

12-0-1653

(Do Not Write Above This Line)

**AN ORDINANCE BY
COMMUNITY DEVELOPMENT/HUMAN
RESOURCES COMMITTEE**

**AN ORDINANCE AMENDING THE CITY OF
ATLANTA CODE OF ORDINANCES
SECTIONS 110-3 AND 142-22 TO EXPAND
THE SCOPE OF FEES RELATED TO
AMENITIES AND SERVICES OFFERED BY
THE DEPARTMENT OF PARKS,
RECREATION AND CULTURAL AFFAIRS;
AND TO DIRECT THAT THE REVENUE FROM
THE FEES BE DEPOSITED INTO THE
ACCOUNTS SET FORTH HEREIN; AND FOR
OTHER PURPOSES.**

**ADOPTED BY
JAN 07 2013
COUNCIL**

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1ST ADOPT 2ND READ & REFER
- PERSONAL PAPER REFER

Date Referred: 12/3/12

Referred To: CD/HR

Date Referred: _____

Referred To: _____

Date Referred: _____

Referred To: _____

First Reading CO/HR

Committee CO/HR

Date 11/27/12

Chair James M. Stogderson

Referred To _____

Committee <u>CO/HR</u> Date _____ Chair _____ Action _____ Fav, Adv, Hold (See rev. side) _____ Other _____ Members _____ Refer To _____	Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (See rev. side) _____ Other _____ Members _____ Refer To _____
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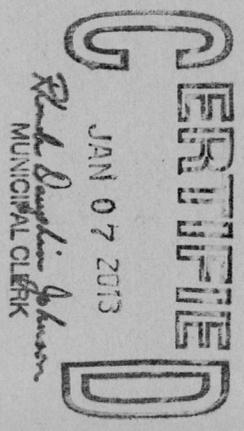
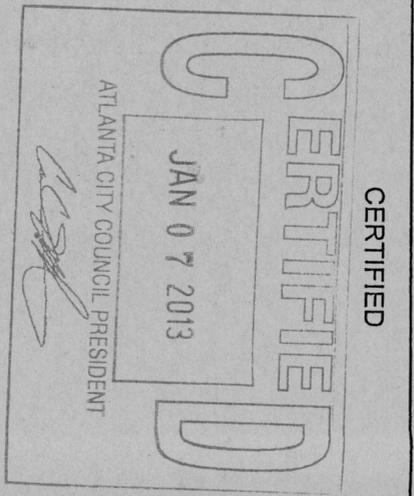
Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (See rev. side) _____ Other _____ Members _____ Refer To _____	Committee _____ Date _____ Chair _____ Action _____ Fav, Adv, Hold (See rev. side) _____ Other _____ Members _____ Refer To _____
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FINAL COUNCIL ACTION

2ND 1ST & 2ND 3RD

Readings

Consent V Vote RC Vote



MAYOR'S ACTION
APPROVED
JAN 16 2013
WITHOUT SIGNATURE
BY OPERATION OF LAW



**AN ORDINANCE BY
COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

AN ORDINANCE AMENDING THE CITY OF ATLANTA CODE OF ORDINANCES SECTIONS 110-3 AND 142-22 TO EXPAND THE SCOPE OF FEES RELATED TO AMENITIES AND SERVICES OFFERED BY THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS; AND TO DIRECT THAT THE REVENUE FROM THE FEES BE DEPOSITED INTO THE ACCOUNTS SET FORTH HEREIN; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta Code of Ordinances (the "Code"), Section 110-3 ("Fee Schedule") establishes a fee structure for individuals and groups wishing to utilize City of Atlanta ("City") amenities and participate in City programs, including classes, and activities, offered by the Department of Parks, Recreation, and Cultural Affairs ("DPRCA"); and

WHEREAS, Code, Section 142-22 ("Outdoor Fee Schedule") establishes a fee structure for outdoor events; and

WHEREAS, the Fee Schedule provides for a "sanitation bond" that is "forfeited to the city if reserving party fails to clean the pavilions" and the Outdoor Fee Schedule also provides for a sanitation bond and the DPRCA has determined that it would be beneficial to expand the scope of this bond to include financial penalties to individuals and groups that fail to comply with park rules and ordinances as set for in the Code in addition to sanitation; and

WHEREAS, the City desires to amend the Fee Schedule and the Outdoor Fee Schedule to allow for event bonds, instead of sanitation bonds to be required to ensure compliance with all park rules and ordinances as well as, for ensuring the facility is cleaned after use.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1:

Atlanta Code of Ordinances Section 110-3 (e)(2) discussing sanitation bonds shall be amended by:

- 1) Changing the name of the refundable "sanitation bond" to a refundable "event bond."
- 2) Allowing the event bond to be held to ensure compliance with park rules and city ordinances.

Section 110-3(e)(2) shall now read as follows (bold indicates a new or changed language or fee):

(2) A refundable **event** bond of \$100.00 will be charged to reserve the referenced pavilions, payable on the date the reservation is made. The bond shall be forfeited to the city if reserving party fails to clean the pavilions and deposit trash in the trash receptacles provided by the city prior to leaving the site or if the reserving party is found to be in violation of any terms and conditions as described on the event permit or as described by the city code of ordinances.



SECTION 2:

Atlanta Code of Ordinances Section 142-22(f)(3) discussing sanitation bonds shall be amended by:

- 1) Changing the name of the refundable “sanitation bond” to a refundable “event bond.”
- 2) Allowing the event bond to be held to ensure compliance with park rules and city ordinances.
- 3) Allowing DPRCA to charge and withhold Large Gathering in a Park bonds for purposes including sanitation, compliance with park rules and compliance with city code of ordinances.

Section 142-22(f)(3) shall now read as follows (bold indicates a new or changed language or fee):

(3)

Event bonds. The **event** bonds described below shall be refunded if the city determines, after the conclusion of the outdoor event, that no more than minimal clean-up is required to be performed by the city and there has been no damage to any city property. Where the city determines that a **event** bond should be refunded, it shall refund the bond within 45 days after the conclusion of the outdoor event.

(A)

If the host has conducted a previous outdoor event in the city and has been billed after the outdoor event for restoration services and/or supplemental services, and the host did not pay said bill in full within 30 days of receiving the bill, the city shall require the host to obtain a refundable **event** bond in the amount of said bill for all future outdoor events.

(B)

The city may require a \$100.00 refundable **event** bond where the host applies to reserve a park facility (see also section 110-3(e)(2)) or to have any other outdoor event in a park, provided there is no formal agreement between the host and the city. Where a **event** bond has been posted as part of an outdoor festival application or other outdoor event application, no additional **event** bond shall be required. No more than one **event** bond shall be required for any particular outdoor event. With the exception of bonds required for outdoor festivals, the **event** bond requirement may be waived if the host has performed or held an outdoor event at least once per year during the past three consecutive years and completed all clean-up and cooperated fully with the city during each of those outdoor events.

(C)

A \$100.00 refundable **event** bond shall be required for all assemblies, as defined in article VI of this chapter.



SECTION 3: The new and modified event bond created by Section 1 and Section 2 of this Ordinance shall be deposited into the following ACCOUNT SEGMENTS: 7701 (Trust Fund) 140201 (PRC Parks Admin.) 3472009 (Fees- Pavilion) 6210000 (Parks Admin.) 600359 (Ground & Site Improvements) 69999 (Non Capital Trust); Greenspace.

SECTION 4: All ordinances and resolutions in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.

A true copy,

Deputy Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

January 07, 2013
January 16, 2013

		01-07-13
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT
1. 12-O-1140	35. 12-R-1777	43. 12-R-1785
2. 12-O-1670	36. 12-R-1778	44. 12-R-1786
3. 12-O-1671	37. 12-R-1779	45. 12-R-1787
4. 12-O-1672	38. 12-R-1780	46. 12-R-1788
5. 12-O-1680	39. 12-R-1781	47. 12-R-1789
6. 12-O-1822	40. 12-R-1782	48. 12-R-1790
7. 12-O-1673	41. 12-R-1783	49. 12-R-1791
8. 12-O-1819	42. 12-R-1784	50. 12-R-1792
9. 12-O-1821		51. 12-R-1793
10. 12-O-1639		52. 12-R-1794
11. 12-O-1640		53. 12-R-1795
12. 12-O-1720		54. 12-R-1796
13. 12-O-1431		55. 12-R-1797
14. 12-O-1653		56. 12-R-1798
15. 12-R-1772		57. 12-R-1799
16. 12-R-1773		58. 12-R-1800
17. 12-R-1774		59. 12-R-1801
18. 12-R-1775		60. 12-R-1802
19. 12-R-1769		61. 12-R-1803
20. 12-R-1770		62. 12-R-1804
21. 12-R-1771		63. 12-R-1805
22. 12-R-1823		64. 12-R-1806
23. 12-R-1824		65. 12-R-1807
24. 12-R-1063		66. 12-R-1808
25. 12-R-1161		67. 12-R-1809
26. 12-R-1610		68. 12-R-1810
27. 12-R-1623		69. 12-R-1811
28. 12-R-1760		70. 12-R-1812
29. 12-R-1723		
30. 12-R-1762		
31. 12-R-1765		
32. 12-R-1766		
33. 12-R-1767		
34. 12-R-1768		