Ordinance No.1659
AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF ANKENY, IOWA BY ADDING NEW CHAPTER 11, SPECIAL EVENTS.

WHEREAS, the City Council of the City of Ankeny, Iowa, deems it in the best interest of the City to add a new chapter concerning special events.

NOW, THEREFORE, Be it ordained by the City Council of the City of Ankeny, Iowa, as follows:

Section 1. The following new Chapter 11, Special Events, is hereby added as follows:

Chapter 11
Special Events

11.01 Permit Required. A Special Event permit is required for all the following events:

1. Events on public or private property with 200 or more persons at any one time that have one or more of the following:

A. Partial or full closure of a public street;

B. Blocking or restricting access to private property of others or blocking or restricting access to a public property;

C. Use of pyrotechnics or special effects;

D. Use of open flame or other potentially dangerous displays;

E. Sale or distribution of merchandise, food or beverages including alcoholic beverages;

F. Erection of a tent or canopy requiring a permit;

G. Installation of a stage, band shell, truck, trailer, van, portable building, booth, grandstand or bleachers;

H. Placement of portable toilets;

I. Placement of temporary signs or banners.

J. Amplified sound.

Special Event Permit may be waived by resolution of the City Council under circumstances deemed to be in the best interest of the City.

11.02 Exemptions. The following events are exempt from obtaining a Special Events Permit:

1. An event conducted entirely on the property of a church, educational institution, college or university campus;
2. An event conducted entirely on City owned property subject to a contract, lease or agreement;
3. An event conducted entirely on property containing an occupied private residence;
4. Annual community designated celebrations as designated by resolution of the City Council;
5. Sports facilities located on City property;

11.03 Application. A completed application on forms furnished by the City of Ankeny shall be filed with the City Clerk at least 30 days prior to the event requiring the Special Event permit, except for a Special Event permit when a liquor license is required, then the time period shall be 45 days.

11.04 Other Permits and Licenses Required. All sponsors, applicants and vendors shall obtain and maintain all necessary permits and licenses required for the event, as required elsewhere in this Municipal Code or by law.

11.05 Authority of City Manager. The City Manager or City Manager designee has the authority to accept or reject events and to terminate or suspend an event which is in violation of this ordinance and/or the rules and regulations for Special Events as adopted from time to time by resolution of the City Council. In addition, the City Manager or City Manager's designee has the right to deny or delay a Special Event permit if sufficient time has not been allowed for the approval process. The City shall have the authority to revoke a special event permit by reason of disaster, public riot or other public safety emergency, or violations to local, state and federal requirements.

11.06 Penalty. A violation of this ordinance is a municipal infraction subject to the provisions of Chapter 4 of the Municipal Code.

Section 2. Section 196.02(I) is hereby amended by adding the following subsection (5):

(5) Notwithstanding anything contained elsewhere in this Code, a special permit does not need to be obtained from the Board of Adjustment for a one-time event that is otherwise required to obtain a special permit in accordance with Chapter 11 of the Municipal Code.

Section 3. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 4. This ordinance shall be effective upon its passage, approval and publication as provided by law.

PASSED and approved this **2nd** day of **August**, 2010.

STEVEN D. VAN OORT, Mayor

ATTEST:

PAMELA DeMOUTH, City Clerk

PUBLISHED IN THE
DES MOINES REGISTER
ON THE 6th DAY OF AUGUST, 2010

1st Con 7/6/10
2nd Con 7/19/10
3rd Con 8/2/10