

Sec. 15-181. - Restricted generally.

1. Definitions.

- (a) *Outdoor events* shall mean any event held in an area not within an enclosed building on public property, private property (if road closures or music exemption are needed), or both, whether operated totally outdoors, on stage, under tents or with the use of temporary buildings or structures, to which members of the public are invited as participants, or spectators such as but not limited to concerts, festivals, circuses, carnivals, shows, exhibitions, and any other similar event conducted outdoors.
- (b) *Minor events* are those events with a sustained attendance level under five hundred and one (501) persons with no road closures, no alcohol and no music exemptions. These events require administrative approval and do not require city commission approval.
- (c) *Intermediate events* are those events with a sustained attendance level under five hundred and one (501) persons with a road closure, and/or alcohol, and/or music exemption, or a sustained attendance level between five hundred and one (501) and five thousand (5,000) persons. These events require city commission approval.
- (d) *Major events* are those events with a sustained attendance level over five thousand (5,000). These events require city commission approval.
- (e) *Social services* shall mean any service provided to the public to address public welfare and health such as, but not limited to, the provision of food, hygiene care, group rehabilitative or recovery assistance, or any combination thereof, rehabilitative or recovery programs using counseling, self-help or other treatment or assistance, and day shelter or any combination of same.
- (f) *Outdoor social service event* shall mean any outdoor event wherein the act of furnishing, distributing, or serving food or meals, or the act of furnishing hygiene products or services, including but not limited to mobile services, as a social service, as defined herein, to members of the public, at no cost or at a very low cost, and generally holding such an event outside of a building or structure or without permanent facilities on a property.
- (g) *Mobile services* shall mean any social service, including but not limited to, temporarily providing shower or hygiene facilities or laundry equipment, upon or within any vehicle, cart, trailer, or apparatus.

(Ord. No. C-91-89, § 1, 1-7-92; Ord. No. C-12-14, § 1, 5-1-12; Ord. No. C-17-20, § 1, 8-22-17; Ord. No. C-18-48, § 1, 1-8-19; Ord. No. C-19-36, § 1, 12-3-19)

Sec. 15-182. - Application fee; agreement.

- (a) Notwithstanding any other provision of the City of Fort Lauderdale's Code of Ordinances and Unified Land Development Regulations, the city commission may, after an application has been filed and reviewed, and after passage of an appropriate motion, permit events coming under the provisions of this article to operate within the city for temporary periods of time. Such application shall be filed with the parks and recreation department not less than sixty (60) days for minor events, ninety (90) days for intermediate events (two (2) or more years of history with good standing), one hundred and twenty (120) days for all other intermediate events, one hundred and twenty (120) days for major events and seven (7) days in the case of outdoor social service events under section 15-186, in advance of the beginning date of the event and shall contain a detailed proposal and description of the location, hours and dates of operation, and a copy of any contract between the applicant and property owner of the property on which the event is to be held (if applicable), or any person providing rides, mechanical entertainment or amusement devices for the event. With the exception of outdoor social service events under section 15-186, the applicant shall pay a fee established by the city manager when the application is filed and submit any additional information required by the parks and recreation department. The city manager or his or her designee has the authority to reject an event if they find they do not have staff resources to support the event. Social service events shall be approved by the city manager or his or her designee.
- (b) With the exception of outdoor social service events under section 15-186, if the information submitted by the applicant is responsive and if the parks and recreation department has reviewed and approved the application, the city shall prepare and submit to the applicant an agreement incorporating the terms and conditions listed in section 15-183 and such other terms and conditions as the city may specify. If the parks and recreation department determines that the event is subject to the provisions of section 15-186, the application is to be processed as outlined in section 15-186.
- (c) With the exception of outdoor social service events under section 15-186, no person or organization shall hold an outdoor event prior to the delivery to the city of properly executed copies of the agreement and the certificate of insurance provided for in this article.
- (d) Permits issued for outdoor social service events pursuant to section 15-186, shall be valid for a period of one (1) calendar month and shall be renewed monthly on the first business day of each month. Permit applications submitted after the first of the month shall be valid for the remainder of that month with a renewal required for the following calendar month.
- (e) Event organizers must comply with all components of the application and agreement. Failure to comply will result in fines of two hundred dollars (\$200.00) for the first violation, five hundred dollars (\$500.00) for the second violation, and one thousand dollars (\$1,000.00) for the third

violation. If an event organizer receives three (3) violations over a three-year period, they will need city commission approval to submit future applications.

(Ord. No. C-91-89, § 1, 1-7-92; Ord. No. C-12-14, § 2, 5-1-12; Ord. No. C-17-20, § 2, 8-22-17; Ord. No. C-18-48, § 2, 1-8-19; Ord. No. C-19-36, § 2, 12-3-19)

Sec. 15-183. - Outdoor event requirements.

- (a) With the exception of outdoor social service events under section 15-186, the agreement for outdoor events shall contain the following terms and conditions:
- (1) The use of fireworks shall comply with all applicable state laws and requires a fireworks permit from the city fire-rescue department.
 - (2) Sanitary facilities shall be provided and shall be of the type and in a sufficient number as to meet the requirements established by the development services department.
 - (3) The development services department shall conduct electrical inspections of all electrical facilities whether power is supplied by local utilities or is self-provided by generator systems.
 - (4) Sponsors of events at which food or beverages will be sold or distributed shall meet all applicable state, county and city health codes.
 - (5) Current flameproof certificates must be provided for all canvas tents, awnings or canopies and shall be submitted for approval to the city fire-rescue department.
 - (6) The applicant shall pay for the expense of all city services provided as a result of the event identified by city staff prior to the event. The police department may require the applicant to provide and pay for security personnel for crowd control and traffic direction purposes. The fire-rescue department may require the applicant to provide and pay for EMS and fire watch personnel, or both. Police, fire and EMS costs are exempt from prior notice provisions.
 - (7) The applicant shall provide a certificate of insurance satisfactory to the office of the risk manager, such insurance to be comprehensive general liability insurance in a minimum amount of one million dollars (\$1,000,000.00) combined single limit coverage, naming the city as an additional insured. If alcoholic beverages are to be dispensed, served, sold or distributed at the outdoor event, the applicant shall in addition provide liquor liability insurance in a minimum amount of five hundred thousand dollars (\$500,000.00). The applicant shall also agree to indemnify and hold harmless the city for any damage to person or property which might occur during or as a result of the operation of the outdoor event.

(Ord. No. C-91-89, § 1, 1-7-92; Ord. No. C-12-14, § 3, 5-1-12; Ord. No. C-17-20, § 3, 8-22-17; Ord. No. C-17-28, § 79, 9-13-17; Ord. No. C-18-48, § 3, 1-8-19; Ord. No. C-22-13, § 35, 4-19-22)

Sec. 15-184. - Exceptions.

- (a) A self-insured governmental entity may be exempted from the insurance requirements of this article.
- (b) The parks and recreation department, in consultation with the risk manager, shall determine whether an event qualifies as a minor outdoor activity based on the following factors:
 - (1) Not anticipated to exceed the capacity of the facility or other property proposed to be used;
 - (2) Limited or no closing of streets/limited impact on traffic;
 - (3) Limited parking and noise in surrounding neighborhood(s);
 - (4) The absence of activities having an inherent risk or which increased exposure for either bodily injury or property damage;
 - (5) Limited size and scope of event; limited use of facility outside of normal use; no activities involving third party vendors.

The sponsor of a proposed minor outdoor activity shall submit all details of such proposed activity to the parks and recreation department at least sixty (60) days in advance of the event. If an event is determined to be a minor outdoor activity, it shall be exempted from the provisions of section 15-183(a)(7) of this article.

- (c) Outdoor social service events under section 15-186 shall not be permitted upon any public beach, as defined in section 8-71 of this Code.
- (d) Social service events under section 15-186, may be provided in response to a declaration of a state of emergency by the city and such provision of service shall not be subject to these requirements.

(Ord. No. C-91-89, § 1, 1-7-92; Ord. No. C-12-14, § 4, 5-1-12; Ord. No. C-17-20, § 4, 8-22-17; Ord. No. C-18-48, § 4, 1-8-19; Ord. No. C-19-36, § 3, 12-3-19)