be made on forms provided by the town, and shall be referred to the town manager for approval. Applications for a special event permit shall be made at least five days prior to the event. In extraordinary circumstances, this requirement may be waived by the town manager.~~

~~**Sec. 5-73. – Special event permit standard of review.**~~

~~A special event permit may be issued provided that the town manager finds that:~~

(1)

~~The special event will not affect adversely the health or safety of persons residing or working in the neighborhood of the proposed event;~~

(2)

~~The special event will not be detrimental to the public welfare or injurious to property or improvements in the neighborhood;~~

(3)

~~If the property requested for the event is public property, that the property is not otherwise obligated for the time period requested; and~~

(4)

~~The special event otherwise complies with all applicable federal, state and local statutes and regulations.~~

**~~Sec. 5-74. Special event permit restrictions and safeguards.~~**

~~In authorizing a special event permit the town manager may impose such conditions, safeguards and restrictions upon the proposed event as he may deem necessary in the public interest to secure compliance with all applicable federal, state and local statutes and regulations, or to ameliorate any adverse impacts of the proposed event including if appropriate, liability insurance or a bond imposed to insure compliance with specific conditions. Additionally, the special event permit shall state on the permit the time period and location for which the permit is valid.~~

**~~Sec. 5-75. Fees.~~**

~~A twenty five dollar (\$25.00) administrative processing and filing fee must be paid at the time an application for a special event permit is submitted. Additionally, the applicant shall be responsible for reimbursing the town for the use of any town equipment or services required by the special event. These fees may be waived by the town manager, with the concurrence of the mayor, for community or civic events, or non profit organizations.~~

**~~Sec. 5-76. Revocation of special event permit.~~**

~~A special event permit may be revoked by the town manager for the violation of any of the conditions placed thereon or for the violation of any applicable federal, state and local statutes and regulations."~~

**THIS IS TO CERTIFY THIS IS A TRUE COPY OF AN ORIGINAL ORDINANCE**, adopted by the Town Council at a regular meeting of Council held Thursday, January 14, 2016 at the Colonial Beach Town Center, with a quorum of Council being present.

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Kathleen Flanagan, Town Clerk

***Upon motion made by Mr. Blunt and duly seconded by Mr. Lyburn, Ordinance No. 672 passed with a unanimous vote.***