

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Manager's Office

AGENDA DATE: March 19, 2013

CONTACT PERSON NAME AND PHONE NUMBER: Leila Melendez, City Manager's Office, 541-4859

DISTRICT(S) AFFECTED: All

SUBJECT:

An Ordinance providing or a waiver of certain fees for special event permits as required in Title 5, Title 9, Title 12, Title 13, and Title 15 of the El Paso City Code.

An Ordinance amending Title 5 (Business License and Permit Regulations), Chapter 5.03 (Charitable Solicitations), Chapter 5.15 (Vendors and Solicitors) of the El Paso City Code, to repeal Charitable Solicitation permits and to exempt certain vendors from the license requirement. The penalties are provided in Chapter 5.01.100 of the El Paso City Code.

An Ordinance Amending Title 9 (Health and Safety), Chapter 9.40 (Noise), Chapter 9.52 (Fire Prevention Code) of the El Paso City Code, to exempt special events permits from the Noise Ordinance. The penalties are provide in Chapter 9.40.140 of the El Paso City Code.

An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.56 (Parking Meters), of the El Paso City Code, to exempt parking meter fees for special event permits. The penalties are provided in Chapter 12.84.010 of the El Paso City Code.

An Ordinance Amending Title 13 (Streets, Sidewalks, and Public Spaces), Chapter 13.28 (Sound Amplifying Devices) and Chapter 13.32 (Temporary Events) of the El Paso City Code to exempt special event permits from the sound amplification permit and to amend the payment and cancellation policy for a special event permit. The penalties are provided in Chapter 13.32.090 of the El Paso City Code.

An Ordinance Amending Title 15 Title 15 (Public Services), Chapter 15.08 (Street Rentals) of the El Paso City Code, to delete certain additional costs and fees associated with special event permits. The penalty is provided in Chapter 15.08.070 of the El Paso City Code.

A Resolution amending Schedule C for the City of El Paso FY2013 Budget Resolution, to delete certain established fees related to the special privilege temporary use fees and for charitable solicitation as part of the streamlining of the special event process.

BACKGROUND / DISCUSSION:

During a Special City Council Meeting/Work Session held on October 18, 2012, the Council supported a proposal to reform the process for special events held in the public right-of-way, either downtown or elsewhere. Some changes to various codes are necessary in order to streamline and reduce the process time necessary to approve permits for these events.

PRIOR COUNCIL ACTION:

City Development Department
Two Civic Center Plaza – 5th Floor · El Paso, Texas 79901
Phone (915) 541-4622 · Fax (915) 541-4799

*Thompson
on 3/26*

Council supported during Special City Council Meeting/Work Session held on October 18, 2012, and directed staff to return to Council with necessary code amendments.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION

Not applicable

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: 
(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.40 (NOISE) OF THE EL PASO CITY CODE, TO EXEMPT CERTAIN SPECIAL PRIVILEGE LICENSE AND PERMITS FROM THE NOISE ORDINANCE THE PENALTIES ARE PROVIDED IN CHAPTER 9.40.140 OF THE EL PASO CITY CODE.

WHEREAS, Title 9 of the El Paso City Code was adopted to promote the health, safety, morals and general welfare of the community; and

WHEREAS, on October 18, 2012, at a Special City Council Meeting, Council directed staff to revise City Code provisions in order to streamline the application process for use of City's rights of way.

WHEREAS, the City Council has determined that the Special Privilege License and Permit process is necessary to promote the health, safety, morals and general welfare of the community and to serve the aesthetic and safety needs of the community,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

SECTION 1. That Title 9 Health and Safety, Chapter 9.40 Noise, Section 9.40.120 Exemptions, Subsection B of the El Paso City Code be amended as follows:

The following activities are exempt from the provisions of this chapter:

- B. Outdoor events and temporary street closures conducted pursuant to a special privilege license and permit issued by the designated city official, provided that the event its compliant with permit requirements and restrictions, and section 9.40.070 of this chapter;

PASSED AND APPROVED this _____ day of _____, 2013.

THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Karla M. Nieman
Assistant City Attorney

APPROVED AS TO CONTENT:

Matthew S. McElroy, Director
City Development Department

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.40 (NOISE), ~~CHAPTER 9.52 (FIRE PREVENTION CODE)~~ OF THE EL PASO CITY CODE, TO EXEMPT CERTAIN SPECIAL PRIVILEGE LICENSE AND PERMITS EVENTS PERMITS FROM THE NOISE ORDINANCE THE PENALTIES ARE PROVIDED IN CHAPTER 9.40.140 OF THE EL PASO CITY CODE.

WHEREAS, Title 9 of the El Paso City Code was adopted to promote the health, safety, morals and general welfare of the community; and

WHEREAS, on October 18, 2012, at a Special City Council Meeting, Council directed staff to revise City Code provisions in order to streamline the Special Event application process for use of City’s rights of way.

WHEREAS, the City Council has determined that the Special Privilege License and Permit Event process is necessary to promote the health, safety, morals and general welfare of the community and to serve the aesthetic and safety needs of the community,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

SECTION 1. That Title 9 Health and Safety, Chapter 9.40 Noise, Section 9.40.120 Exemptions, Subsection B of the El Paso City Code be amended as follows:

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