

ORDINANCE NO. 1182

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF WICKENBURG, ARIZONA AMENDING THE TOWN OF WICKENBURG CODE, CHAPTER 9 BUSINESS CODE, ARTICLE 9-3 SPECIAL EVENTS PERMIT, BY AMENDING SECTION 9-3-1 PURPOSE; DEFINITIONS; AMENDING 9-3-2 PERMIT REQUIRED; REPEALING 9-3-3 APPLICATION PROCESS AND REPLACING IT WITH A NEW 9-3-3 WAIVER OF FEES; AMENDING 9-3-4 CONDITIONS; ALL RELATED TO UPDATING REQUIREMENTS FOR SPECIAL EVENT PERMITS, IMPOSING STANDARDS AND LIMITATIONS ON FEE WAIVERS, AND DECREASING TIME TO PROCESS APPLICATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PENALTIES.

NOW THEREFORE BE IT ORDAINED by the Mayor and Common Council of the Town of Wickenburg, Arizona as follows:

Section 1. In General.

The Code of Wickenburg, Chapter 9 Business Code, Article 9-3 Special Events Permit, is amended by amending Section 9-3-1 Purpose; Definitions to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

ARTICLE 9-3 SPECIAL EVENTS PERMIT

Section 9-3-1 Purpose; Definitions

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3. ~~“Major Event” means a Special Event where:~~

- a. ~~Extra-duty Peace Officers or other security services are used; and~~
- b. ~~Temporary traffic control is used.~~

4. 3. “Spillover” means when participants of, or spectators to, a Special Event congregate on, park, or move to any property or right-of-way not associated with the event venue.

The Code of Wickenburg, Chapter 9 Business Code, Article 9-3 Special Events Permit, is amended by amending Section 9-3-2 Permit Required to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

Section 9-3-2 Permit Required

Any person or organization wishing to operate, maintain or conduct a Special Event within the Town limits must first obtain a Special Event Permit to do so. THE WRITTEN APPLICATION TO THE TOWN SHOULD BE SUBMITTED AT LEAST 30 DAYS BEFORE THE FIRST DAY OF THE PROPOSED SPECIAL EVENT. IF THE APPLICATION IS NOT SUBMITTED AT LEAST 30 DAYS BEFORE THE EVENT, THE TOWN MAY, IN ITS DISCRETION, PROCESS THE APPLICATION IF DOING SO WILL NOT INTERFERE WITH OTHER STAFF DUTIES. The sponsoring organization can apply for a blanket permit for a six (6) month period for reoccurring events on behalf of the individual vendors. Individual vendors shall still be required to pay for a Town Special Event Permit or a regular annual Business License in the case of reoccurring events. No Permit shall be issued until all conditions required pursuant to this Chapter have been met and fulfilled. The maximum number of people permitted at any event will be based upon the nature of the event and the physical capacity of the site where the event will take place.

The Code of Wickenburg, Chapter 9 Business Code, Article 9-3 Special Events Permit, is amended by deleting Section 9-3-3 Application Process in its entirety.

The Code of Wickenburg, Chapter 9 Business Code, Article 9-3 Special Events Permit, is amended by adding a new Section 9-3-3 Waiver of Fees to read as follows (new text in ALL CAPS):

Section 9-3-3 WAIVER OF FEES

CERTAIN EVENTS MAY BE ELIGIBLE FOR FEE WAIVERS AT TOWN FACILITIES. THE TOWN MANAGER SHALL HAVE THE DISCRETION TO WAIVE FEES FOR:

- A. GOVERNMENT AGENCIES, IF HOSTING A PUBLIC MEETING.
- B. PROFESSIONAL GOVERNMENT ORGANIZATIONS, WHERE THE TOWN OF WICKENBURG IS THE HOST.
- C. LOCAL EMERGENCY RELIEF EFFORTS.
- D. OTHER EVENTS AS DEEMED APPROPRIATE BY THE TOWN MANAGER THAT CREATE POSITIVE ECONOMIC IMPACTS FOR THE TOWN SO LONG AS THE TOTAL FEE WAIVER DOES NOT EXCEED 50% OF THE TOTAL FEES CHARGED.

ANY OTHER FEE WAIVERS SHALL REQUIRE TOWN COUNCIL APPROVAL.

The Code of Wickenburg, Chapter 9 Business Code, Article 9-3 Special Events Permit, is amended by adding Section 9-3-4 Conditions to read as follows (deleted text appears in strikeout; new text in ALL CAPS):

Section 9-3-4 Conditions

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- E. Lighting. Events which take place or where attendees may still be present after dark ~~will~~ MAY be required to provide adequate illumination of all use areas, sanitation facilities, parking areas and areas of pedestrian travel. If lighting is required for the event, a lighting plan shall be submitted ~~to the Town Building Official~~ WITH THE SPECIAL EVENT PERMIT APPLICATION to ensure compliance with Town Code Section 14-19-9.
- F. Parking. Adequate parking shall be provided for all Special Events without spillover. In the event temporary parking areas are to be used, a parking layout and circulation plan shall be prepared and submitted ~~to the Community Development & Neighborhood Services Director and routed to the Chief of Police, Public Works Director and Fire Chief~~ WITH THE SPECIAL EVENT PERMIT APPLICATION. In temporary parking areas, all parking spaces shall be adequately marked and dust control measures shall be performed throughout the event.
- G. Traffic Control. Adequate access to the event venue shall be required for the general public and emergency vehicles. If the access points to the event venue do not have adequate capacity for the expected ingress/egress traffic volumes, temporary traffic control measures shall be required. Where temporary traffic control measures are to be utilized, a traffic control plan shall be submitted ~~for approval by the Chief of Police, Public Works Director and Fire Chief~~ WITH THE SPECIAL EVENT PERMIT APPLICATION.
- H. Appropriate Zoning. The Special Event venue shall have the appropriate zoning for the proposed event.
- I. Signage. All signage to be employed in the advertisement of the Special Event shall be in compliance with the Town's Sign Code Section 14-18-14 ~~and subject to approval by the Community Development & Neighborhood Services Director.~~

Section II. Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance or any part of the code adopted herein by reference are hereby repealed.

Section III. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, 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 IV. Providing for Penalties.

Any person found guilty of violating any provision of this Ordinance shall be guilty of a class 1 misdemeanor and shall be subject to the violation and penalty provisions of Section 1-8 of the Wickenburg Town Code.

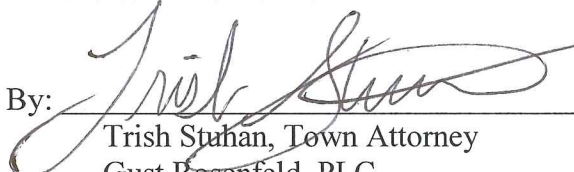
PASSED AND ADOPTED by the Town Council of the Town of Wickenburg, Arizona,
this 19th day of March 2018.

By: 
Everett Sickles, Mayor

ATTEST:

By: 
Amy Brown
Town Clerk

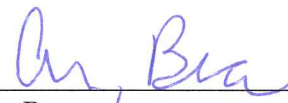
APPROVED AS TO FORM:

By: 
Trish Stahan, Town Attorney
Gust Rosenfeld, PLC

Number of Councilmembers Present: 7
Number of Votes For: 6
Number of Votes Against: 1
Number of Abstentions: 0

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance Number 1182 was duly passed and adopted
by the Common Council of the Town of Wickenburg, Arizona, at a regular meeting held on the
19th day of March 2018, and that a quorum was present at the meeting.


Amy Brown
Town Clerk