

6-17-20

ORDINANCE NO. 31557

An ordinance amending Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code by amending Sections 42A-2, 42A-6 and 42A-12; providing a definition for the temporary parklet program; establishing fees for extended permits; providing additional time for temporary parklet permits; providing a penalty not to exceed \$500; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (25.1) to read as follows:

“(25.1) TEMPORARY PARKLET PROGRAM means the program approved by the Dallas City Council in response to the impacts of COVID-19 to permit the activation of adjacent parking spaces or sidewalks for use as additional seating or service areas in an effort to assist local businesses with their economic recovery.”

SECTION 2. That Subsection (a), “Special Event Permit,” of Section 42A-6, “Fees,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended to read as follows:

“(a) Special event permit. An applicant for a special event permit shall pay the following application processing fees:

Special Event Application Processing Fees*	
Base Application Fee Based On Expected Total Attendance	
<200	\$50
201 – 400	\$80
401 – 800	\$100
801 – 1000	\$150
1,001 - 2,000	\$200
2,001 - 4,000	\$300
4,001 - 8,000	\$400
8,001 - 12,000	\$500
12,001 - 20,000	\$600
20,001+	\$700
<i>In addition, select the applicable street closure fee:</i>	
No Street Closure - An event with no street closures.	\$0
Static Street Closure Event (Simple) - An event with a set footprint that is limited to one block on residential/neighborhood streets and does not involve the closure of any intersections.	\$50
Static Street Closure Event (Moderate) - An event with a set footprint that includes the closure of one to three street blocks or intersections.	\$100
Static Street Closure Event (Complex) - An event with a set footprint that includes the closure of four or more street blocks or intersections, or any closure in a high impact area.	\$200
Moving Event (Simple) - A moving event that is limited to trails and residential or neighborhood streets.	\$75
Moving Event (Moderate) - A moving event on city streets other than residential/neighborhood streets and outside of a high impact area.	\$150
Moving Event (Complex) - A moving event of which any part moves through a high impact area.	\$300

* No application processing fees for a special event that is open to the public and being conducted at the Dallas Farmers Market as produced by the Dallas Farmers Market in compliance with the market's agreements and covenants with the city. An application under the temporary parklet program must pay a one-time base application fee of \$50 based on an application with an expected total attendance of less than 200."

SECTION 3. That Subsection (j) of Section 42A-12, "Application; Issuance," of Article II, "Special Event Permits," of Chapter 42A, "Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners," of the Dallas City Code is amended to read as follows:

“(j) After reviewing and confirming all permit requirements have been met, the director shall issue the special event permit unless denial or revocation is required by Section 42A-20. Except as provided in this subsection, a special event permit will be issued for a period not to exceed 10 consecutive days. A special event permit for a city-sponsored event on city hall plaza will be issued for a period not to exceed 30 consecutive days. Except as provided in this subsection, a [A] special event permit may be extended for additional consecutive 10-day periods not to exceed 60 days in a calendar year. Except as provided in this subsection, a[A]ll applicable fees must be paid for any permit extensions. A special event permit issued under the temporary parklet program may be extended for additional consecutive 10-day periods until December 31, 2020. No fees are required for extension of a special event permit issued under the temporary parklet program.”

SECTION 4. That Section 42A-12, “Application; Issuance,” of Article II, “Special Event Permits,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Subsection (l) to read as follows:

“(l) Special event permits issued under the temporary parklet program may not be extended beyond December 31, 2020.”

SECTION 5. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$500.

SECTION 6. That Chapter 42A of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 7. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 8. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 9. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

CHRISTOPHER J. CASO, City Attorney

By  _____
Assistant City Attorney

Passed _____ JUN 24 2020 _____



PROOF OF PUBLICATION – LEGAL ADVERTISING

The legal advertisement required for the noted ordinance was published in the Dallas Morning News, the official newspaper of the city, as required by law, and the Dallas City Charter, Chapter XVIII, Section 7.

DATE ADOPTED BY CITY COUNCIL JUN 24 2020

ORDINANCE NUMBER 31557

DATE PUBLISHED JUN 27 2020

ATTESTED BY:

A handwritten signature in black ink, appearing to be "R. G. ...".