

RILEY TOWNSHIP ORDINANCE NO. 28

OUTDOOR ASSEMBLIES ORDINANCE

AN ORDINANCE TO LICENSE AND REGULATE LARGE OUTDOOR ASSEMBLIES OF PERSONS TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE AND TO ENSURE THE PROVISION OF ADEQUATE HEALTH, SANITATION, FIRE, POLICE, TRANSPORTATION, UTILITY AND OTHER PUBLIC SERVICES; TO PROVIDE PENALTIES FOR VIOLATIONS THEREOF; AND TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT THEREWITH.

The Township of Riley Ordains:

Section 1. Definitions

- A. "Outdoor Assembly" means any event, attended by more than 250 attendees, all or any part of which includes a theatrical exhibition, public show, display, entertainment, musical festival or other exhibition. It shall not include any event held entirely within the confines of a permanently enclosed and covered structure, or an event which is conducted or sponsored by a governmental unit or agency.
- B. "Person" means any natural person, partnership, corporation, association or organization.
- C. "Sponsor" means any person organizes, promotes, conducts, or causes to be conducted an outdoor assembly.
- D. "Attendee" means any person who obtains admission to an outdoor assembly.
- E. "Licensee" means any person to whom a license is issued pursuant to this ordinance.

Section 2 No person shall sponsor, operate, maintain, conduct or promote an outdoor assembly in Riley Township unless the same shall first have obtained a license for such assembly.

Section 3

Application for a license to conduct an outdoor assembly must be made in writing on such forms and in such manner as prescribed by the clerk of the Township and shall be made at least 15 days prior to date of the proposed assembly. Each application shall be accompanied by a nonrefundable fee of \$100.00 and shall include the following:

- A. The name, age, residence and mailing address of the person making the application. (Where the person making the application is a partnership, corporation or association, this

information shall be provided for all partners, officers and directors).

B. A statement of the kind, character, and type of assembly.

C. The address, legal description and proof of ownership or lease of the site at which the proposed assembly is to be conducted.

D. The date or dates and hours during which the proposed assembly is to be conducted.

E. An estimate of the maximum number of attendees expected at the assembly for each day it is conducted and a detailed explanation of the evidence of admission which will be used and of the sequential numbering or other method which will be used for accounting purposes.

Section 4. Each application shall be accompanied by a detailed explanation, including drawings and diagrams where applicable, of the prospective licensee's plans to provide for the following:

A. Police and fire protection.

B. Food and water supply and facilities.

C. Health and sanitation facilities.

D. Medical facilities and services including emergency vehicles and equipment.

E. Vehicle access and parking facilities.

F. Camping and trailer facilities.

G. Illumination facilities.

H. Communications facilities.

I. Noise control and abatement.

J. Facilities for clean up and waste disposal.

K. Insurance and bonding arrangement. In addition, the application shall be accompanied by a map of the overall site of the proposed assembly.

Section 5

On receipt by the Clerk, copies of the application shall be forwarded to the chief law enforcement, fire and health officers in the Township.

Section 6

A license may be denied if the applicant fails to comply with any requirements of this ordinance, with any conditions imposed pursuant hereto, or with any other applicable provision of state or local law.

Section 7

A license shall specify the name and address of the licensee, the nature and location of the assembly, the maximum number of attendees permissible, the duration of the license and any other conditions imposed pursuant to this ordinance.

Section 8

The following minimum requirements shall be met:

A. Security Personnel. the licensee shall employ, at his own expense, such security personnel as are necessary and sufficient to provide for the adequate security and protection of the maximum number of attendees at the assembly and for the preservation of order and protection of persons in and around the site of the assembly.

B. Restroom Facilities. The licensee shall provide lavatory and drinking water facilities constructed, installed, and maintained in accordance with applicable state and local law. All lavatories shall be provided with hot and cold water and soap and paper towels. The number and type of facilities required shall be determined, on the basis of the number of attendees, in the following manner:

-Facilities	Male	Female -
Toilets	1:300	1:200
Urinals	1:100	
Lavatories	1:200	1:200
Drinking Fountains	1:500	

C. Food Service. If food service is made available on the premises, it shall be delivered only through concessions licensed and operated in accordance with the provisions of Act 259 of Public Acts of 1968, and the rules and regulations

Section 11. Severability. if any portion of this Ordinance shall be found to be invalid by a court, such invalidity shall not affect the remaining portions of this ordinance which can be given effect without the invalid portion.

Section 12. Repeal of Conflicting Ordinances. All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance are hereby repealed.

Section 13. Effective Date. This ordinance shall become effective 30 days after the date of publication.

Gerald Hannon,
Township Supervisor

George Gravilla
Township Clerk

Ayes: five
Nyes: none
Abstain: none

I hereby certify that the above is a true and correct copy of the ordinance passed by the Riley Township Board on the 2nd day of July, 1979 and published in the Richmond Review on the 11th day of July, 1979.

George Gravilla
Township Clerk

removing debris, trash, or other waste resultant from the assembly.

L. Fire Protection. The licensee shall, at his own expense, take adequate steps as determined by the fire chief of the fire department servicing the area where the proposed outdoor assembly is to be held to insure fire protection.

M. Sound Producing Equipment, including but not limited to, public address systems, radios, phonographs, musical instruments and other recording devices, shall not be operated on the premises of the assembly so as to be unreasonable loud or raucous, or so as to be a nuisance or disturbance to the peace and tranquility of the citizens of the Township.

N. Any program at an outdoor assembly shall terminate no later than 11:00 P.M.

O. Miscellaneous, prior to the issuance of a license, the Township Board may impose any other conditions reasonably calculated to protect the health, safety, welfare and property of attendants or of citizens of the Township.

Section 9. Revocation. The Township Board may revoke a license whenever the licensee, his employee or agent fails, neglects or refuses to fully comply with any requirements set forth herein.

Section 10. Violations. It shall be unlawful for a licensee, his employee, or agent to knowingly:

A. Advertise, promote, sell tickets to, conduct, or operate an outdoor assembly without first obtaining a license as herein provided.

B. Conduct or operate an assembly in such a manner as to create a public or private nuisance.

C. Permit any person on the premises to cause or create a disturbance in, around, or near the assembly by obscene or disorderly conduct.

D. Permit any person to unlawfully consume, sell, or possess, intoxicating liquor while on the premises.

E. Permit any person to unlawfully use, sell, or possess any narcotics, drugs or other substances defined in Act 343, Public Acts of 1952.

Any of the above enumerated violations is a separate offense, is a nuisance per se, immediately enjoined in the circuit courts, and is punishable by imprisonment in the county jail for not more than 90 days or by a fine of not more than \$500.00, or both such fine and imprisonment.

adopted pursuant thereto, and in accordance with any other applicable or local law.

D. Liquid Waste Disposal. The licensee shall provide for liquid waste disposal in accordance with all rules and regulations pertaining thereto established by the Thumb District Health Department.

E. Solid Waste Disposal. the licensee shall provide for solid waste storage on, and removal from, the premises. Storage shall be in approved, covered, fly tight and rodent proof containers, provided in sufficient quantity to accommodate the number of attendants.

F. Access and Traffic Control. The licensee shall provide for ingress to egress from the premises so as to insure the orderly flow of traffic onto and off of the premises. Access to the premises shall be from a highway or road which is part of the county system of highways, or from a highway maintained by the State of Michigan. Traffic lanes and other space shall be provided, designated and kept open for access by ambulance, fire equipment, and other emergency vehicles.

G. Parking. the licensee shall provide land for an off-street parking area sufficient to accommodate all motor vehicles, but in no case shall he provide less than one automobile space for every two attendees.

H. Camping and Trailer-Parking. A licensee who permits attendants to remain on the premises between the hours of 2:00 A.M. and 6:00 A.M. shall provide for camping and trailer parking and facilities in accordance with applicable provision of state law.

I. Illumination. The licensee shall provide electrical illumination of all occupied areas sufficient to insure the safety and comfort of all attendees. The licensee's lighting plan shall be approved by the Township Building Supervisor.

J. Insurance. Before the issuance of license, the licensee shall obtain public liability insurance of not less than \$300,000.00 for each personal injury and property damage insurance of not less than \$25,000.00 for each item of property damaged.

K. Bonding. Before the issuance of a license, the licensee shall obtain a surety bond in the amount of \$50,000.00 conditioned upon the licensee's faithful compliance with all of the provisions of this ordinance and all applicable provisions of state or local law, and which shall indemnify the Township, its agents, officers, and employees and the Township against any loss, injury or damage whatever arising out of the assembly and which shall indemnify the owners of property adjoining the assembly site for any costs attributable to cleaning up and/or