

ORDINANCE NO. 2591 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, CONCERNING SPECIAL EVENTS; AMENDING GLENDALE CITY CODE CHAPTER 27, SEC. 27-81(a) RELATING TO RESERVATION OF FACILITIES; REPEALING EXISTING GLENDALE CITY CODE, CHAPTER 30, ARTICLE IV (SPECIAL EVENTS) AND CREATING A NEW CHAPTER 29.2 (SPECIAL EVENTS); PROVIDING FOR PENALTIES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Glendale is a growing community in which an increasing amount of entertainment, social, recreational, sporting and other activities and events are becoming available which enhance the quality of life for its citizens and visitors; and

WHEREAS, as the City continues to grow and prosper, more and more activities and events are expected to occur, which will require careful and effective planning and coordination to provide necessary public health and safety services and facilities for the participants and spectators to allow enjoyable, successful events and to avoid undue disruption of ongoing business, residential, recreational, social and other endeavors in the community; and

WHEREAS, in light of the foregoing, the City's existing laws regarding such events and activities need to be updated to provide a more comprehensive, systematic and uniform approach to planning and permitting such events and activities and to allow proper allocation and provision of essential but limited public health and safety services due to the expanding demands upon them which are likely to continue; and

WHEREAS, the provisions of this ordinance are considered to be the minimum requirements necessary for the promotion of the public health, safety, and general welfare of the citizens of and visitors to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That Glendale City Code, Chapter 27, Article III, Sec. 27-81(a) is hereby amended to read as follows:

Sec. 27-81. Reservation of facilities; permits; applications; issuance; fees.

(a) Any person wishing to reserve any portion of a city park or recreational facilities for group activities shall submit an application to the parks and recreation director for such

reservation. The application shall include all information which the parks and recreation director deems necessary. “Group” under this section shall mean an activity at which the applicant anticipates less than five hundred (500) attendees. Group activities involving five hundred (500) or more attendees shall be governed by Glendale City Code, Chapter 29.2, Special Events.

[Additions are indicated by underline; deletions by ~~strikeout~~]

SECTION 2. That the following portion of the Glendale City Code is hereby repealed in its entirety:

Chapter 30 (Streets and Sidewalks), Article IV (Special Events).

SECTION 3. That Glendale City Code is hereby amended by adding a new Chapter 29.2 (Special Events), which shall read as follows:

**Chapter 29.2
SPECIAL EVENTS**

ARTICLE I. DEFINITIONS

Sec. 29.2-1. Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Event: Shall mean either a *Large Special Event* or *Special Event* as defined herein.

Large Special Event: A preplanned, single gathering event or series of related consecutive daily gatherings or events of an entertainment, cultural, recreational, educational, political, religious or sporting nature, or of any other nature, sponsored by an individual or entity that is expected to draw five hundred (500) or more attendees and proposed to be held at a public facility.

Public facility: Land, outdoor park and recreational facilities, streets, sidewalks, parking lots and rights-of-way that are owned, leased, operated, maintained or controlled by the city.

Special Event: A preplanned, single gathering event or series of related consecutive daily gatherings or events of an entertainment, cultural, recreational, educational, political, religious or sporting nature, or of any other nature, sponsored by an individual or entity that is expected to draw less than five hundred (500) attendees and proposed to be held at a public facility and which could either: result in activity impeding or impairing the normal flow of vehicles and

pedestrians on streets, sidewalks or other public facilities used primarily for travel or require the partial closing or obstruction of such; or requires the necessity of public safety or traffic control measures not already provided at the proposed site of the event.

Secs. 29.2-2 — 29.2-3. Reserved.

ARTICLE II. APPLICABILITY

Sec. 29.2-4. Regulation of events.

This chapter shall govern all special or large special events as defined herein.

Sec. 29.2-5. Regulation of city parks.

Events at public facilities commonly known as city parks or recreational facilities and expected to draw less than five hundred (500) attendees, and not otherwise an event under this chapter, are governed by Glendale City Code, Chapter 27, Article III, Division IV (Parks and Recreation).

Secs. 29.2-6 — 29.2-7. Reserved.

ARTICLE III. GENERAL PROVISIONS

Sec. 29.2-8. Permit requirement.

Any event on a public facility shall require a permit.

Sec. 29.2-9. Permit applications.

(a) Any person seeking the issuance of a permit for an event shall make application with the city in a form prescribed by the city manager.

(b) The application shall be filed at least thirty (30) calendar days prior to the first day of the event. Applications involving a political march or rally, or other exercise of rights guaranteed by the First Amendment of the United States Constitution or Article II, Section 6, of the Arizona Constitution, shall be filed at least fifteen (15) calendar days prior to the first day of the event.

(c) *There shall be a non-refundable application fee for each application. All application fees shall be assessed under a schedule of fees as determined by city manager regulations.*

(d) Permits are specific to the time, place and manner authorized by the city. A permit is only applicable to that event set forth in the application and is subject to the conditions on which the permit is issued.

Sec. 29.2-10. Application processing.

(a) Applications for permits shall be processed in order of receipt and the use of a particular public facility or part thereof shall be allocated in order of receipt of a permit application accompanied by the application fee. After submission of the application, the city may request supplemental information which may include but not be limited to: a schedule of planned activities or performances; a parking map/plan; a traffic operations plan; a detailed parade or road race route; a map of the event layout; and the location and size of tentage, generators fencing and designated entries and exits.

(b) An application will not considered to be completed until all requirements listed in paragraph (a) above have been fulfilled.

(c) Applicants shall obtain any required permits or licenses from state or county agencies. Applicants shall also obtain other permits or licenses as required by the city such as transportation, building safety or fire permits or business licenses. No event permit shall be issued unless all applicable city fees, permits, licenses and agreements have been obtained and executed and all timelines met as prescribed under this chapter or by administrative regulation.

(d) The city shall issue either a permit or denial of application within ten (10) calendar days of a completed application. *Provided, however, the city may extend the period of review for an additional five (5) calendar days by issuance of a written notice of extension.*

(e) The city shall issue a permit when, from a consideration of the application and from such other information as may otherwise be obtained, upon a finding that:

- (1) The conduct of the event is not reasonably likely to cause injury to persons or property or create a hazard to the health, safety and welfare of the public;
- (2) *The conduct of the event will not substantially interrupt the safe and orderly movement of other traffic contiguous to its location or route;*
- (3) The conduct of the event will not require the diversion of an amount of public safety personnel and resources that would impede normal and routine operations for public safety;
- (4) The concentration of persons, animals or vehicles at the event will not unduly interfere with public safety in the areas or the event or contiguous to the location or route of the event; or

- (5) The conduct of such event will not interfere with the movement of public safety personnel responding to calls for service.

(f) Any denial of an application for permit shall clearly set forth the grounds upon which the permit was denied. To the extent permitted by law, the city may deny an application for a permit if the applicant or the person on whose behalf the application for permit was made, has on prior occasions made material misrepresentations regarding the nature or scope of an event or activity previously permitted or has violated the terms of prior permits issued to or on behalf of the applicant. The city may also deny an application for an event permit on any of the following grounds:

- (1) The application for permit, including any required attachments and submissions, is not fully completed and executed;
- (2) The applicant has not tendered the required application fee with the application or any required deposit, indemnification or user agreement, insurance certificate or surety *within the prescribed time*;
- (3) The application for permit contains a material falsehood or misrepresentation;
- (4) The applicant is legally incompetent to contract or to sue and be sued;
- (5) The applicant or the person on whose behalf the application for permit was made has on prior occasions damaged city property, or has other outstanding and unpaid debts to the city;
- (6) A prior application for permit for the same time and place has been received, and a permit has been or will be granted to a prior applicant authorizing uses or activities which do not reasonably permit multiple occupancy of the public facility or part thereof;
- (7) *The use or activity intended by the applicant would conflict with previously-planned programs organized and conducted by the city and previously scheduled for the same time and place;*
- (8) The proposed use or activity is inconsistent with the type of public facility;
- (9) The use or activity intended by the applicant would present an unreasonable danger to the health or safety of the applicant, of other users of the public facility, of city employees, or of the public;

- (10) The applicant has not complied or cannot comply with applicable licensure requirements, codes or regulations of the city concerning the sale or offering for sale of any goods or services;
- (11) The use or activity intended by the applicant is prohibited by law, by Glendale City Code or by the regulations of the city manager;
- (12) The event will substantially interrupt the safe and orderly movement of aerial navigation, or of public transportation or other vehicular and pedestrian traffic in the area of the event, will cause conflicts with construction or development in public rights-of-way or at the public facility where the event is held; or will close streets or significantly restrict the number of traffic lanes during peak commuter hours on weekdays between 7:00 a.m. to 9:00 a.m. or between 4:00 p.m. to 6:00 p.m.; or
- (13) The expected attendance at the event will exceed the lawful capacity of the public facility under the city's fire code or the parking available at the public facility will be inadequate to accommodate the expected attendance at the event.

(g) Written notice of denial or notice of extension of time for the city to review an application shall be served on the applicant by personal delivery or by deposit in United States mail, with proper postage prepaid, return receipt requested, to the name and address set forth on the application for permit. Appeal of a denial under this section shall be processed in accordance with the provisions of Sec. 29.2-41 herein.

(h) Any substantive amendment or revision of an application or permit for purposes of determining the priority of the application for permit or for determining the time in which the city shall grant or deny the application for permit and serve notice of such grant or denial, shall be computed from the date of the amendment or revision.

Sec. 29.2-11. Attendance estimates.

For purposes of this chapter, attendance estimates by the permit applicant shall be accompanied by an affidavit for the basis of the estimate. Each estimate shall be based upon all the relevant factors known at the time, including, without limitation, past attendance at similar functions having the same and similar performers, both in the city and comparable communities, the price of admission, and the extent of advertising and promotion planned. The city may accept the applicant's affidavit if it appears to be based on realistic and appropriate information. If the city rejects the attendance estimates, the city shall substitute a reasonably determined estimate for the applicant and the applicant shall be responsible for all attendant costs and requirements associated with the revised estimate. If, for unforeseen reasons, an estimate did not

in fact reflect the actual and necessary resources for the event, the city may seek cost recovery from the applicant in such amounts as determined by the city manager.

Sec. 29.2-12. Application deadline.

The city manager, upon good cause and in the best interests of the city, has the authority to consider any application not filed within the timeframes as required by Sec. 29.2-9(b) herein.

Sec. 29.2-13. Rules and regulations.

The city manager may, from time to time, establish reasonable rules and regulations which may include, but not be limited to: application fees, processes, cost recovery for public safety, sanitation and transportation personnel, resources, surety and insurance requirements. Such rules and regulations shall be based on due regard for public health, safety, and welfare of citizens and event attendees.

Secs. 29.2-14 — 29.2-19. Reserved.

ARTICLE IV. SPECIAL EVENTS

Sec. 29.2-20. User Agreement.

(a) The applicant shall enter into a user agreement with the city prior to the special event, in which the applicant agrees to bear all costs of clean up and restoration of the public facility upon conclusion of the special event and to reimburse the city for costs related to any damage or use beyond normal wear and tear on the public facility. The user agreement shall require the applicant to provide full reimbursement to the city within thirty (30) calendar days of the conclusion of the permitted event. The assessed reimbursement amount shall be subject to the procedures for appeal contained in Sec. 29.2-41.

(b) For special events clearly involving a political march or rally, or other non-commercial exercise of rights guaranteed by the First Amendment of the United States Constitution or Article II, Section 6, of the Arizona Constitution, the provisions of Sec. 29.2-34 shall be applicable.

Secs. 29.2-21 — 29.2-24. Reserved.

ARTICLE V. LARGE SPECIAL EVENTS

Sec. 29.2-25. Findings and intent.

(a) The city council finds that large special events offered to the general public or a substantial segment of the public often attract a large gathering of people which may cause adverse public health and safety conditions requiring municipal regulation in addition to that required for other events in order to assure adequate public safety personnel and resources, sanitation and sewage disposal facilities, parking, traffic control and crowd control, and other regulations in the interest of public safety and public health.

(b) It is the intent of the city council that this article be enacted to protect and promote the health, welfare and safety of the citizens of and visitors to the city. It is the further intent of the council that this article be construed liberally in favor of protecting and promoting the health, welfare and safety of the citizens of and visitors to the city.

Sec. 29.2-26. Code compliance; additional application requirements.

To ensure that the public health, welfare and safety are protected, applicants shall comply with all city plumbing and electrical code requirements; provide for public safety personnel and resources (police, fire and emergency medical), sanitation and sewage disposal facilities, and indemnification and insurance. If the event will be held during hours of darkness, the applicant shall comply with lighting standards prescribed in this city code for streets and public property.

Sec. 29.2-27. Indemnification agreement.

(a) At the time of application, the applicant shall enter into an indemnification agreement with the city under which the applicant assumes full responsibility and liability for and indemnifies, defends and holds the city harmless against:

- (1) All liability, claims for damages, and suits for or by reason of any injury to any person, including death, and damage to any property for every cause in any way connected with the holding of the large special event, including the preparation, set-up, holding and closeout; and
- (2) All expenses incurred by the city for public safety, sanitation and transportation personnel and resources required to preserve public order and protect public health, safety and welfare, together with any other expenses or costs that may be incurred by the city as a result of the large special event. The applicant shall indemnify the city against all charges, expenses and costs, including the city's

legal department services incurred on account of or by reason of any such injuries, damages, liability, claims, suits or losses and all damages growing out of the same.

Sec. 29.2-28. Insurance.

(a) The applicant shall deliver to the city manager, within fifteen (15) calendar days of the submission of a completed application or within two (2) calendar days of the event, whichever occurs first, proof of insurance in the amounts and types of coverage as determined by city manager regulation. All issuers of insurance shall be authorized to do business within the State of Arizona and carry an A.M. Best Company, Inc., FSR rating of at least B++. Minimum coverage shall include, but not be limited to: commercial general liability; automobile liability; and liquor and aircraft coverage as the type of event may necessitate. The city may also require special coverage that would protect against liabilities in case of the provision of activities involving child care. All such insurance shall be endorsed to provide for a waiver of underwriter's rights of subrogation in favor of the city. Prior to commencing any work on the event, certificates of insurance approved by the city's division of risk management demonstrating the maintenance of the required insurance shall be furnished to the city. The certificates shall provide that no material alteration or cancellation, including expiration and non-renewal, shall be effective until fifteen (15) business days after receipt of written notice by the city. If one or more cranes or similar heavy equipment pieces are used for any activity associated with the large special event, the proof of insurance will clearly demonstrate that the general liability coverage includes coverage for such equipment and has no limitation specific to use of the equipment. If fireworks displays or pyrotechnic displays are included in the large special event, the proof of insurance will clearly demonstrate that general liability coverage is provided to include coverage for such display(s) with no limitation specific to the display(s). Such evidence must be provided by the organization(s) responsible for such display(s). The failure by the applicant to provide or the failure of the city to demand an insurance certificate as required in this section shall not relieve the applicant's obligation to provide the required insurance.

(b) All coverages are to be provided on a "per occurrence" form. If coverage is only available on a "claims made" form, the insured shall agree to maintain extended reporting coverage for a minimum of two years past the expiration of the annual policy term.

(c) The coverage(s) required under this section shall survive and not be terminated, reduced or otherwise limited by any expiration or termination of particular policies for insurance coverages.

(d) All coverages shall be primary and non-contributory with respect to all other available sources. Where the city is named as an additional insured, it shall be by endorsement and not solely as a listed party on the certificate of insurance. The city shall be an additional

insured to the full limits of coverage purchased by the applicant even if those limits are in excess of the minimums required by this section.

(e) Federal, state and local government agencies may submit a statement of self-insurance or proof of eligibility for sovereign immunity allowed by the applicable state or federal statute. Such statement will be acceptable in place of insurance requirements defined herein.

Sec. 29.2-29. Surety bonds and payment for city resources.

(a) The applicant shall deliver to the city within fifteen (15) calendar days after the submission of a completed application or within two (2) calendar days of the event, whichever occurs first, surety by a cash bond, payment and performance bond, or a continuing letter of credit in an amount equal to the costs of providing public safety, sanitation and transportation personnel and resources at the event. The surety shall be released if no claims are made against it no later than fifteen (15) business days from the last date of the large special event. Such surety shall be conditioned upon the applicant faithfully observing, fulfilling and performing all obligations under the application, contract and provisions of this chapter, and shall be in a form approved by the city's legal department according to the standards set forth in this section. The purpose of such surety is to insulate the city from financial loss due to the large special event. Cash bonds shall be deposited into a non-interest bearing account designated for such deposits by the city.

(b) In addition to the requirements above, the applicant shall pay the city by cash, cashier's check, certified check, wire transfer or money order within fifteen (15) calendar days after the submission of a completed application or within two (2) calendar days prior to the event, whichever occurs first, fifty percent (50%) of the total costs for city resources as listed in paragraph (a) above. The balance due shall be paid to the city in the same manner by no later than thirty (30) calendar days following the conclusion of the event. If the applicant is unable to obtain surety as required above, then the applicant must pay in advance by cash, cashier's check, wire transfer, certified check or money order within ten (10) calendar days of submission of a completed application, the total costs for city resources as listed in paragraph (a) above.

(c) The city may seek recovery of the costs listed in paragraph (a) above for large special events conducted without a permit.

(d) If the event a large special event is cancelled due to a state of emergency declared by the Governor or the Mayor of the city, the city, at the applicant's request, shall refund to the applicant all deposits paid hereunder to the extent the costs have not already been incurred by the city, and shall release the net remaining surety posted as soon as practicable.

(e) Costs for city resources shall be determined by the city pursuant to city manager regulation.

Sec. 29.2-30. Restrictions; safety precautions.

(a) In addition to any city manager regulations relating to the use of public facilities, the following conditions shall apply to large special events:

- (1) No person shall possess:
 - a. Any beverage containing alcohol, unless the promoter of the large special event provides all necessary insurance required by this chapter, and meets all requirements of Glendale City Code, Chapter 4 (Alcoholic Beverages). If alcohol is to be served, that fact must be disclosed to the city manager at the time of filing an application for a permit, and all applicable requirements of Arizona Revised Statutes, Title 4 (Alcoholic Beverages) must be met.
 - b. Any container made of glass unless specifically authorized in writing by the city manager.

(2) The large special event promoter shall be responsible for the orderly and safe conduct of the event and for the avoidance of adverse public health and public safety conditions or incidents, and, upon failure to comply, shall be liable to the city for all damages resulting therefrom.

Sec. 29.2-31. Public safety.

For public safety, the following will be observed at all large special events:

(a) The Glendale Police Department shall be the primary provider of law enforcement and security at large special events. If the promoter of a large special event wishes to use private security providers for personal safety or property security at large special events, such entities must be approved by the city and serve as only supplemental support to the services provided by the Glendale Police Department.

(b) Fire protection services (including fire prevention, inspection, suppression and special operations) and emergency medical services, including transportation, for large special events shall be provided by the Glendale Fire Department.

Sec. 29.2-32. Sanitary facilities; solid waste; transportation.

(a) Sanitary facilities and solid waste collection services shall be provided by applicants, promoters or sponsors of large special events to supplement the available facilities.

(b) The applicant, promoter or sponsor shall be responsible for adequate solid waste collection areas and transportation of such for appropriate disposal.

Sec. 29.2-33. Restricted commercial activities.

The city manager may define a specified area surrounding a large special event within which commercial activity on a public facility shall be restricted in order to protect the health, safety and welfare of event attendees and to preclude deceptive business practices.

Sec. 29.2-34. Cost waivers authorized for First Amendment expression; alternative venues for events.

(a) The city manager upon the advice of the city attorney, is authorized to waive the application fee, surety, indemnification, insurance, or cost recovery for public safety, sanitation or transportation personnel and resources for large special events when the city manager determines that the event is exclusively or primarily for speech or other expressive activity that is not commercial in nature and which is protected by the First Amendment to the United States Constitution or Article II, Sections 5 and 6 of the Arizona Constitution.

(b) An applicant, promoter or sponsor seeking a waiver for the exercise of non-commercial free speech as provided in this section shall file an affidavit stating that it is made under oath and under penalty of perjury and that the large special event's purpose is exclusively or primarily for such First Amendment speech or expression purposes, and that they have determined that the financial considerations listed in section (a) above would be so financially burdensome that it would constitute an unreasonable restriction on the right of First Amendment expression, or that it has been or would be impossible due to the indigence of the applicants, promoters or sponsors to obtain the required coverage or guarantee or to stage the large special event.

(c) Upon a claim of indigence of an applicant, promoter or sponsor seeking a waiver for the exercise of non-commercial free speech, the applicants, promoters or sponsors shall complete as part of the affidavit, a listing on a monthly basis of information about income, assets, expenses and liabilities of the applicant or of any organization promoting or sponsoring the event on a form prescribed by the city manager. Such affidavit shall also include the name and address of at least two (2) State of Arizona licensed insurance agents, sureties, or other sources of insurance contacted to determine premium rates for coverage or guarantee. Notwithstanding any waiver authorized by this section, the applicant, promoter or sponsor of the large special event shall be required by agreement to defend, indemnify and hold harmless the city from any claim or liability occasioned by the large special event. Upon receipt of the affidavit, the city manager shall conduct an investigation as expeditiously as possible, but within no later than ten (10) calendar days, as to the income, assets, expenses, and liabilities listed to determine if any

discrepancies exist. If any discrepancies are found, the applicants, promoters or sponsors shall be so notified at the conclusion of the investigation and shall be given an additional five (5) calendar days to explain or correct any incorrect information discovered. If the discrepancies are due to inaccurate or incomplete information provided to the city manager in the affidavit, the request for a waiver of fees, costs and/or bond requirements due to indigence shall be denied, in which event all fees and costs required by this article shall be paid and posted, or a permit shall not be issued.

(d) Approvals of waivers shall be granted by the city manager, upon the advice of the city attorney, after completion of the financial investigation, unless a discrepancy has been discovered. A waiver may be denied if the city manager determines that: (1) inaccurate or incomplete information was provided; (2) there is no undue burden on First Amendment rights; or (3) there is no demonstrated indigence. The city manager shall provide the applicant with written reasons for any denial.

(e) For purposes of this section, an applicant, promoter or sponsor of an event involving the exercise of non-commercial free speech shall be considered indigent if the monthly expenses and liabilities disclosed by the affidavit exceed the monthly income and the equity available in any owned assets. For purposes of this section, compliance with the fees, costs and bond requirements of this chapter shall be deemed unduly burdensome and unreasonably restrictive of First Amendment rights of expression if such compliance would impose a severe hardship financially which could foreseeably cause indigence to occur within ninety (90) calendar days after compliance.

(f) In any case where an applicant, promoter, or sponsor fee, cost or bond waiver is granted for an event involving the exercise of non-commercial free speech, the costs and expenses waived shall be paid and absorbed by the city, and the large special event shall be allowed to proceed as requested if the other requirements of this chapter are timely met.

(g) With respect to events that are exclusively or primarily for protected non-commercial First Amendment expressive activity, a particular venue need not be made available if there are scheduling conflicts or if the city's unreimbursed costs to make the venue available will make the use of budgeted funds impractical in light of other budgetary requirements. In such situation, the city will seek to make available an alternate venue at which the expressive activity can be conducted.

Secs. 29.2-35 — 29.2-39. Reserved.

ARTICLE VI. EXEMPTIONS; APPEALS; WAIVERS

Sec. 29.2-40. Exemptions.

The following activities shall be exempt from the permit requirements of this chapter:

- (1) activities at any college, junior college, high school, middle school or elementary school stadium or gymnasium;
- (2) activities conducted by any person or organization pursuant to a license, lease or use agreement for use of public facilities entered into with the city;
- (3) any activity sponsored in whole or in part by the City of Glendale; or
- (4) any activity on private property unless the activity's impact on any adjacent public facilities would otherwise qualify as an event as defined by this chapter.

Sec. 29.2-41. Procedures for appeal.

(a) Review by city manager.

- (1) Any city action for which a right of appeal is available under this chapter may, within five (5) calendar days of the service of notice of such determination, file a written appeal for reconsideration by the city manager;
- (2) The city manager shall have ten (10) calendar days from the date on which the appeal was received in which to serve upon the appellant a notice that the decision has been affirmed, modified or reversed;
- (3) Such notice shall be deemed served upon the appellant when it is personally delivered or when it is sent by United States mail, with proper postage prepaid, return receipt requested, to the name and address set forth on the application for permit.

(b) Form of appeals. Any appeals filed pursuant to this chapter shall specifically state the grounds upon which it is asserted and why the determination should be modified or reversed. The appeal shall be accompanied by copies of the application for permit, the written notice of the determination of the city, and any other information material to the determination.

Secs. 29.2-42 — 29.2-44. Reserved.

ARTICLE VII. ENFORCEMENT

Sec. 29.2-45. Enforcement; Revocation or suspension of permit.

(a) The city may take any appropriate civil action to preclude an event that is conducted or which may be conducted without a permit.

(b) The city manager may suspend or revoke a permit issued under this chapter for violation of this chapter; for violating any federal, state or local laws during an event; or for making any material false representation in an application for a permit or for an exemption certificate. Upon suspension or revocation, the appeal provisions of this chapter shall apply commencing with the date the suspension or revocation notice is provided to the applicant.

Sec. 29.2-46. Penalties.

(a) It is unlawful and a class 1 misdemeanor to:

- (1) Conduct or stage an event without a permit.
- (2) Knowingly make a false statement in connection with an application.
- (3) Violate any provision of this chapter.

(b) Each day a violation of any provision of this chapter exists shall constitute a separate offense.

SECTION 3. Effective Date. The provisions of this ordinance shall become effective thirty (30) calendar days after passage of this ordinance by the Glendale City Council.

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 9th day of October, 2007.


MAYOR

ATTEST:


City Clerk (SEAL)

APPROVED AS TO FORM:


City Attorney

REVIEWED BY:


City Manager