

**CITY OF AMITY
ORDINANCE NO. 657**

**AN ORDINANCE REGULATING THE RENTAL OF CITY-OWNED FACILITIES AND
PROVIDING PENALTIES FOR VIOLATION**

THE CITY COUNCIL OF AMITY ORDAINS AS FOLLOWS:

SECTION 1. Definitions.

For the purpose of permitting rental of city-owned facilities, the following definitions apply:

A. "City-owned facility" means any building, structure or land owned by the City of Amity and made available for public use by the granting of a permit for temporary rental of the building, structure or land.

B. "Facility use permit" means a submitted document completed by an applicant requesting use of a city-owned facility, following the current procedures established, corresponding fees and conditions.

SECTION 2. Permit required.

It shall be unlawful for any person, group or organization to utilize any city-owned facility for any event without first obtaining a facility use permit from the City of Amity for use of such facility. No facility use permit shall be issued until all associated fees have been paid and all requirements have been met.

Policies regarding use, application process, fees and other requirements shall be set by City Council by separate resolution or ordinance.

SECTION 3. Alcoholic Beverages not permitted

Except for OLCC or City approved events, no person shall possess or consume any intoxicating liquor upon any City-owned facility.

SECTION 4. Unreasonable Use of Sound Amplification Devices Prohibited.

The unreasonable operation or use of any device designed for sound production, amplification, or reproduction, including, but not limited to, any radio, musical instrument, phonograph, television set, tape recorder, loudspeaker, compact disc player, or other similar device, is prohibited in or upon any City-owned facility. Pursuant to this section, unreasonable sound amplification occurs when a person operates, or permits the operation of, any sound amplification system as described above which is plainly audible outside of a 50-foot radius. This prohibition shall not apply to activities sponsored or authorized by the City.

SECTION 5. Possession of Fireworks Prohibited.

No person shall possess or ignite fireworks, as defined in ORS 480.110, upon any City-owned without the written permission of the City. This prohibition shall not apply to activities sponsored or authorized by the City.

SECTION 6. False information.

It is unlawful for any person to supply false information in connection with any application required by this chapter with intent to obtain a permit or license required in this chapter.

SECTION 7. Violations.

The conviction of a person for violation of any provision of this ordinance may not serve to relieve the person from paying the fee or penalty for which the person is liable. The payment of any fee may not bar or prevent legal prosecution of a complaint for the violation of any provision of this chapter.

SECTION 8. Revocation of permit.

Upon determination that a permitted use of any city-owned facility within the city violates city or county ordinances or state or federal laws, or that the application contains false or misleading information, the City Administrator may revoke the permit in advance of the scheduled use of the facility. In such cases, the fees paid for use of the facility are non-refundable.

SECTION 9. Termination of facility use permit.

The Amity Police Department may immediately terminate a facility use permit during the event for any violation of city, county, state or federal law, or for any violation of the permit requirements and restrictions. The Police Department may issue a citation to the permit applicant for any such violation. Such citation shall be in addition to any other charges that may be brought for separate violations of law or ordinance. The permit applicant shall be legally responsible for any violations occurring during the event at the facility for which the applicant has a permit for use.

SECTION 10. Penalties.

Violation of, or failure to comply with, any part of this ordinance shall be a Class 4 violation for the first offense, a Class 3, violation for a second offense within one year, and a Class 2 violation for any subsequent violations within a one year period of the first violation. Such fine shall be in addition to forfeiture of permit fees and cleaning or damage deposits made for the use of the facility.

SECTION 11. Effective Date

This ordinance shall take effect thirty (30) days after second reading and final passage.

FIRST READING: JULY 3, 2018

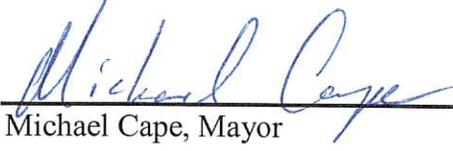
SECOND READING: AUGUST 1, 2018

PASSED AND APPROVED THIS 1st DAY OF AUGUST 2018.

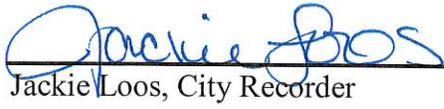
Ayes: *max walker, Caralyn miller, William Daley, Joshua Simonson*

Nays: *None*

SIGNED:


Michael Cape, Mayor

ATTEST:


Jackie Loos, City Recorder