

## ORDINANCE NS-2164

### AN ORDINANCE AMENDING BEND CODE SECTION 7.40.010 TO ALLOW THE COUNCIL TO WAIVE RESTRICTIONS ON THE NUMBER OF EVENTS IN THE DOWNTOWN DISTRICT

#### Findings

- A. The City of Bend has long limited the number of special events involving street closures in the downtown district.
- B. The restriction on the number of special events involving street closures is needed to protect businesses in the downtown area. Some special events result in protracted closure of several blocks of downtown streets on weekends. An event with a shorter mid-week closure of less area does not have the same impact as an event that closes most of the downtown streets for most of a weekend.
- C. While the City still needs to maintain the restriction on the maximum number of special events involving street closures in the downtown district to protect downtown businesses, it is in the public interest to allow some flexibility to allow additional events by waiver if the Council determines that the public benefit from the event outweighs the negative effect on downtown businesses and the street closure will be limited.

Based on these findings

THE CITY OF BEND ORDAINS AS FOLLOWS:

Section 1. The Bend Code is amended by amending Section 7.40.010 to read:

#### **7.40.010 Permit Required**

- (1) Special events are prohibited without a City permit.
- (2) No more than three events per month requiring a street closure are allowed in the District during July and August. No more than two events per month requiring a street closure are allowed at any other time. **The Council may by motion allow events in the District requiring street closure in excess of the maximum otherwise allowed if the Council determines that:**
  - (a) **The street closure will be limited in location and/or duration or will occur at a time that will have minimal impact on downtown businesses, and**
  - (b) **The public benefit from the event is expected to**

**outweigh any negative effect on downtown businesses.**

(3) A calendar shall be created designating each event, date and location. Existing events have precedence over new events.

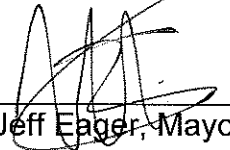
(4) Applications for special event permits must be submitted as far in advance as possible and no less than 30 days in advance of the event unless the event includes a temporary structure requiring approval by the City, in which case the application must be submitted no less than 60 days in advance of the event.

Read for the first time on May 4<sup>th</sup> 2011.

Read for the second time on May 18th, 2011

Adopted by roll call vote on May 18th, 2011

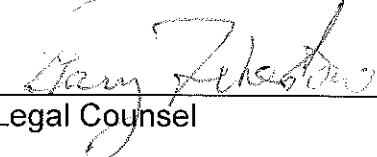
YES: 6 NO: 0

  
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Jeff Eager, Mayor

ATTEST:

  
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Patricia Stell, City of Bend Recorder

Approved as to form:

  
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Legal Counsel