

ORDINANCE 2024-12

AN ORDINANCE AMENDING SECTION 134-520 REGARDING SPECIAL EVENTS TO ADD CITY PROPERTY TO POSSIBLE SITES FOR SPECIAL EVENTS; LIMITING THE HOURS FOR USE OF AMPLIFIED SOUND; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 134-520 provides for special events; and

WHEREAS, the City Commission finds that certain City property may be appropriate for special events;
and

WHEREAS, the City Commission finds that it is in the public interest to amend Section 134-520 to include City property as a possible location for special events; and

WHEREAS, the City Commission finds that the use of amplified sound during certain hours can intrude on the quiet enjoyment of property, particularly residential property; and

WHEREAS, the City Commission finds that it is in the public interest limit the hours during which amplified sound at special events; and

NOW THEREFORE, BE IT ORDAINED by the City Commission of the City of Belleview, Florida that 134-520 of the City Code is amended to add City property to the possible sites for special events, and to limit the hours during which amplified sound may be used at special events, which Section 134-520 shall read as follows:

“Sec. 134-520. Special events.

Special events such as temporary flea markets, circuses, carnivals, outdoor concerts, festivals, and promotional activities may be permitted under the following criteria:

- (1) The events may be permitted in all zoning districts. If located in a residential district as defined in Section 134-240, the event must be on City of Belleview property or the site of an existing civic organization (e.g., place of worship, school, fraternal organization or similar activity)
- (2) Circuses and carnivals shall further be subject to the requirements of Section 14-1 of the city’s code of ordinances.
- (3) Locations for special events (excluding Circuses and carnivals that must meet the requirements of Section 14-1) are limited to the following roads and highways: State Road 500 (also known as HWY 441), State Road 35 (also known as Baseline Road), County Road 25, and County Road 484 west of State Road 500.
- (4) No parcel shall be occupied by a special event for more than four times per calendar year and no more than 12 total days per calendar year.
- (5) Amplified sound/music shall not be used between the hours of 7:00 p.m. and 8:00 a.m., Sunday through Thursday, and between the hours of 10:00 p.m. and 8:00 a.m. on Friday and Saturday.
- (5) The operator of a special event must:
 - a. Obtain written permission from the property owner and have such permission available on site during the operation of the special event.
 - b. Provide adequate off-street parking as required by chapter 118, article II, division 3.
 - c. Provide adequate restroom and sanitary waste disposal facilities which meet or exceed all applicable laws.
 - c. Ensure safe and adequate ingress and egress to the property, including safe sight distance for vehicles entering or leaving the property.

- d. Ensure that all use areas (i.e., sales, activities) other than parking are located at least 25 feet from a public right-of-way and residential properties.
- (6) Tents erected as part of operations shall be subject to fire code requirements.
- (7) The operator shall obtain permits for any structures to be located on the property or if such event requires electricity or plumbing permits the operator shall obtain such permits prior to operation.
- (8) The city administrator or designee shall have authority to require immediate compliance with the provisions of this section.
- (9) Nothing herein shall relieve an operator of a special event from complying with other applicable codes, ordinances, and regulations.”

BE IT FURTHER RESOLVED that this Ordinance shall become effective immediately upon adoption.

CERTIFICATE OF ADOPTION AND APPROVAL

The above and foregoing ordinance was duly read and approved upon **First Reading** by a ___ to ___ vote of the City Commission of the City of Belleview, Florida, at a Regular Meeting held on September 17th, 2024. Said ordinance was duly read, passed, and adopted upon **Final Reading** by a ___ to ___ vote of the City Commission of the City of Belleview, Florida at a Public Hearing held on October 1, 2024

CHRISTINE DOBKOWSKI
Mayor

Attest:

MARIAH MOODY, CMC
City Clerk

Approved as to Form and Legal Sufficiency
For the use and Benefit of the City of Belleview Only:

FREDERICK E. LANDT, III
City Attorney

CERTIFICATE OF ADVERTISING

I HEREBY CERTIFY that foregoing Ordinance was advertised for a Public Hearing in the October 19, 2024 edition of the Voice of South Marion newspaper in accordance with Florida Statutes.

Mariah Moody, CMC
City Clerk

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Special Events