



ORDINANCE #19-03
 CITY OF PINE CITY
 COUNTY OF PINE
 STATE OF MINNESOTA

AN ORDINANCE FOR THE REVISION OF CHAPTER 5 SECTION 505 ALTERING PUBLIC DANCES TO SPECIAL EVENTS

The City Council of the City of Pine City, upon public hearing held the 2nd of January 2019, and upon recommendation of the Ordinance Review Committee does hereby ordain the following amendments to the City of Pine City Code of Ordinances:

Section 505: PUBLIC DANCES **SPECIAL EVENTS**

505.01 ~~Definition.~~ For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning. **The following ordinance shall set forth the regulation of special events within the city right-of-way, or parks, or other City property.**

Subd. 1 ~~Public Dance.~~ "Public dance" shall mean anyplace in which dancing may be or is being carried on out of doors whether an admission fee is charged or not. **Special Event. Special Event shall mean any private or public gathering within a street, park, other publicly owned land, other than the routine uses the City intends for that particular land, or which may constrain such routine uses by others. These Special Event uses may include a consumption of food, beverage or alcohol as part of the event. Any consumption, distribution, or sale of alcohol shall also be subject to the provisions of Chapter 6 of the City's Code of Ordinances: the Liquor and Beer Ordinance.**

505.02 Licenses. No person(s) shall conduct a public dance **Special Event** in this City unless a license has been procured from the City Clerk. The fees for the licenses shall be as set in the salary and fee schedule adopted by the Council. However, the Council may grant a license without charge where it is satisfied that the giving of the dance is not a money-making enterprise. **applicant is a nonprofit and the event provides a public rather than private benefit.**

505.03 Application. Any person(s) desiring a license to hold or conduct a public dance **a Special Event** shall apply on forms furnished by the City Clerk. The application shall set forth: the name and address of the person(s), or organization **that** is conducting the dance **event**; time and place where the dance **event** is to be held, **including a detailed**

map and a clear description of right-of-way street closures and where alcoholic beverages will be served; proof of insurance; and any other information the City may request. The application shall also show affirmatively that all applicants are of good moral character and reputation in the communities in which they live, and that none of the applicants has been convicted of a felony or gross misdemeanor or of any ordinance regulating special events in the United

505.04 Grant **or Denial of** License. The Clerk shall refer the application to the Council, which may grant the license if all requirements are met. ~~in its opinion, the public morals or public welfare will not suffer therefrom.~~

Subd. 1 If the license is issued, **it** shall be posted in a visible location at the premises where the dance **event** is to take place. ~~during the time the dance is being given~~ The person(s) named in the license shall be responsible for the manner in which the dance event is ~~to be held and conducted.~~States.

Subd. 2 The City may deny a Special Event permit due to any past violation, including: acts of violence, inappropriate and or hostile conduct, damage to City-owned or neighboring property, failure to keep space clean/orderly, failure to comply with City's alcohol and beer ordinance, and violations of the City's noise or other ordinance.

505.05 Revocation. Special Event licenses are subject to revocation by the City. When City Staff or Law Enforcement determines that an event is in violation of its license or of any law or ordinance, that officer may immediately revoke the Special Events license and order all persons present at the premises where the violation is occurring, other than the owner or tenants, to disperse immediately.

505.06 Liability Insurance

Subd. 1 Liability Insurance Required. The applicant or sponsor of a Special Event must possess or obtain liability insurance to protect against loss from liability imposed by law for damages on account of bodily injury or property damage arising from the Special Event. A certificate of insurance must be filed with the City prior to issuance of the Special Events permit. The certificate of insurance must name the City, its officials, employees and agents as additional insureds. Insurance coverage must be maintained for the duration of the Special Event.

Subd. 2 Minimum Limits. Insurance coverage must be a commercial general liability policy acceptable to the City, with limits of at least \$1,500,000. If alcoholic beverages are to be sold or distributed at the special event, the policy must also include an endorsement for liquor liability. The City Council may require additional endorsements depending upon the type of Special Event and proposed activities.

~~505.05 Hours. No public dancing shall be allowed between the hours of midnight and 6:00am.~~

Passed and adopted by the City Council of the City of Pine City this 2nd day of January, 2019.

This ordinance shall be effective upon publication.

By:  _____

Carl Pederson, Mayor

ATTEST:

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Matthew Van Steenwyk, Interim City Administrator

Approved 1/2/19

Summary Published in the Pine City Pioneer 1/10/19