

Ordinance No. 2017-11

**AN ORDINANCE REGARDING SPECIAL EVENT FEE REDUCTIONS AMENDING
TITLE 4-LICENSING: CHAPTER 8, SPECIAL EVENT PERMIT, OF THE MUNICIPAL
CODE OF PARK CITY, UTAH**

WHEREAS, special events within the city limits of Park City continue to grow; and

WHEREAS, Park City desires to facilitate events that provide positive impacts to the local resort economy, contribute to the unique historic character and cultural vitality of the City, and help to build a higher quality of life for city residents, visitors and the local business community; and

WHEREAS, special events range from very small neighborhood-level events to city-wide, multimillion dollar productions; and

WHEREAS, special events held in the City impact public safety and impede the flow of pedestrian and vehicular traffic; and

WHEREAS, a special event permit application process will allow the City to manage neighborhood impacts of private events and balance the competing uses of its public spaces to ensure that members of the public are able to access public spaces; and

WHEREAS, a special event fee reduction process will allow the City and event applicants to be fiscally responsible provided such reductions are administered consistent with City Council critical priorities, Economic development goals and the General Plan; and

WHEREAS, the City desires to encourage special events to undertake extraordinary efforts above and beyond those reasonably required to mitigate public impacts for purposes of regulatory approval in order to further the City's critical priorities and goals to reduce environmental, residential and transportation effects on the community;

WHEREAS, Park City Municipal Corporation wants to ensure public health, safety, and welfare during all permitted events; and

WHEREAS, when more than one event occurs in the same general area, the occupancy level of venues, public property, adjacent city streets and sidewalks increases, which may create an unsafe condition and strain the City's resources and infrastructure; and

WHEREAS, limiting the number of special events that may occur simultaneously will allow the City to prevent people from being injured due to overcrowding, overcapacity streets and sidewalks, and will allow the City to better manage its resources and infrastructure; and

WHEREAS, citizens need to quickly access public space to respond to current events through spontaneous speech.

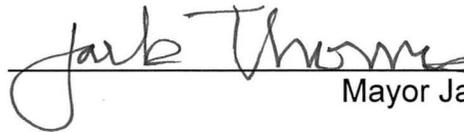
NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF PARK CITY, UTAH THAT: SECTION 1. AMENDMENTS TO TITLE 4 – Licensing of the Municipal Code Chapter Eight (Special Event Permit). The recitals above are incorporated herein as findings of fact. Chapter 8 of the Municipal Code of Park City is hereby amended as redlined (see Attachment A).

SECTION 2. This ordinance shall become effective upon publication.

PASSED AND ADOPTED by the Park City Council this 30th day of March, 2017.

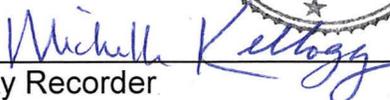


PARK CITY MUNICIPAL CORPORATION



Mayor Jack Thomas

Attest:



City Recorder

Approved as to form:



Mark Harrington, City Attorney

Section 4, Licensing, Chapter 8, Special Event Permit, Section 9, Fee Reductions

- A. Annually, the city will allocate up to two hundred thousand dollars (\$200,000) to be used to reduce City Service Fees required for Special Events. Allocation of reduced Fees will be determined at the sole discretion of the Economic Development Manager and Budget Manager(s), City Manager ~~or and~~ City Council. Unmet thresholds at the end of a year will not be carried forward to future years.
- B. The ~~Economic Development City Manager and Budget Manager(s)~~ may reduce the following Special Event permitting and associated City Service Fees up to a total of twenty five thousand dollars (\$25,000) after reviewing a recommendation from the Economic Development Manager and Budget Manager upon a finding of eligibility pursuant to the criteria provided herein:
1. Application;
 2. Building permit;
 3. Facility and/or equipment rentals;
 4. Field and/or park rentals;
 5. Special use of public parking permit;
 6. Bleachers;
 7. Trail; and
 8. Public Safety Personnel

If the total fee reduction request exceeds twenty five thousand dollars (\$25,000) or includes other City service Fees outside the Fees mentioned above, then the request must be approved by City Council in a Public Meeting.

- C. All fee reduction requests will be reviewed twice a year. All ~~event-Special Event~~ fee reduction requests must be submitted to the Special Events Coordinator prior to the application deadlines:
1. October 1st – Events occurring between January 1st and June 30th.
 2. April 1st – Events occurring between July 1st and December 31st.

Applications received outside of the normal application process may be considered for reductions but must demonstrate an immediate need for reduction and provide justification to why the application was not filed within the specified deadline.

- D. Fee reduction applications will be evaluated by a City Staff review committee comprised of City Departments which the fees directly impact the Special Event Advisory Committee (SEAC) and a recommendation will be submitted to the Special Events Department. Special Events staff will make a recommendation to the Economic Development Manager and Budget Manager(s) and City Manager or City Council. Final determinations will be made by these parties as outlined above in section 4-8-9 (B). All decisions may be appealed with the final decision given by the City Council. Eligibility for a full or partial fee reduction shall be determined by the City pursuant to the following criteria, none of which shall be individually controlling:
1. Charges event admission or fees for participation and policy for attendees or participants unable to pay such fees;
 2. Event provides free programs to the community, or raises funds for organizations that provide free programs, benefiting local youth, seniors or underserved constituents;
 3. Provides economic opportunities to the community including positive tax benefits, raises funds or provides revenue opportunities to the City to offset City services and costs required by the event;
 4. Provides community and/or economic event opportunities during resort off seasons, ~~defined as September 21– November 21, and April 1– May 15, excluding holidays;~~
 - 4.5. Demonstrates extraordinary efforts to reduce and mitigate environmental, transportation and residential impacts associated with the event consistent with adopted City Council priority/policy goals and the General Plan; and
 - 5.6. Demonstrates that the imposition of fees would create a financial hardship on the Applicant or would have a detrimental effect on services provided to the public.

Fee reduction requests must be filed bi-annually, unless otherwise approved in a City services agreement by the City Council. Approval of a fee reduction for any application shall not create a precedent for future requests.