

### CITY OF JACKSONVILLE

Date June 28, 2012

To: Mayor Becker and City Council

From: Jan Garcia, City Recorder

Subject: Parking District fees associated with Jacksonville Heritage Society

The following properties are associated with the Jacksonville Heritage Society. The fees described below were waived due to lack of tenants and/or income for the fiscal year 2011-12. They are scheduled to be reviewed annually.

Beekman House - no parking district fees associated.

Business license fees will fall under the non-profit umbrella and will be waived per business license policy effective July 1, 2012.

**US Hotel** - parking district fees are \$300 annually and have been waived for at least four years (first three through the Southern Oregon Historical Society). Business license fees will fall under the non-profit umbrella and will be waived per business license policy effective July 1, 2012.

Two businesses are currently within this building - US Bank and Trolley Stop Antiques.

US Bank currently pays \$88 for a business license and \$100 for a parking district fee.

Trolley Stop Antiques currently pays \$80 for a business license and \$20 for a parking district fee.

The total amount actually written off for parking district fees is \$180.

**Courthouse/Children's Museum grounds** - Parking district fees are \$620 annually and have been waived for at least four years (first three through the Southern Oregon Historical Society).

Art Presence is currently operating in the Children's Museum location. For the end of the fiscal year 2011-12 the parking district fees were waived as they have been in there less than one month and they were waived for the Heritage Society.

<u>ACTION ITEM</u>: Does the council wish to waive the parking district fees for a tenant of the Jacksonville Heritage Society?

Farmer's Market is located on the Courthouse grounds. They pay an umbrella license fee of \$80 but do not pay parking district fees as they were waived for the Southern Oregon Heritage Society.

<u>ACTION ITEM:</u> Do you wish to continue to waive the parking district fees for the Farmer's Market under the Jacksonville Heritage Society waiver?

-- Jan

From: Beverly Smith

To: "Jan Garcia"

Subject: Jacksonville Heritage Society Water Bill Date: Thursday, June 28, 2012 9:08:57 AM

### Hi Jan,

Here is the breakdown on savings for the water bills on each property. Only the water was billed at a lower rate.

110 W. California – Beekman Bank No Change
 470 E. California - Beekman House Saved \$108.20
 250 N. 5<sup>th</sup> – Court House Square Saved \$150.38

Beverly Smith Public Works Clerk 541-899-1231

#### PUBLIC RECORDS LAW DISCLOSURE

This email is a public record of the City of Jacksonville and is subject to public disclosure unless exempt from disclosure under Oregon Public Records Law. This email is subject to the State Retention Schedule.

### Effective July 1, 2012

Pending re-codification the following provisions shall implement provisions of the code for business licenses.

### **NON-profits:**

Annually a non-profit shall fill out a business license application as a business. There will be no fee for a non-profit business but they shall satisfy the requirements of the city for proof of non-profit status.

The non-profit status will be checked by staff against the Secretary of State website. The license would be considered an 'umbrella license' for activity under this license. Specific examples are:

Group under a NON PROFIT organization - a group of artists or vendors operating in an actual building which operates year-round. The license will be issued under the non-profit organization. When an artist or vendor is showcasing items for sale within the building or during an event sponsored solely by the umbrella license, the non-profit business license covers those within the building or event.

This group will submit a semi-annual umbrella license reporting form of the business names and the type of business they do at this location. Generally speaking, the same type of industry will occur there. The form must be submitted to City staff January 1 and July 1. The non submission of the form by the 10<sup>th</sup> of the allotted month will negate the license immediately.

The list must include the name of each entity, contact information and type of business. The required form is available on line at <a href="www.jacksonvilleor.us">www.jacksonvilleor.us</a> under Doing Business in the City tab, Umbrella Business Reporting Form.

If a heat source (kiln, cooking facility, open fire) is added, the umbrella license holder must notify the recorder's office prior to allowing the new use. Planning and fire department approval may be necessary. This new use must be signed off by City staff before the new use is allowed.

Non-compliance for provisions for any portion of this license will negate the license immediately for *all* parties under the license.

If an artist advertizes, sells, shows their work in any way outside of the umbrella license a business license for that activity is not covered under the umbrella license. This would include such items as a website, a business card, brochure, flyer or the like advertizing for sale or trade items made by the individual(s) doing the advertizing. A separate business license and possibly a

home occupation license shall need to be purchased for that outside activity. All other regulations for the City of Jacksonville apply to both licenses.

### **FOR-profits:**

# <u>Umbrella license</u> - for multiple businesses of the same nature in each location

The annual fee will be \$80. However the following changes to the business license application will need to be made to indicate employee/station/independent contractors. Each employee, station, independent contractor will be an additional \$4 to the license fee after the first 3 employees/owners as in the current business license code.

Each station lessee or independent contractor *will not* need to purchase a separate license. The following applies to businesses such as real estate offices, hair and nail salons/spas, consignment stores, massage therapy studios.

A hair and nail salon fees are based on the number of stations available, not the number of stations currently filled. This applies to spa/massage therapy offices in which additional treatment rooms are available for lease. Business license is based on the number of professionals *able* to work at one time.

<u>Farmer's Market</u> - defined as a market or gathering of artisans or vendors that occurs less than 5 months out of the year, in an outdoor location on one day per week.

A Farmer's Market is under an umbrella license for a single fee of \$80 for the annual business license. No additional fees are charged for vendors as the amount of hours open is considered a lesser impact on the City services. This is based on annual use of a location one time per week up to 5 months of the year. Any additional use must be taken to staff for direction.

A list of vendors to be turned in monthly by the 10<sup>th</sup> of each month of operation to the City staff.

The list well help the City determine the impact of the market on the City for future licensing issues.

If a heat source (kiln, cooking facility, open fire) is added the umbrella license holder must notify the recorder's office prior to allowing the new use. Planning and fire department approval may be necessary. This must be signed off by City staff before the new use is allowed.

Other Types of Markets - defined as a gathering of artisans or vendors which co-locate in one gathering site outside of Farmer's Market operating times, but are not affiliated with the Farmer's Market.

This group is characterized by a gathering of individuals with a common goal to create sales and/or where an entry fee is charged in order to access the event.

These groups fall under the same fee structure and guidelines as the Farmer's Market for reporting of artisans and vendors. Reporting is to be done on the "Market Reporting Form" listed on the City website, <a href="www.jacksonvilleor.us">www.jacksonvilleor.us</a> under the doing business in Jacksonville tab, Market Reporting Form.

Some examples are:

Artist sales event Christmas bazaar Sporting event Car Show Plant sales

**Special Event** - For the purposes of this policy a special event is identified as any gathering or activity, whether on public or private property, that is not otherwise defined and causes increased impact to the City as determined by staff.

Admission tax may apply.

Staff will determine which event packet will be necessary based on criteria.

# <u>City-wide Yard Sale</u> - will be held the first weekend after Labor Day weekend in September.

The purpose of the event is to allow Jacksonville residents to have a yard sale for one weekend without registering with the City.

Sales will be allowed Friday, Saturday and Sunday. Set-up may begin the Thursday before the sale itself *after* 6 pm and it must be completed by 10 pm. No sales are allowed on Thursday. The sale may begin on Friday, Saturday or Sunday no early than 7 am and must end by 10 pm.

If you are a homeowner wishing to sell items on your front lawn or driveway nothing is required other than you keep all items outside of the public right-of-way.

Nothing may be placed in the public right-of-way which is on the sidewalks, street, alleyway, public parking lot. No sales are allowed from parks or public

property associated with building unless the sale is held by the occupant of that public building. This restriction applies also to large-scale vendors using trucks and/or trailers from which to sell goods – no parking of these vehicles will be permitted on any public right-of-way.

<u>Outside vendors</u> - a defined as *anyone* who does not live in property located within the City limits of Jacksonville and is bringing in items for sale during this event.

Vendors need to obtain a city permit/business license no later than August 31. A copy of the business license application may be obtained on-line at <a href="https://www.jacksonvilleor.us">www.jacksonvilleor.us</a> under the Doing Business in Jacksonville tab. Permits/licenses cost \$10/day.

Failure to procure a permit/license will result in a fine and/or the shutting down of your sale. Any persons providing space for outside vendors MUST obtain permits for their vendors.

<u>Food Vendors</u> - whether you are planning to sell home-baked goods on your front porch or professionally prepared items, you MUST obtain approval from the Jackson County Health Department and all rules of the City-wide yard sale for permits/licenses apply.

<u>Display of permit/license</u> - Each permit holder/licensee will be given a permit that must be displayed at the front of the property or booth in plain sight.

# City of Jacksonville General Event Short Form Any item with an \*\* may need additional documentation

Event Starts Date	Time	Day of '	Week
Event Ends Date	Time	Day of	Week
Location (please be speci	fic, park name and l	ocation, stre	eet name, etc.):
Number of anticipated P	articipants: Estimate	ed total	Per day
Event Contact Name:	Ph	1	email:
Will street access, block,	or close a street duri	ing, before,	or after the event?**
Will you require electricit	y or water?:**		
Do you have a city busin	ess license?		
Will you have vendors se	lling goods and serv	ices, if so pl	ease describe?**
Will you be selling or pro	viding alcohol? **		
Will your event require so	ecurity guards, parki	ng attendant	ts, or crowd management?**
Will sound amplification	be used?** If yes, St	tart time	Finish time

### **INSURANCE REQUIREMENTS**

Most special events will be required to provide evidence of insurance coverage. Please note insurance requirements depend upon the risk level of the event. If your event will include alcohol, liquor liability coverage must be included on your certificate of insurance.

Before final permit approval, you will need commercial general liability insurance that names as Additional Insured, the "City of Jacksonville, its officers, employees, and agents" and any other public entities (e.g. County, etc.) impacted by your event. Insurance coverage must be maintained for the duration of the event including setup and dismantle dates.

An original Certificate of Insurance in the amount satisfactory to the City must be received by the City of Jacksonville prior to the issuance of your Special Event Permit. Mail to: City of Jacksonville, PO Box 7, Jacksonville, Oregon 97530. Certificates of insurance from food and beverage

Name of Insurance Agency:		
Address:City	State	Zip
<b>AFFIDAVIT OF APPLICANT</b> The applicant and, if applicable, the profest application before submitting it to:	ssional event organizer, must con	mplete, sign and date this
I certify that the information contained in my knowledge and belief that I have read, governing the proposed Special Event und this application is made subject to the rule the City Manager or the City Manager's de requirements of the city, county, state, fed may pertain to the use of the Event venue rules, and further certify that I, on behalf of that organization, and therefore agree to be incurred by or on behalf of the Event to the	understand and agree to abide be der the Jacksonville Municipal Costs and regulations established by esignee. Applicant agrees to com- leral government and any other as and the conduct of the Event. Softhe Host Organization, am also be financially responsible for any	by the rules and regulations ode and I understand that the City Council and/or ply will all other applicable entity which I agree to abide by these so authorized to commit
Organization:		
Print Name of Applicant/Host:		
Applicant Title:		
Applicant Signature:	Date:	
Print Name of Professional Event Organizer:	Title:	

concessionaires/vendors and vendors providing such things as bounce houses, climbing walls and

### **HOLD HARMLESS**

Applicant agrees to defend, pay, save and hold harmless the City, its officers and employees, from any and all claims or lawsuits for personal injury or property damage arising from or in any way connected to the special event, except any claims arising solely out of the negligent acts of the City, its officers and employees.

# Special Event Application and Instructions Part 1

A special event is any activity upon public property that will affect the ordinary use of that property, public streets, rights of way or sidewalks; or will incur extraordinary costs for personnel, materials, and services by the City. A permit is needed if it generates impacts greater than the normal and customary use of City property, parks, streets, rights of way or sidewalks.

### PERMIT PROCESS

This Special Events Application serves a dual purpose. First, it is intended to provide the City of Jacksonville with information needed to evaluate your application as it relates to public health and safety. It is also to help you plan and organize your event. If questions do not apply to your event simply indicate so by writing "not applicable".

The permit application process begins when you submit a completed application to the City of. Jacksonville. Acceptance of your application does not constitute final approval of your request. The application will be reviewed in accordance with Chapters 9, 10 and 12 of the Jacksonville Municipal Code. The applicant is responsible for compliance with all applicable federal, state and local laws and regulations. Applications shall be submitted no later than 30 days prior to the scheduled event. In many cases an event request must be submitted to the Planning Department, Public Safety Departments and the City Council. It is the applicant's responsibility to provide the requested documentation in a timely manner. Some events are subject to an Admission Tax based on a fee of over \$15 per person.

An increased volume of vehicular or pedestrian traffic, trash, noise and refuse are examples of an increased impact. Special events include, but are not limited to, fairs, art and hobby shows, farmer's markets, educational or cultural events, festivals, and block parties. Demonstrations and other lawful assemblies, including but not limited to private social gatherings that will make no use of City streets, parks or rights-of-way other than for lawful parking do not need a Special Event Permit.

Throughout the review process you will be notified if your event requires any additional information, permits, licenses or certificates in order to complete the review process. (Contact: City Recorder, at PO Box 7 or 110 E Main St, Jacksonville OR 97530. Email recorder@jacksonvilleor.us, Fax 541.899.7882)

### INTERNET/SPECIAL EVENTS CALENDAR

The City provides a calendar of upcoming special events on the internet at www.jacksonvilleor.us. You may wish to consult this calendar to minimize conflicts with other scheduled events.

# SUMMARY OF EVENT DESCRIPTION

Event Title			
Description of your even	ent, including a timelin	ie:	
Will there be an admiss	sion charge?	$\Box$ N <sub>0</sub>	
		What, if anything, does the admission char participation in wine walk, admission to musical act	
march etc you will nee	d to attach a map with	n, street name, etc.) If this is a parade, procession the route identified clearly with start and finish	
	<del>-</del>	additional documentation. Fifth St north of Califoral and subject to additional regulations.:	ornia
Event Category (C	Check all that apply)		
☐ Art/Antique Show	☐ Cultural	☐ Festival/Celebration	
☐ Athletic/Recreation	□Dance	☐ Live Animals	
☐ Block Party	☐ Educational	☐ Museum Special Attraction	
Carnival	☐ Exhibits/Misc.	☐ Parade/Procession/March	
☐ Circus	□ Fair	☐ Sidewalk event	
☐ Concert/Perform	□ Farmer/Outdoor Market	Other (be specific)	
Participants Estimated	d Total F	Per Day	
DATE/TIME	/T'	D CW/ 1	
Event Starts Date	Time	Day of Week	

Event Ends Da	ate Time Day of Week
CONTACTS	3
Host Organiza	ation:
Contact Name	(Required):
Second Contac	et
Telephone:	Cell Phone
Web Address:	
E-mail address	<b>:</b>
Yes 🗆 No 🗅	Is this an annual event?  Do you anticipate this to be an annual event?  How many years have you been holding this event?  Previous Location(s)  and Number for previous location:
ORGANIZA	TION STATUS, BUSINESS LICENSES/PROCEEDS/REPORTING
	Is the Host Organization a commercial entity?  Does this event qualify for the umbrella business license in the City of Jacksonville?  Does the Host Organization have a business license in the City of Jacksonville?  Is the Host Organization a bona fide tax exempt, nonprofit entity? If yes, you must attach a copy of your IRS 501(C) tax exemption letter providing proof and certifying your current tax exempt, nonprofit status to your application and obtain a business license at no cost Will there be vendors at the event?
	Do the vendors have a business license in the City of Jacksonville?
-	aired to provide a final list with the name of each vendor and contact information for the than four business days prior to the start of the event. This information shall be provided order.
and similar active must be \$1,000,	ill be serving food or vendors providing activity items such as bounce houses, climbing walls rities are required to provide the City with a Certificate of Insurance. The liability coverage 000 per occurrence and naming the City of Jacksonville and it's employees and volunteers as amed insured. The City of Jacksonville reserves the right to require more insurance for

You are encouraged to provide the vendor list and required Certificates of Insurance as early as possible. You can update the list up to 4 business days prior to the start of your event as long as all documentation is provided at time of update.

events deemed by the City to have additional risk to the City.

### APPLICANT AND HOST ORGANIZATION INFORMATION

A written communication from the Chief Officer of the Host Organization authorizing the applicant and/or professional event organizer to apply for this Special Event Permit on their behalf must be submitted with your permit application.

Host Organization			
Chief Officer of Host Or	ganization		
Applicant Name:			
Address			
City		State	Zip
Telephone DayHO	Evening DLD HARMLESS	Fax	Cell
all claims or lawsuits for p	d, pay, save and hold harmle personal injury or property d claims arising solely out of th	amage arising from or in	
INSURANCE REQ	UIREMENTS		
requirements depend upo	be required to provide evident on the risk level of the event. d on your certificate of insur	If your event will include	
Insured, the "City of Jack	sonville", its officers, emplo your event. Insurance cove	yees, and agents" and any	tice that names as Additional y other public entities (e.g. for the duration of the event
Jacksonville prior to the i Jacksonville OR 97530. I 541-899-7882. Certificate	Insurance in the amount satisfies and several Ever the several Everal Ever the several Ever	nt Permit. Mail to: City of order@jacksonvilleor.us d beverage concessionair	f Jacksonville, PO Box 7, or faxed attn: Recorder at es/vendors and vendors
Name of Insurance Agen	cy:		

Address:			
City	State	Zip	
AFFIDAVIT OF APPLICANT			
The applicant and, if applicable, the professional application before submitting it:	event organizer, must co	mplete, sign and date this	
I certify that the information contained in the forknowledge and belief that I have read, understanthe proposed Special Event under the Jacksonvil made subject to the rules and regulations establisthe Administrator's designee. Applicant agrees to state, federal government and any other applicaband the conduct of the Event. I/we agree to abit Host Organization, am also authorized to comm responsible for any costs and fees that may be in Jacksonville.	and agree to abide by the le Municipal Code and I ushed by the City Council at a comply will all other require entity which may pertain the by these rules, and furnit that organization, and the	ne rules and regulations governing anderstand that this application is and/or the City Administrator or uirements of the city, county, in to the use of the Event venue ther certify that I, on behalf of the herefore agree to be financially	S
Organization:			
Print Name of Applicant/Host:			
Applicant Title:			
Applicant Signature:	Date:		
Print Name of Professional Event Organizer:			
Title:			
Event Organizer Signature:		_ Date:	

### SAFETY, STREETS AND SITE PLAN PART 2

### SAFETY AND SECURITY PLAN:

The safety and security of event participants, spectators and others is your paramount concern. Please provide a safety and security plan which shall address the items described below. The plan should include specifics as to numbers and location of security personnel and traffic control.

Will your event rec	SURE INFORMATION  uire closing a public street or public parking lot? Yes \(\bigcup \text{No}\) \(\bigcup \text{No}\)  ting lot? Yes \(\bigcup \text{No}\) \(\bigcup \text{No}\)
Is this a public stre	et? Yes 🗆 No 🗆
Is this a state Hig	ghway? Yes 🗆 No 🗖 (Fifth St and California St are part of Hwy 238)
not apply to your e	ROUTE MAP ent site plan/route map should include the information requested below. If an item does vent, please indicate so. All site plans/route maps must be approved by the Fire e Department and the Public Works Department.
Yes 🗆 No 🗆	An outline of the entire event venue including the names of all streets or areas that are part of the venue and the surrounding area. If the event involves a moving route of any kind, indicate the direction of travel and all street or lane closures along with the starting and ending points.
Yes 🗆 No 🗅	Will flaggers be needed? If yes, professional flaggers must be hired by the Host Organizer at their expense. Documentation of this hire along with appropriate liability insurance and business license fees must be provided with this application.
Yes □ No □	Will fencing, barriers and/or barricades be required? Indicate any removable fencing for emergency access. Barriers and barricades will not be provided by the City.   No Adequate number of garbage cans, recycle containers, parking, restroom/porti-toilet facilities, and waste stations. Indicate a legend for the above items, how many and where they are to be placed. Also indicate adequate parking provisions and provisions for the clean up and removal of the above items.
Yes 🗆 No 🗅	Other related event components not listed above. Please attach documentation.

### ENTERTAINMENT AND CLEAN UP PART 3

#### ENTERTAINMENT AND RELATED ACTIVITIES

As an event organizer, you must be certain that all event-related activities comply with the local laws applicable to noise abatement. Please be aware that loud and unreasonable noise (including music) is a violation of law. Banners, pennants, flags, signs, streamers, inflatable displays and similar devices are also regulated by local ordinance. Alcohol is not allowed on any City property. Amplified music is not allowed in City Parks without prior written approval from the City Council.

The City reserves the right to impose reasonable conditions and restrictions upon events using sound amplification equipment, horns, sirens, or similar noise making equipment or devices, including without limitation, conditions and restrictions relating to noise levels, time of day, duration, and location relative to residential zones, hospitals, schools, churches, or assisted living facilities. Yes \(\bigcup \) No \(\bigcup \) Are there any musical entertainment features related to your event? If yes, provide an attachment listing all bands/performers, type of music, sound check and performance schedule. Yes □ No □ Will sound amplification be used? If yes, Start time Finish time Yes □ No □ Has City Council approval been given? If so, what meeting?\_\_\_\_\_ What is the approximate distance between the amplified sound source and nearby residences? Yes □ No □ Do you plan to have a dance component to either live or recorded music at your event? If yes, please describe Please describe the sound equipment that will be used for your event Yes \(\sigma\) No \(\sigma\) Will inflatables, hot air balloons, bounce houses, climbing walls or similar devices be used at your event? If yes, please describe Certificates of insurance will be required for bounce houses, climbing walls, hot air balloons and similar activities. Yes □ No □ Will your event be held during the evening hours? Yes □ No □ Is lighting necessary? Yes □ No □ Is lighting provided? Yes \(\bigcup \) No \(\bigcup \) Will you require electricity or water? If yes, describe your needs and sources for electrical power and water.

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### MARKETING AND PUBLIC RELATIONS PART 4

### MARKETING AND PUBLIC RELATIONS

Please ensure that you have conditional approval of your event before you begin to promote market or advertise the event. If you plan to include radio, television or other product promotions within your event venue, it is important that you limit the placement and/or distribution of signs, stickers and other promotional items. Items of particular concern are those that may damage public and private property, violate city sign code ordinances, or which may be difficult to clean or remove from the venue. Approval will be required from the Planning Department for placement of such items. Please contact them at 541-899-6873. Remember that due to Jacksonville's historic significance items may require a public hearing.

Yes □ No □ Is this event marketed, promoted, or advertised in any manner?
If yes, please describe
Yes □ No □ Will there be live media coverage during the event?
If yes, please describe
Yes □ No □ Will media vehicles be parked within the event venue? If yes, please describe safety plan_
•
Yes □ No □ Do you have a plan to control or limit the placement and/or distribution of promotional signage, stickers, and other items?
If ves. please describe.

# ALCOHOL AND FOOD PART 5

### **ALCOHOL**

If you plan to sell or furnish alcoholic beverages at your event you will be required to obtain a permit from the State and City. Alcohol is not permitted in City Parks.  Yes Does your event involve the use of alcoholic beverages? <i>Certificates of insurance and business licenses will be required from all alcohol vendors.</i> Please describe your safety and security plan to ensure the safe sale or distribution of alcohol at your event.
FOOD CONCESSIONS OR PREPARATION  Food facilities and handling must meet state, county, and city laws and regulations. Food handler permits are provided by the county. For information regarding food handler permits, contact the Health Department at 541-774-8200
Yes □ No □ Does your event include food concession and/or preparation areas? If yes, please describe how food will be served and/or prepared.
Yes □ No □ Do you intend to cook food in the event area? If yes, please specify method:
☐ Gas ☐ Electric ☐ Charcoal ☐ Other(specify)
Certificates of insurance and business licenses will be required from all food vendors.

## MITIGATION AND IMPACT WITH NEIGHBORS PART 6

### **MITIGATION OF IMPACT**

As an event organizer, you are required to develop mitigating measures to accommodate the negative impact your event may have on park landscapes, pedestrian and vehicular traffic, other users, adjoining property

owners and neighbors that may be affected by your activities. Your plan should identify all mitigating measures which you intend to utilize to avoid or minimize the impacts your event will generate and which will provide a safe and secure environment.
The City requires that adjoining property owner, residents and businesses be notified at least two weeks prior to your event. Off pavement driving is prohibited without prior written permission. Organizers will be liable for all damages caused by the event.
Yes □ No □ Have you met with the residents, businesses, places of worship, schools and other entities that may be directly impacted by your event? If yes, please attach a complete list of these entities. This list shall be provided prior to the issuance of your permit.  If no, please explain
Yes □ No □ Do you have a sample of any notice that you propose to distribute at least two weeks prior to your event? If yes, please attach. If no, please explain.

