

CHAPTER 6.16OPERATIONS PERMIT: OUTDOOR ASSEMBLAGES6.16.010 Purpose.

A. It is the purpose of this chapter to subject outdoor assemblages to reasonable regulations designed to permit such assemblages to be held while assuring the safety and well-being of the participants, persons attending, neighbors and the general public. (Ord. 87-29)

B. It is unlawful for any person to commence, conduct, manage, participate in, advertise or sponsor an outdoor assemblage without first having obtained an Operations Permit: Outdoor Assemblage.

C. Notwithstanding the provisions of this Chapter, proposed activities shall be subject to Zoning Regulations and Coastal Development requirements, pursuant to Title 30 of this Code. (Ord. 94-06)

6.16.020 Definitions.

A. "Outdoor Assemblage" means any outdoor event to which members of the public are invited or admitted for a charge or free of cost and which is attended or expected to be attended by more than 500 persons other than:

1. An event which is held in a permanent facility for which a use permit has been issued pursuant to the appropriate sections of this Code for the operation of an amusement park, open air theater, racetrack, commercial sport or recreational enterprise, circus, carnival or fairground; or

2. An event which is held on property owned by or under the control of a public agency and which is held pursuant to a permit, license, or lease approved by the governing board of said public agency, which permit, license or lease contains specific authorization for said event.

B. A "public agency" includes counties, cities, municipal corporations, political subdivisions, public districts and public agencies of the State of California.

C. "An automobile parking space" when required by this Chapter means any prepared space with not less than 144 square feet of usable area, and not less than 8 feet on any side; located on or contiguous to the land on which the outdoor assemblage is conducted.

6.16.030 Issuing Authority. The City Manager is the issuing authority for Operations Permit: Outdoor Assemblages.

6.16.040 Application. An application shall be filed no less than 25 working days prior to the proposed date for the outdoor assemblage.

6.16.050 Regulations.

- A. The permittee shall be required to provide:
1. Adequate lighting;
 2. Provisions for cleaning up the premises after termination of the outdoor assemblage;
 3. An emergency communications system sufficient to meet the reasonable, emergency requirements of the sheriff and the fire chief;
 4. A means for assuring that the number attending the outdoor assemblage does not exceed the number allowed by the permit;
 5. Such other conditions as the City Manager finds necessary for reasons of health, sanitation, supply of food, supply of water, prevention of unreasonable noise, or the promotion of the general welfare.
- B. The permittee shall provide drinking water which shall be wholesome, potable and from a source holding a valid permit from the California State Department of Public Health or the San Diego Department of Public Health Services. The permittee shall provide:
1. One drinking fountain for the first 100 persons;
 2. Two drinking fountains for more than 200 but less than 500 persons;
 3. One additional drinking fountain for each additional 500 persons or fraction thereof;
 4. Each drinking fountain shall be equipped with a guarded angle jet orifice;
 5. If the Health Officer finds that lesser or different facilities are sufficient instead of the above, the permittee shall provide such facilities.
- C. The permittee shall provide at least the number of water closets, urinals and lavatories determined by the issuing authority to be sufficient for meeting the demands of the proposed event.

D. The permittee shall provide the number and type of garbage and trash containers determined by the issuing authority to be necessary to satisfy the demand created by the proposed event.

E. The permittee shall provide parking spaces on-site or adjacent to the premises in a number equal to one-fifth of the number of persons which the permit authorizes to attend the event unless the issuing authority finds that a smaller number of parking spaces is sufficient. The automobile parking spaces shall be graded, marked and separated by a physical barrier from the area where the patrons will attend the event. At all times between one hour before the beginning of the event and one hour after its termination, the permittee shall provide parking attendants at all entrances, exits and within the parking lots.

F. The permittee shall provide at every outdoor assemblage one security guard approved by the sheriff for each 200 persons which the permit allows to attend, whether actually present or not. The required security guards shall be constantly in attendance during the entire time the event is in progress and shall devote their entire time and attention to keeping order, and observing and enforcing all applicable statutes and ordinances to include the conditions in the permit. The sheriff shall approve a security guard unless the sheriff finds that the individual is unable to perform the duties specified in this Chapter.

G. The permittee shall provide all fire protection and fire safety measures found necessary to protect those attending the event by the fire chief.

H. Within 72 hours after the end of the event, the permittee shall clean up the premises and remove all trash and debris therefrom.

I. The permittee shall operate the event only on those days and during the hours specified in the permit.

J. The permittee shall prevent the entrance of and shall not admit to the premises on which the event is held any person who does not possess a ticket except a peace officer or other public officer in the performance of the public officer's duties. Admission shall be by ticket only. The permittee shall not sell, give or distribute a greater number of tickets than the number which the permit allows to attend. The permittee shall not admit any person to any event if such admission would result in a greater number of persons present than allowed by the permit.

K. The permittee shall not allow a person to enter, be or remain on any part of the premises on which the event is conducted if such person is in the possession of, consuming, using or under the influence of any alcoholic beverage or drug.

L. The permittee shall use such methods of dust control as are required by the permit to prevent the arising of dust to an extent that may endanger the public health or safety.

M. The permittee shall provide all exterior and interior access ways which the City Manager finds necessary for the use of participants at the event. All exterior and interior access ways shall be clearly delineated by means of curbs or buffers on the ground. The permittee shall insure that no person occupies any such access way except for the purpose of access or to cross the same.

N. In selling, preparing, delivering and serving food or beverages or both, the permittee shall comply with all applicable health regulations.