

**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:**

*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

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\*\*\*\*\*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 15 (PUBLIC SERVICES), CHAPTER 15.08 (STREET RENTALS) OF THE EL PASO CITY CODE, TO DELETE CERTAIN ADDITIONAL COSTS AND FEES ASSOCIATED WITH CERTAIN SPECIAL PRIVILEGE LICENSE AND PERMITS. THE PENALTY IS PROVIDED IN CHAPTER 15.08.070 OF THE EL PASO CITY CODE.**

**WHEREAS**, Title 15 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 15, Public Services, Chapter 15.08 Street Rentals, Section 15.08.120 Special Privilege Licenses and Permit, Subsection 15.08.120.O Temporary Street Closures, Paragraph 6. Additional Costs and Fees of the El Paso City Code be amended to read as follows:

- a. The applicant shall be responsible for hiring and paying the fees for the cost of police, or other certified peace officers, private security officers, and/or fire marshal fire guards as determined by the El Paso Police Department and the fire marshall for security purposes.
- b. Police vehicles and equipment to appropriately control traffic and to police roadway closures during the entirety of each event to include the staging and disbanding of the event.
- c. Applicants desiring to reserve and utilize metered parking spaces adjacent to any area identified in any special privilege license or permit shall pay the established per day fee for the term of the special privilege license or permit for use of any metered parking spaces they wish to reserve. Applicants shall not be required to pay the established per day fee for any metered parking spaces located within the special privilege license or permit area.
- d. Additional fees shall be as authorized by city council resolution.

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**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,

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**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

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