CITY OF KEY WEST APPLICATION FOR A SPECIAL EVENT PERMIT

Name of Applicant(s) WeCycle / Evan Haskell —
Address of Applicant(s) 5160 US Highway 1, Key West FL 33040
Phone Number of Applicani(s) Fax: Evan@weyclcekw.com
Name of Non-Profit (s) Key West Art & Historical Society —
Address of Non-Profit(s) 281 Front St, Key West FL 33040 —
Phone Number of Non-Profit(s) 305-295-6616 —
Amount or Percentage of Revenue Non-Profit(s) anticipates receiving 25%
Date/Dates of Event Sunday, Oct 23, 2016 —
Ride departs at 6pm, Hours of Operation street closure 7pm Midnight
Estimated/anticipated number of persons per day
Location of Event Bicycle ride from East Martello to Duval St
Street Closed 100, 200, 300 Blocks of Duval St
Detailed description of event See Attached —
Noise exemption required: YesNo_X —
Alcoholic beverages sold/served at event: YesNoX
The applicant does acknowledge and hereby affirms that any and all information is accurate to the best of his/her knowledge. The applicant(s)/permittee agrees to assume full responsibility and liability for and indemnify and hold the City of Key West harmless from and against all liability, claims for damages, and suits for or by reason of any injury to any person or damages to any property of the parties hereto or of the third persons for any and all cause or causes whatsoever or in any way connected with the holding of said event or any act or omission or thing in any manner related to said event and its operation irrespective of negligence, actual or claimed, upon the part of the city their agents or employees.
8/25/16 —
Applicants Signature Date
Financial Statement of the event of the previous year must be submitted with application

ORDINANCE NO. 02-29

AN ORDINANCE OF THE CITY OF KEY WEST, FLORIDA, AMENDING CHAPTER 6 OF THE CODE OF ORDINANCES ENTITLED "AMUSEMENTS AND ENTERTAINMENT" BY AMENDING ARTICLE PERTAINING TO SPECIAL EVENTS; AMENDING SECTION 6-26 TO REQUIRE A DOWN PAYMENT ON THE COST OF CITY SERVICES, TO ALLOW FOR INTEREST ON LATE PAYMENTS, AND INCREASE THE COST WAIVER TO \$1,000.00; ADDING SECTION 6-27 TO RESTRICT PLACEMENT OF FOOD, BEVERAGE AND MERCHANDISE BOOTHS: AMENDING SECTION 6-56 TO REQUIRE THE APPLICATION TO LIST AN EMERGENCY CONTACT PERSON; AMENDING SECTION 6-57 ESTABLISH A MINIMUM NON-PROFIT SHARE FOR SPECIAL EVENTS IN WHICH A STREET IS CLOSED; AMENDING SECTION 6-58 TO PROVIDE THAT MAJOR FESTIVAL SPONSORS APPLICATION SIX MONTHS IN ADVANCE AND APPROVE CERTAIN SALES OF ALCOHOLIC BEVERAGES: ADDING SECTION 6-61 PERTAINING HANDICAP-ACCESSIBLE FACILITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF INCONSISTENT PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Commission finds that a revision to the regulations governing special events and street closures would promote the health, safety and welfare of the citizens of Key West.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF KEY WEST, FLORIDA:

Section 1: That section 6-26 of the Code of Ordinances is hereby amended as follows*:

Sec. 6-26. Payment for city services.

- (a) The organizer or sponsor of any festival, street fair, fair, carnival, athletic event, contest, competition, parade, fundraiser, rally, boat or car race or other special event which requires city authorization, whether by administrative permit or city commission approval, and which requires the provision of additional or extraordinary support services by police, fire, administrative, or other city departments in order to maintain order or safety or to escort participants shall pay to the city the cost of such services. A down payment of ten percent (10%) of the costs, as estimated by the city manager, shall be made to the city either by certified check or credit card at least ten (10) days prior to the event.
- (b) The city manager shall establish a cost schedule for additional or extraordinary support services for the events referred to in subsection (a) of this section, which schedule shall be subject to approval of the city commission. The city manager is authorized to provide reasonable terms for time and manner of payment. If the event sponsor fails to pay the full costs at the time determined by the city manager or, if no such deadline is

^{*(}Coding: Added language is <u>underlined</u>; deleted language is struck through.)

established, then within thirty (30) days after the event the city may impose an interest charge on the amount due at the rate of one and one half percent (1-1/2%) per month.

- (c) The city commission may grant special exceptions to this section for cause shown upon the public record.
- (d) The first \$500.00 \$1,000.00 of costs as specified in subsection (a) of this section may be waived for any organizer or sponsor which has qualified as a tax-exempt nonprofit organization according to state or federal law. Acceptance of this waiver by such sponsor shall render the event a public accommodation subject to the human rights provision of the section 38-225.
- (e) Any nonprofit organization accepting the waiver provided for by subsection (d) of this section shall, within 90 days following the special event, submit to the city commission an accounting of expenses and revenues incurred and generated during the event.

Section 2. That section 6-27 is hereby added to the Code of Ordinances as follows:

Sec. 6-27. Food, beverage and merchandise booths.

No booth or stall set up for a special event and serving any amount or type of food and/or beverage, or selling merchandise, shall be placed directly in front of, or within five(5) feet of the property line of, a restaurant or a bar or a retail store (selling

primarily the same or similar merchandise), unless the owner of the restaurant, the bar or the store consents. This section shall not apply to major festivals as defined in section 6-58.

Section 3. That section 6-56 of the Code of Ordinances is hereby amended as follows:

Sec. 6-56. Application.

- (a) Except as provided in section 6-58, Aat least 60 days prior to a proposed special event that will result in the closing of a public street, the sponsor shall submit an application to the city manager. An application may be made either by a tax-exempt nonprofit organization (nonprofit) or jointly by a nonprofit and a private person or business entity.
- (b) If the city manager approves the application, he shall then schedule it for consideration by the city commission. However, if the special event proposes to close only one block, is intended to end prior to 9:00 p.m. on any day of the year, and does not seek either a fee cost waiver or a noise exemption, the city manager may give final approval to the application.
- (c) Each application shall include the name of a sponsor's contact person and that person's 24-hour telephone number(s), in case of emergency.
- Section 4. That section 6-57 of the Code of Ordinances is hereby amended as follows:

Sec. 6-57. Donation of percentage of revenue to nonprofit organization.

A percentage of the revenues of a special event that causes the closing of a city street must be denated to the nonprofit organization and, at the sponsor's option, to additional charities. On the application form issued by the city manager, the nonprofit must state the amount or percentage of revenues it anticipates to receive from the special event. When a sponsor proposes a special event that will cause the closing of a city street or other public right-of-way, the sponsor must donate at least twenty-five percent (25%) of the sponsor's gross revenues or \$1,000.00, whichever is greater, to at least one nonprofit organization. The sponsor must designate the nonprofit organization (s) on the application for the event. Each named nonprofit organization must provide the city manager with a letter of assent.

Section 5. That section 6-58 of the Code of Ordinances is hereby amended as follows:

Sec. 6-58. Major festival.

(a) A major festival is a special event of regional impact. Major festivals are: FancyFantasy Fest, Hemingway Days, Goombay Festival, Conch Republic Celebration, the Poker Run, the Valentine's Day event for Wesley House, the Red Ribbon event at Mango's Mangoes, and such other special events as may be added or subtracted by resolution of the city commission. Private persons

or business entities who sponsor major festivals are not required to provide funds to a non-profit organization per section 6-57. An application for a major festival must be received in the city manager's office at least six (6) months in advance of the scheduled event. have a non-profit coapplicant or to provide a percentage of revenues to a charitable cause.

(b) A business that seeks to sell alcoholic beverages at a major festival pursuant to an APS state license, and which is not a bar or restaurant or other concern that sells alcoholic beverages in the ordinary course of its business, must obtain the written approval of the major festival sponsor and provide such approval to the city of Key West.

Section 6. That section 6-61 is hereby added to the Code of Ordinances as follows:

Sec. 6-61. Temporary bathroom facilities.

Whenever the sponsor of a special event provides temporary bathroom facilities on the public right-of-way, at least five percent (5%) of those facilities or one of those facilities, whichever is the greater number, shall be accessible to persons with physical disability.

Section 7. If any section, provision, clause, phrase, or application of this Ordinance is held invalid or unconstitutional for any reason by any court of competent jurisdiction, the remaining provisions of this Ordinance shall be deemed severable

therefrom and shall be construed as reasonable and necessary to achieve the lawful purposes of this Ordinance.

Section 8. All Ordinances or parts of Ordinances of said City in conflict with the provisions of this Ordinance are hereby superseded to the extent of such conflict.

Section 9. This Ordinance shall go into effect on January 1, 2003.

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City Attorney's Office



Phone: (305) 292-8110 Fax: (305) 292-8227

MEMORANDUM

TO:

Mayor & Members of the City Commission

FROM:

Robert Tischenkel RT

City Attorney

DATE:

October 17, 2002

RE:

Special Events Ordinance

Second Reading

The following are the changes made to the Special Events Ordinance for second reading:

- Section 6-26. The requirement of certified check or credit card applies only to the down payment.
- Section 6-27. The requirement of payment for parking meters has been removed altogether. In its place is a new section concerning food and beverage booths, and a prohibition against their placement in front of or near restaurants and bars.
- Section 6-56. The contact person's telephone number is now required.
- Section 6-57. Each nonprofit organization named by a sponsor in the application must provide a letter of assent to the City Manager.
- The effective date of the ordinance is January 1, 2003.

Zombie Bike Ride: Special Event Permit Description

The 7th annual Zombie Bike Ride will take place on October 23, 2016.

The event will stage at the East Martello Tower. The staging has been approved by The Key West Art and Historical Society. We are coordinating with the director of the airport, the county administrator, the Sheriff's department and the Key West Police Department. All relevant permits from the county and state are in progress

At 6pm, the ride will leave the staging area and proceed westbound on S. Roosevelt Blvd.

A permit is in process from FDOT for the use of S. Roosevelt Blvd.

The ride will continue on Atlantic Blvd towards Duval St, with traffic control being coordinated by The Key West Police Dept. The ride will be handled as a rolling roadblock, with lower Duval as the destination.

We are requesting the closure of the 100, 200, and 300 blocks of Duval from 7pm - 10pm.

We are working with Public Works to contract barricades as needed along the parade route and for the Duval St. closure.

RULES AND REGULATIONS FOR USE OF CITY OF KEY WEST PROPERTY FOR SPECIAL EVENTS

- 1. All Applicant(s) must fill out a City of Key West (City) application form provided to you by the Office of the City Manager.
- 2. Application(s) for special event(s) must be in the Office of the City Manager 60 days prior to the event.
- 3. Application(s) must provide comprehensive liability insurance insuring itself and the City against all claims of damages or injury to persons or property arising for any reason as a result of the activities associated with the special event permitted by the City. The insurance policy shall be written by a solvent insurance company in good standing and shall provide a minimum of \$1 million general liability. The policy shall show the City of Key West as an additional named insured.

 Sponsor's Signature
- 4. The applicant shall indemnify and hold the City harmless from all losses, claims, damages, liabilities, and expenses which may be incurred by the City or which may be claimed against the City by any person, firm to the person or property of any person, firm, corporation, or entity which are consequent or arise from the activities of the permit holder or its equipment, employees, agents, guests, licensees, or invitees for the permit holder activities or which damages/injuries are consequent or arise from permit holders failure to comply with all applicable laws, statutes, ordinances and regulations.

 Sponsor's Signature
- Applicant(s) who are businesses or private persons who wish to close a City street must make an application jointly with a non-profit entity. When a sponsor proposes a special event that will cause the closing of a city street or other public right-of-way, the sponsor must donate at least 25% of the sponsor's gross revenues or \$1000.00, whichever is greater, to at least one nonprofit organization. The sponsor must designate the nonprofit organization(s) on the application for the event. Each named nonprofit organization must provide the city manger with a letter of assent. Applicant(s) must also hire an off-duty police officer(s) for crowd control and safety as determined by the Key West Police Department or the City Manager's Office. Applicant(s) must have neighboring businesses sign a petition of no objection to the street closure.

 Sponsor's Signature
- 6. Within 30 days of the events completion the City Commission will receive a letter from the not for profit organization stating the amount of the monetary donation received from the event.

 Sponsor's Signature
- 7. Applicant(s) wishing to sell/consume alcoholic beverages on City property must have approval by the City Commission via Resolution and must hire an off-duty police officer(s) for crowd control and safety as determined by the Key West Police Department or City Manager's Office. Applicant must provide liquor liability insurance.

 Sponsor's Signature

8.	Applicant(s) wishing to have an exemption from the noise control ordinance must fill out an application thirty days before the event. Processing fee for the application is \$50.00. Sponsor's Signature
9.	All applications are subject to approval at the discretion of the City Manager and/or City Commission. Sponsor's Signature
10.	Notice of the city commission's proposed action on an application for a special event permit shall be mailed prior to the meeting at which the matter is to be considered to all property owners and occupants of property located within a 100-foot radius of the proposed special event. Notice of such proposed action also shall be published in a newspaper of general circulation in the city at least five days prior to the date of the city commission decision. The notice shall identify a contact person and phone number for complaints. The applicant shall pay for the newspaper advertisement. Sponsor's Signature
11.	The organizer or sponsor of any special event, which requires the provision of additional or extraordinary support services by police, fire, administration, or other city departments shall pay to the city the cost of such services. A down payment of 10 percent of the costs, as estimated by the city manager, shall be made to the city either by certified check or credit card at least ten days prior to the special event. Sponsor's Signature
12.	The first \$1000.00 of costs as specified in subsection (a) of the ordinance may be waived for any organizer or sponsor, which qualified as a tax-exempt nonprofit organization according to state or federal law. Acceptance of this waiver by such sponsor shall render the special event a public accommodation subject to the human rights provision of the section 38-225. Sponsor's Signature
13.	Any nonprofit organization accepting the waiver provided for by subsection (d) of the ordinance shall, within 90 days following the special event, submitted to the city commission an accounting of expenses and revenues incurred and generated during the special event. Sponsor's Signature
14.	Whenever the sponsor of a special event provides temporary bathroom facilities on the public right-of-way, at least five percent of those facilities or one of those facilities, whichever is the greater number, shall be accessible to persons with physical disability. Sponsor's Signature

15. Where a person has not applied for a special event permit and an event at it's location spills into a street, causing the police department to close all or a portion of the street, the person sponsoring the event shall pay all such extraordinary service costs incurred by the city. On each anniversary of this occurrence, if the person can reasonably anticipate an overflow of people into the street, a special event permit must be applied for consistent with this division. A violation of this section may be grounds for revocation of an occupation license.

Sponsor's Signature

- 16. Special events may use fog, smoke and bubble machines or any device that emits a mist or spray contingent on Key West Fire Department approval. Approval must be obtained a minimum of 48 hours prior to the event. The use of confetti or confetti machines is strictly forbidden.

 Sponsor's Signature
- 17. Special Events organizers must submit a adequate recycle plan for the size of the event being requested. Helpful hints and recycling requirements for special events can be found on the city's website. This will help you develop your plan.

 Sponsor's Signature
- 18. All special events are required to comply with the Federal Americans with Disability's Act which requires access to all areas and services provided by the special events. Organizers must insure that all aspects of their event meet the requirements.

 Sponsor's Signature

Complete Checklist for Event Recycling City of Key West

0	Identify contact person at the festival responsible for working with recycling. Name of person: Phone number:
0	Name of person:Phone number:
0	Define the amount of recycling containers needed for the festival grounds (based on commodities used at the event and where they will be used and discarded. When recyclables are used throughout event, 1 recycling container for every 1 trash barrels will be used). Amount of recycling and garbage containers needed:
0	Arrange for recycling containers for the grounds and a large container (roll-off or festival box) and coordinate delivery and removal arrangements. Recycling containers may be ordered from Waste Management. 305 296-2825. Arrangements made:
0	Capacity of containers on grounds: Contact person for containers: Phone #:
	Contact person for containers: Phone #:
0	Order signs to inform customers of recycling. Signs are needed for point-of-purchase locations and recycling containers. n/a no vendors—
0	Acquire liner bags for the recycling containers to be placed on the grounds. Ensure that the capacity of the bags is equal to or greater than that of the recycling containers on the grounds.
0	Arrange for emptying of recycling containers during the event – from the containers on the grounds to the large container. Arrangements made:
0	Arrange for pick-up of the recyclables. The agency providing containers will often take the materials for recycling. In other cases, arrange for the materials to be taken to a recycling facility. Arrangements made:
0	Meet with vendors and tell them to ask customers to recycle the appropriate materials. Make sure vendors know what will be recycled. Inform them that signs will be posted in their areas.
0	Oversee the delivery of containers and placement of signs.
0	Place recycling containers next to trash cans on the grounds and insert liner bags. All recycling

0	Monitor recycling containers for correct usage during the event and take actions to solve problems. Problems: Possibility of improper bin use	
	Actions taken: Event staff will monitor bins & correct	use
0	View trash barrels and note any recyclables in the trash. Take actions to solve problems. Problems: Possibility of improper bin use	
	Actions taken: Event staff will monitor bins & correct	use
0	Take photos of event recycling, record data on volumes of recyclables and trash, and ask vendors and event organizers for comments about the program Comments: No vendors at event, event staff will	
	photograph recycling and record data	
0	Ensure that recyclables are removed and taken to the large container when bins are full and that liner bags are replaced.	
0	At the end of the event, remove signs and arrange for their return to owners.	
0	Place recycling containers in the pick-up location, as arranged with the providers of the containers.	
0	Ask the recycling facility to appraise the amount of material collected for recycling by weight,	
	volume, or counts and report on contamination levels. Amount of material: TBD ——	
	Contamination:	
0	Prepare a report on the program including strategies used, amount of material diverted, comments and suggestions from participants and future recommendations.	
0	Share the results with event organizers.	
0	Security deposit of \$1000.00 must be submitted prior to the event.	
0	Security deposit returned:	

containers must be adjacent to trash barrels in order to reduce contamination problems.

For more information about event recycling and waste reduction, contact Waste Management at 305 296-2825



THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3888

Pursuant to my request to conduct a special event requiring authorization by the City Commission, I agree that throughout the event I will keep the premises clear of accumulated recyclables, trash and debris. This includes emptying trash and recycle cans on a regular basis for the duration of the event.

RECYCLING PLAN

Zombie Bike Ride: Recycling Plan October 23, 2016 7-11:59pm

Zombie Ride recycling contact:

Evan Haskell, 305-393-5797

No vendors are associated with this event. Any trash or recycling generated during this event will have originated from the adjacent bars and restaurants, or have been brought in by event participants.

Zombie Ride organizers are in active communications with Public Works in order to ensure the appropriate amount of recycling bins are rented for the proposed event on October 25, 2015. Public Works and the event organizers are still confirming the exact size and number of bins required to accommodate this event. The event organizers are aware of the costs associated with bin rental and the requirement to use bin liners.

- Communications efforts will be made in advance of the event through web and social media to encourage event participants to use recycle bins on Duval Street.
- Because there are no vendors at this event, it can be assumed that the majority of the potential recyclable material will be glass bottles, plastic bottles, aluminum cans and possibly plastic cups.
- Since there are no event vendors, signage at point of sale is not applicable.
- During the event, roving event staff will monitor the bins to ensure that
 people are properly disposing of recycling. Should improper disposal be
 occurring, event staff will be stationed at recycling bins to observe and if
 necessary correct disposal behavior.
- Should the recycling bins become full during the event, event staff will rotate in new empty bins.



KEY WEST FIRE DEPARTMENT FIRE MARSHAL'S OFFICE

Please Check All That Apply To This Event

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☐ Deep Frying/Open Flame / N	O FOOG
Charcoal Grill	Vendors
☐ Gas Grill /	VC:::4015
☐ Food Warming Only /	
☐ Catered Food	
☐ Plan for Cooking Oil/Disposal	
□ No Cooking on Site	_
Electrical Power /	
☐ Generator /	
☐ 110 AC with/Extension Cords	
DC Power/	
Road Closure	
☐ Map of Closed Road with Fire Lane & Vendor Booth(s) Locations
Tents (More Than 200 SqFt.)	
☐ Flame Resistance Certificate	
☐ Size, Type, Location of Tent(s)	
Food Booths	
Food Booths - Total #	
✓ Vendor Booths – Total #	
/ Total Number of Booths	
/	
<u>Parade</u>	
☐ Floats — Total #	

Financial for Zombie Bike Ride 2015

Revenues derived from the closure of the 100, 200 and 300 blocks of Duval St.

Vendor Booths	\$0.00
Food Booths	\$0.00
Beverage/ Alcohol	\$0.00
Business Sponsorships	\$5000.00
TOTAL	\$5000.00

Event Name:	Zombie	Bike	Ride	
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Special Event Checklist
Everything must be checked off before
submitting the special event application

X	TITLE	COMMENTS
X	Special Event Application	
1		
λ	Noise Exemption (If applicable)	N/A
χ	\$50.00 for Noise	N/A
X	Ordinance initialed	
X	Recycling checklist completed	
X	Recycling deposit \$1,000.00	
X	Recycling Plan	
X	Authorization Letter for continuous cleaning of recycled area	
χ	Signatures of No Objection of Street closure - (If applicable)	Do I need this every year?
	Insurance naming the City as additional insured	Forthcoming, in progress
X	Financial of previous event (If applicable)	
X	Release & Idemnification Form	
•	Site Map (where barricades, stages, etc are to go)	
	Letter from non profit that states they will be receiving the funds	Requested, forthcoming

ST MISTIFICANT

CITY OF KEY WEST SPECIAL EVENTS DEPARTMENT APPROVALS

EVENT: We Cycle Zombie Ride			
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CITY OF KEY WEST SPECIAL EVENTS DEPARTMENT APPROVALS

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CITY OF KEY WEST SPECIAL EVENTS DEPARTMENT

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Maria Ratcliff

From:

Doug Bradshaw

Sent:

Friday, August 26, 2016 10:25 AM

To:

Maria Ratcliff

Subject:

RE: We Cycle Zombie Ride 2016

No issues

Doug Bradshaw Director Port and Marine Services City of Key West 201 William Street Key West, FL 33040 305-809-3792

From: Maria Ratcliff

Sent: Thursday, August 25, 2016 3:24 PM

To: Richard Sarver <rsarver@cityofkeywest-fl.gov>; Steve Torrence <storrence@cityofkeywest-fl.gov>; Joseph Stockton <jstockton@cityofkeywest-fl.gov>; Norman Whitaker <nwhitaker@cityofkeywest-fl.gov>; Rogelio Hernandez <rhernandez@cityofkeywest-fl.gov>; Doug Bradshaw <dbradshaw@cityofkeywest-fl.gov>; Jim J. Young <jiyoung@cityofkeywest-fl.gov>

Subject: We Cycle Zombie Ride 2016

Same route as last year.

Maria Ratcliff
Executive Administrator to the City Manager & Special Events Coordinator
City of Key West
3132 Flagler Avenue
Key West, Florida 33040
Phone: 305 809-3881
Fax: 305 809-3886



CITY OF KEY WEST SPECIAL EVENTS DEPARTMENT APPROVALS

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CITY OF KEY WEST SPECIAL EVENTS DEPARTMENT

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SPECIAL EVENT PERMIT HAS BEEN ____APPROVED ____DENIED