

3-12 SPECIAL EVENTS.

Commented [1]: Modify all sections as required.

3-12.1 Findings.

- a. The Township of East Amwell has been the site for the staging of various special events; and
- b. Equestrian and golf events are presently allowed, to a limited extent, within the R-10 Rural Residential Zone District in the township (Land Development Ordinance subsection 13-401A.1.f) and by the Township Master Plan; and
- c. Special events are generally viewed as beneficial to the township, its residents of the area, the county, the state, and even the country; and
- d. Various special events occurring with the township, particularly certain equestrian and golf events, are widely publicized and large numbers of participants and spectators attend the same; and
- e. The township committee has determined that the regulations on special events as set forth in this section are necessary to protect public health, safety and welfare of the township.

Commented [2]: Need correct zone designation (or all if appropriate)

3-12.2 Permit Required; Permit Forms; Fees; and Escrows.

- a. The Township of East Amwell requires a permit for any event on private property which is anticipated to have one thousand five hundred (1,500) people or more on site at one time on any day, which includes: participants, spectators, employees, caterers and any other individual to be located on the site of the event. Requirements for such permit application are set forth in subsection 3-12.2e. hereof. Failure to obtain a permit required herein will result in the inability to hold the event. The holding of an event which is subject to the requirement of a permit, without obtaining such permit, shall constitute a violation of this section. Events sponsored by the Township of East Amwell, the board of education of the Township of East Amwell, and/or volunteer emergency services of the Township of East Amwell may request a waiver of the requirements of the permit requirements required under this subsection 3-12.2, upon receipt and review of a brief description of the event by the township clerk and the township administrator.
- b. The township clerk is the municipal official to receive all permit applications pursuant to subsection 3-12.2a. hereof. Upon receipt of the aforesaid permit application, the township clerk shall have the event reviewed by the State Police, health officer, zoning officer, and the township engineer for compliance of the event herewith. Upon review of the permit application, the township officials shall determine if the requested location for the event has the capacity to adequately accommodate the anticipated number of people to be in attendance at such event. If it is determined that the location does not have adequate capacity, based on the plan presented in the application, to accommodate the anticipated number of attendees, then such permit application shall be denied. The denial of a permit may be appealed to the township committee for their review and decision.
- c. The issuance of all permits is subject to the review and approval of township officials for compliance with the regulations set forth herein. Any violation of the regulations set forth in this section, or the failure to obtain approval of the township officials, will result in a denial of the permit application.
- d. Permit applications required hereunder will be available to the public at the township clerk's office during the times the township is open to conduct business. Said applications shall be filed with the township clerk, six (6) copies, in accordance with the following schedule:

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10,000 persons and less 2 months prior to event

10,001 persons and more 6 months prior to event

All permit applications shall be accompanied by a nonrefundable fee in an amount in accordance with the following schedule:

10,000 persons and less Seven hundred fifty dollars
(\$750.00)

10,001 persons and more One thousand dollars
(\$1,000.00)

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e. The following information, at a minimum, will be included in the permit application required hereunder. Any township official reviewing the permit application may require additional information from the applicant that the township official reasonably believes is necessary to fairly and completely evaluate the application in keeping with the purposes hereof:

1. Name of organizer.
2. Address of organizer.
3. Name of chief officer of organizer.
4. Name of person or persons actually in charge of the event, their residential address and residential telephone number and/or all other telephone numbers where they can be reached before, during and after the event.
5. The name, address and telephone number of the individual that will serve as the liaison to the township relative to the event.
6. The East Amwell Township tax lot and block designation of the property upon which the event is to be held and the commonly known street address of the same.
7. Detailed information as to the specific event to be staged, including the purpose and scope of the event, and activities to be held at the event.
8. The anticipated number of persons to be in attendance for each day of the event, to include: participants, spectators, employees, caterers and any other individual to be located on the site of the event.
9. The actual date(s) and time(s) of the event.
10. Sufficient information, as may be required by the township, to enable the township officials to verify if the Rules and Regulations of Events (subsection 3-12.4) will be adequately addressed.
11. The organizer shall execute the appropriate documents indemnifying and holding the township harmless from all claims, losses or suits which may arise out of or result from the event and the sponsor shall agree to defend, on behalf of the township, any such claim or suit and shall reimburse the township the costs of any suit, attorney's fees and all other expenses incurred by the township in any such suit or claim, provided, however, that this indemnification and agreement to defend shall not apply to a suit or claim arising out of or resulting from the misconduct of a township official.
12. A written plan which shall specifically detail the following:
 - (a) How the organizer will provide both on-site and off-site personnel and property security.
 - (b) How the organizer will handle traffic entering and exiting the site, and also on the site.
 - (c) How the organizer will provide adequate emergency services for the event.

- (d) An event plan (which does not have to be professionally drawn) showing the proposed uses of the site; all event facilities, roads, driveways, fire/first aid access, vendor locations, rest room facility (whether portable or permanent) locations, parking areas, and signage which can be viewed from off site locations.
 - (e) A description of all sound systems to be utilized at the event.
 - (f) Any proposed signage.
 - (g) Information regarding parking in areas other than on the grounds of the event, and proposed transportation to be provided to and from such parking areas to the event location.
- f. It shall be a violation hereof, and subject to the penalties set forth in subsection 3-12.7 hereunder, for the organizer of any event subject to the requirement of a permit to allow a larger number of persons to attend the event than anticipated in the permit application and/or permit granted.

3-12.3 Limitation on Length of Events.

The number of events on any given property or adjoining properties used for the event shall be limited as follows:

- a. For events where attendance for any day is one thousand five hundred (1,500) or more, there shall be no more than four (4) events per calendar year.
- b. No event requiring a permit under subsection 3-12.2 shall exceed seven (7) days.

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3-12.4 Rules and Regulations of Events.

This subsection shall apply to all events requiring a permit hereunder, and all other events where attendance is five hundred (500) or more.

- a. A number of portable rest rooms facilities shall be provided, in accordance with the Township ordinance of 1 portable toilet per every 200 persons.
 Portable rest room facilities shall be provided in accordance with state statutory requirements and/or with the requirements of the East Amwell Township Health Officer.
- b. Sufficient off-street parking shall be provided for the number and kinds of vehicles expected to be present in connection with the event. If parking is to be provided at locations other than on the grounds of the event, adequate transportation shall be provided to and from such parking areas to the event location.
- c. Adequate steps shall be taken to insure that the event takes place in its designated area and that participants and spectators are contained within said area and on the property upon which the event is taking place during the course of the event.
- d. The property or group of properties (tract) upon which an event is to be held, where attendance at one time for any day is one thousand five hundred (1,500) or more, must be at least two hundred (200) acres in size and must have all nonemergency event access from a state or county roadway, unless otherwise approved by the township as part of the permit application.
- e. No person shall be permitted to build a fire in connection with the event except for the preparation of food in self-contained portable cooking units.
- f. Parking of vehicles shall be limited to those areas designated for parking in connection with the event.

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- g. No permanent structure(s) other than jumps, obstacles, scoreboards or other such event appurtenances shall be constructed, unless permitted by the township, and the organizer shall, within thirty (30) days of the last date of the event, restore, as best as reasonably possible, the area used for the event to the same condition existing before the event took place (other than new, township approved, permanent structures, jumps, obstacles, scoreboards or other such appurtenances).
- h. Organizer shall not use the name of "East Amwell Township" in any publicity of the event, where such use may suggest sponsorship of the event by East Amwell Township, other than as a location identifier for the event, without prior approval from the East Amwell Township Committee.
- i. Event advertising signage may be erected in the township, in accordance with township ordinances, two (2) weeks prior to the event, and the same must be removed one (1) day following the last day of the event. Event directional signage (directing people to the location of the event) may be erected in the township, in accordance with the township ordinances, three (3) days prior to the event, and the same must be removed one (1) day following the last day of the event. Removal of all signage shall be the responsibility of the event organizer. Any and all signage erected in the township pursuant to this subsection is temporary in nature. For any and all signage required by the township, the same must be installed in accordance with the direction of the township official or township police requiring such signage.
- j. All permits or permissions required by the State of New Jersey Uniform Construction Code, other state statutes or regulations, township ordinances, or any other law, rule, regulation or any other matter whatsoever, shall be obtained (by way of example, but not limitation: tent permits, raffle licenses, building or other subcode permits, liquor licenses and food preparation permits). Tents, food preparation areas, and other temporary structures on the property shall be regulated in accordance with good fire safety practices as required in the New Jersey Fire Safety Act.
- k. The sound system shall not emit a one (1) hour average sound level (l-eq), as measured with a sound level meter set to "A-weighted, SLOW" that exceeds the ambient sound level by more than seven (7) decibels at any property boundary line of the tract upon which the event is being conducted which is adjacent (a roadway separating the said tract and another residentially zoned property not being included in this prohibition) to a residentially zoned property upon which is located a residence. The ambient sound level shall be defined as: that level exceeding ninety (90%) percent of the time (L90) on a typical afternoon for one (1) hour.
- l. Concessions or vendor activity shall be permitted only if consistent with the nature of the event and subordinate to the event.
- m. No event lighting shall directly illuminate areas off the property upon which the event is being held.
- n. Noise and dust emanating from the event will be minimized so that properties in the neighborhood of the event are not unreasonably disturbed.
- o. After the event, all debris and trash, portable rest room facilities, and all temporary structures shall be removed from the site within forty-eight (48) hours, weather permitting. During the event adequate provisions will be made to contain debris and trash.
- p. The event shall be conducted in all such manners so as to minimize its effect on adjoining properties, other properties in its neighborhood and other residents of the township.
- q. The organizer shall pay all required escrows to the township, prior to the start of the event, for expenses, if any, incurred by the township as a result of providing township professionals, police officers and emergency services of the township to perform functions relative to public safety and traffic control, attributable to the event, in accordance with this and other East

Amwell Township ordinances. A failure to remit all required escrow payments prior to the start of the event may result in the nonissuance of a permit, or a cessation of the commencement of the event. The State Police and the township fire official shall have the final authority on issues of public safety and the issuance of permits for and during the event. The State Police shall determine whether police officers are needed for public safety, site security, and/or traffic control in areas at or near the event, attributable to the event. If police officers are necessary, the number of police officers shall be assigned accordingly.

- r. Events not obtaining a permit in accordance with the provisions of subsection 3-12.2 hereof shall not allow one thousand five hundred (1,500) or more people onto the grounds upon which the event is being conducted at any one time.

3-12.5 Enforcement Officers.

The enforcement officers for this section shall be the township zoning officer and/or the township engineer. The organizer of the event regulated hereby shall allow the said enforcement officers access to the property upon which the regulated event is being conducted and shall comply with the lawful requests of the enforcement officers relative to the events compliance with the provisions of subsection 3-12.4. The organizer's noncompliance with the lawful requests of the enforcement officer will be considered a separate offense under subsection 3-12.7 hereunder.

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3-12.7 Violations; Penalties.

Any violation of the provisions this section, occurring prior to or during the event, shall be subject to a revocation or nonissuance of its permit for such event by the enforcement officers or the township clerk. In the case of the revocation of a permit or a violation of the rules and regulations provided herein where a permit is not required, the enforcement officers may order an immediate cease and desist of the event. In addition thereto, any violation of this section by the organizer of an event to which this section pertains shall subject such violator, upon conviction, and at the court's discretion, to a fine not to exceed two thousand (\$2,000.00) dollars for each such violation. Each day that a violation continues shall constitute a separate offense.