

Village of Mantua, Ohio
ORDINANCE 2012-09

AN ORDINANCE AMENDING VILLAGE OF MANTUA CODIFIED ORDINANCE CHAPTER 705 IN ORDER TO CLARIFY THE RULES AND REGULATIONS FOR FAIRS, FESTIVALS AND SPECIAL EVENTS WITHIN THE VILLAGE.

WHEREAS, It has been recommended by the Safety Committee that Chapter 705 of the Codified Ordinances of the Village of Mantua, relating to Fairs, Festivals and Special Events within the Village of Mantua, be amended; and

WHEREAS, this Council wishes to address this concern by amending Chapter 705 of the Codified Ordinances of the Village of Mantua.

NOW THEREFORE, be it Ordained by the Council of the Village of Mantua, Portage County, Ohio, a majority or more of the members elected thereto concurring that:

SECTION 1: Existing Chapter 705 of the Village of Mantua Codified Ordinances is hereby repealed.

SECTION 2: Chapter 705 of the Mantua Codified Ordinances as set forth in the attached "Exhibit A" is hereby enacted.

SECTION 3: All other provisions of the Codified Ordinances of the Village of Mantua shall remain in full force and effect.

SECTION 4: This Council hereby adopts the "Special Event Request Form", attached hereto as "Exhibit B" as the standard application form for any special events, fairs or festivals to be held within the Village of Mantua

SECTION 5: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 6: This Ordinance shall take effect and be in full force from and after passage by Council and execution by the Mayor, at the earliest date allowed by law, to preserve the Public health, peace, safety, and welfare within the whole of the Village.

Passed in Council this ____ day of _____, 2012.

1st Reading: _____

Linda Clark, Mayor

2nd Reading: _____

3rd Reading: _____

ATTEST:

Effective: _____

Jenny August, Clerk of Council

I hereby certify the above Ordinance was posted at the five (5) public notice locations in the Village of Mantua, Ohio.

Village of Mantua, Ohio
ORDINANCE 2012-09

Jenny August, Clerk-Treasurer

Approved as to Legal Form:

Michele A. Stuck
Solicitor, Village of Mantua

Village of Mantua, Ohio
ORDINANCE 2012-09

"EXHIBIT A"

**CHAPTER 705
Fairs and Festivals**

705.01	Notification.	705.06	Beverage containers.
705.02	Planning.	705.07	Clean-up.
705.03	Safety.	705.08	Liability.
705.04	Curfew.	705.09	Animals and bicycles.
705.05	Alcoholic beverages.	705.99	Penalty.

CROSS REFERENCES

Power to regulate - see Ohio R.C. 715.48, 715.63, 3765.02
Portable amusement devices - see Ohio R.C. 1711.11(H); OAC
901-11-01

705.01 NOTIFICATION.

At least three months before the scheduled fair or festival, the fair/festival committee shall notify the Mayor, Council and other responsible boards of its intention to hold the event. This request shall be submitted to the Village in writing on the Special Event Request Form. For good cause, the Village Council may, by majority vote, permit a lesser notification period than stated herein.

705.02 PLANNING.

At least three months before the activity is scheduled, the fair/festival committee shall appoint a spokesman for the activity, and its chairpersons and their responsibility. At least two months before the event is scheduled, chairpersons shall provide a list of public services needed to the Mayor, and provide a block diagram of the proposed fair/festival area to the Mayor, Chief of Police, Village Administrator and such other Village officials as may be required. Six weeks before the event, a schedule of activities shall be distributed.

705.03 SAFETY.

To insure adequate safety measures during the scheduled event, the fair/festival committee shall grant to the Chief of Police authority to employ such additional personnel as necessary for that purpose. If time permits, the Chief shall contact the chairman or president of the fair/festival committee. Compensation for the additional personnel shall be paid by the fair/festival committee, unless this requirement is waived by a majority vote of the Village Council. The committee shall maintain twenty-four hour security watch in the fair/festival area during the event.

705.04 CURFEW.

The Village curfew regulations shall be relaxed or not enforced until thirty minutes after closing of the event on nights activities are scheduled.

705.05 ALCOHOLIC BEVERAGES.

(a) Vendors shall be responsible for obtaining proper license and permits for the sale of alcoholic beverages.

(b) The group responsible for the fair or festival shall obtain and supply the Village with a copy of proof of liquor liability insurance in an amount not less than five hundred thousand dollars (\$500,000). The Village shall be shown on the policy as an additional insured along with the group that is sponsoring the event. Proof of liquor liability insurance must be on file with Clerk/Treasurer's office and submitted with Special Event Request Form.

705.06 BEVERAGE CONTAINERS.

Village of Mantua, Ohio
ORDINANCE 2012-09

No glass containers for alcoholic and/or any other beverages shall be permitted in the designated areas of the Village used for any scheduled fair/festival.

705.07 CLEAN-UP.

When the festival or fair is over, the fair/festival committee shall be responsible for the clean-up of the area used and restoring it to its pre-activity condition. If Village employees are required to perform clean-up or repair work as a result of the scheduled activity, the fair/festival committee shall compensate the Village for the wages and benefits of its employees for the hours they perform such necessary clean-up and repair work.

705.08 LIABILITY.

The fair/festival committee shall hold the Village and its property owners harmless from any liability for injuries and/or damages arising out of the event. Proof of liability insurance must be on file with Clerk/Treasurer's office and submitted with Special Event Request Form.

705.09 ANIMALS AND BICYCLES.

All animals in the fair/festival areas shall be on leash. Bicycles, Skates, Skateboards , etc. shall not be permitted in the fair/festival area, except for parades or exhibitions sponsored by the fair/festival committee.

705.99 PENALTY.

Whoever violates Sections 705.05, 705.06 and/or 705.09 shall be guilty of a minor misdemeanor.

Village of Mantua, Ohio
ORDINANCE 2012-09

"EXHIBIT B"
SPECIAL EVENT REQUEST FORM FOR VILLAGE OF MANTUA

Name of Event: _____ Date(s): _____ Times: _____

Where: _____ Activity: _____ Day(s) of the week: _____

Name of Organization and/or Event Committee: _____

RULES AND REGULATIONS

1. NOTIFICATION: At least three months before the scheduled event, the Event Committee shall notify the Mayor, Council and other responsible boards of its intention to hold the event.
2. PLANNING: At least three months before the activity is scheduled, the Event Committee shall appoint a spokesman for the activity, and its chairpersons and shall define their responsibilities. At least two months before the event is scheduled, chairpersons shall provide a list of public services needed to the Mayor, and provide a block diagram of the proposed fair/festival area to the Mayor, Chief of Police, Village Administrator and such other Village officials as may be required. Six weeks before the event, a schedule of activities shall be distributed.
3. SAFETY: To insure adequate safety measures during the scheduled event, the Event Committee shall grant to the Chief of Police authority to employ such additional personnel as necessary for that purpose. If time permits, the Chief shall contact the chairman or president of the Event Committee. Compensation for the additional personnel shall be paid by the. Event Committee The committee shall maintain twenty-four hour security watch in the organization area during the event.
4. CURFEW: The Village curfew regulations shall be relaxed or not enforced until thirty minutes after closing of the event on nights activities are scheduled.
5. ALCOHOLIC BEVERAGES:
 - (a) Vendors shall be responsible for obtaining proper license and permits for the sale of alcoholic beverages.
 - (b) The group responsible for the fair or festival shall obtain and supply the Village with a copy of proof of liquor liability insurance in an amount not less than five hundred thousand dollars (\$500,000). The Village shall be shown on the policy as an additional insured along with the group that is sponsoring the event. (Proof must be attached to this form.)
6. BEVERAGE CONTAINERS: No glass containers for alcoholic and/or any other beverages shall be permitted in the designated areas of the Village used for any scheduled event.
7. CLEAN-UP: When the event is over, the organization committee shall be responsible for the clean-up of the area used and restoring it to its pre-activity condition. If Village employees are required to perform clean-up or repair work as a result of the scheduled activity, the fair/festival committee shall compensate the Village for the wages and benefits of its employees for the hours they perform such necessary clean-up and repair work.
8. LIABILITY: The Event Committee shall hold the Village of Mantua and its officials harmless from any liability for injuries and/or damages arising and will provide proof of liability insurance. The proof of insurance must state that the insurance covers the organization, the activity, and Village of Mantua. (Proof must be attached to this form.)
9. ANIMALS AND BICYCLES: All animals in the event areas shall be on leash. Bicycles, Skates, Skateboards, etc. shall not be permitted in the event area, except for parades or exhibitions sponsored by the event committee.

_____ (indemnitor) agrees to indemnify and HOLD HARMLESS Village of Mantua and their agents and their employees from all liability, claims, demands, or cost, for, or arising out of _____ (subject indemnity) whether it be caused by the negligence of indemnitor of Village of Mantua or either party's agents, employees or otherwise.

EVENT MAY NOT BE HELD UNTIL ALL SIGNATURES ARE OFFICIAL

Signature of Organization/Event representative: _____
Signature Date

PRINTED name and address of representative: _____
Print name

Address

Home telephone Cell telephone

VILLAGE APPROVAL

Mayor and Date

President of Council and Date