

**CITY OF SNOHOMISH
Snohomish, Washington**

ORDINANCE 2245

AN ORDINANCE OF THE CITY OF SNOHOMISH, WASHINGTON RELATED TO CHAPTER 5.10 OF THE SNOHOMISH MUNICIPAL CODE, "SPECIAL EVENT PERMITS AND CONTRACTS," AMENDING SMC 5.10.060 C TO REVISE THE SUBSECTION NUMBERING; AMENDING 5.10.060 13 (b) TO BE 5.10.060 (2)(m)(ii) AND REGARDING PAYMENT FOR LAW ENFORCEMENT SERVICES; AND ADDING A NEW SECTION 5.10.060 C (2) (n) RELATING TO TOWING

WHEREAS, the City Council finds that this ordinance is necessary for housekeeping purposes and to be consistent with current practice;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SNOHOMISH, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Chapter 5.10.060 C of the Snohomish Municipal Code is hereby amended to read as follows:

C. The City may condition the issuance of a special events permit by imposing reasonable requirements concerning the time, place, and manner of the event, and such requirements as are necessary to protect the safety and rights of persons and property, and the control of traffic.

1. The following conditions apply to all special events permits:

- a1.** Alteration of the time, place, and manner of the event proposed on the application.
- b2.** Conditions concerning the area of assembly and disbanding of an event occurring along a route.
- c3.** Conditions concerning accommodation of pedestrian or vehicular traffic, including restricting the event to only a portion of the street or right-of-way.

2. Conditions on special events permits not protected under the First and Fourteenth Amendments of the U.S. Constitution, may include, but are not limited to:

- a1.** Requirements for the use of traffic cones or barricades.
- b2.** Requirements for the provision of first aid or sanitary facilities.

- c3. Requirements for use of event monitors and providing notice of permit conditions to event participants.
- d4. Restrictions on the number and type of vehicles, animals, or structures at the event, and inspection and approval of floats, structures, and decorated vehicles for safety.
- e5. Compliance with animal protection ordinances and laws.
- f6. Requirements for use of garbage containers, cleanup, and restoration of City property.
- g7. Restrictions on the use of amplified sound and compliance with noise ordinances, regulations, and laws.
- h8. Notice to residents and/or businesses regarding any activity which would require street closure.
- i9. Restrictions on the sale and/or consumption of alcohol.
- j10. Elimination of an activity which cannot be mitigated to a point as to ensure public safety and welfare, or which causes undue liability to the City.
- k11. Requirements regarding the use of City personnel and equipment.
- l12. Compliance with any other applicable federal, state, or local law or regulation, including the other provisions of this Chapter.
- m13. Payment to the City of the cost of providing 2 police officers per 1,000 attendees; provided that:
 - ia. Said number of police officers may be increased or decreased by the Chief of Police in accordance with the Chief's written assessment of the event's public safety risks based on past experience with the special event in question or with similar events; and
 - ii**b. Special Event Sponsor at their expense must hire off duty uniformed deputies for security and traffic control from the Snohomish County Deputy Sheriff's Association Said payment shall be made by paying 25% of the cost prior to issuance of the special event permit and the remaining 75% within 30 days following the special event; and**
 - iiie. For City sponsored special events, the City's financial contribution to the event may include the City absorbing some or all of the cost of providing said number of police officers.

n. Event Sponsor is authorized to control the event parking for traffic control, event staging, and configuration. Where appropriate, the Event Sponsor shall clearly post temporary parking restriction/no-parking signs applicable for the Event. Where appropriate, Event Sponsor is authorized and responsible to arrange for the towing of vehicles violating the posted Event parking restrictions. Event Sponsor may use the tow company of their own choosing for Event towing purposes. Event Sponsor shall be responsible for all towing appeals made by the Event Sponsor. Event Sponsor shall indemnify, defend, and hold the City harmless for all costs and damages related to Event Sponsor tows.

Section 2. If any section, sentence, clause, phrase, part, or portion of this ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 3. This ordinance shall take effect 5 days after its publication by summary.

ADOPTED by the City Council and **APPROVED** by the Mayor this 4th day of December, 2012.

CITY OF SNOHOMISH

By _____
Karen Guzak, Mayor

Attest:

Approved as to form:

By _____
Torchie Corey, City Clerk

By _____
Grant K. Weed, City Attorney