

ORDINANCE NO. 2211-14

**AN ORDINANCE OF THE CITY OF WOODBURY AMENDING THE CODE
OF THE CITY OF WOODBURY CHAPTER 141 PEDDLING
AND SOLICITING, SPECIFICALLY SECTION 141-22 “CHARITABLE
OR CIVIC NON-PROFIT FESTIVALS”**

NOW, THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Woodbury, Gloucester County and State of New Jersey, that the Code of the City of Woodbury is hereby amended to add to Section 141-22 “Charitable or Civic Non-Profit Festivals” the provisions as set forth below:

Chapter 141 Peddling and Soliciting

Subsection 141-22: Charitable or Civic Non-Profit Festivals

C. A “**Special Event**” is defined as an event sponsored by an organization who desires to use a portion of the public streets, or other public property, or avail itself of public facilities. Such event must be sponsored by a nonprofit corporation, a nonprofit civic association, a charitable association, a religious association or any other association of persons, where the profits of such association, in connection with the event, are dedicated to a nonprofit charitable association, religious association or well-known benevolent association, or to a governmental organization, such as a police or fire department for acquisition of equipment or for expenses in running programs in the municipality and schools, such as the D.A.R.E. Program. Special events shall include such events as parades, festivals, craft fairs, art shows, car shows, bike/foot race, walk-a-thons, fund raising events with entertainment and similar events during which vendors in addition to existing shops and stores within the commercial district will make sales of merchandise or food.

D. Requirements for organization seeking to sponsor Special Events.

Any organization set forth in the above definition may sponsor a Special Event and shall comply with the following requirements:

1. A Special Event Application must be completed and filed with the City Administrator.

2. If food is to be prepared and sold at the "special event", the sponsor organization is required to inform each food vendor that he/she must register with the City of Woodbury and pay a \$25 fee as codified in Section 217-1 of the Code of the City of Woodbury. If the vendor is a business located in the City of Woodbury and has already paid his/her annual vendor fee, then said business is exempt from having to pay the fee to participate in the special event.

3. If the food vendor is using propane or other fuel for cooking, then the vendor must obtain from the Woodbury Fire Department Bureau of Fire Prevention a Type IV Fire Safety Permit pursuant to *N.J.A.C. 5:70-2.7(a)* and pay the prescribed fee.

4. In lieu of each vendor being charged a merchandise fee, as defined in Section 141-12 of the Code of the City of Woodbury, the sponsor organization may agree in writing to pay the Special Event Merchandise Fee set forth below.

5. The City of Woodbury sets forth the following "Special Event Merchandise Fee". The goal of this new fee schedule is to encourage participation in Special Events sponsored by charitable organizations.

<u>No. of Vendors Participating in the Special Event*</u>	<u>Fee</u>
0-5 Vendors	\$100.00
6-10 Vendors	\$200.00
11-15 Vendors	\$300.00
16-20 Vendors	\$400.00
20+ Vendors	\$500.00

*If the vendor is a business or another non-profit entity located in the City of Woodbury, then said vendor is not included in the count.

6. Insurance and Hold Harmless and Indemnification Agreement.

(a) The sponsoring organization shall provide proof of general liability insurance in the amount of \$1,000,000 issued by an insurance company licensed to do business in the State of New Jersey in a form acceptable to the City of Woodbury covering the sponsoring organization and naming the City of Woodbury, its officers, agents and employees as additional insureds covering all claims or damages to all property and for bodily injury, including death, which may arise from the special event or in connection with operations of the special event and shall provide that the policy shall not terminate or be cancelled prior to the expiration date without thirty (30) days advanced written notice to the City which insurance shall be primary with any other insurance of the City of Woodbury being excess and only for the benefit of the City of Woodbury.

(b) The sponsoring organization shall execute a Hold Harmless and Indemnification Agreement in favor of the City of Woodbury in a form acceptable to the City of Woodbury.

7. The sponsoring organization may request to host an ongoing, seasonal, or multi-date event in which case the above vendor fee schedule applies for any five (5) individual days of operation in the course of the event. For events in excess of five (5) days, an additional \$25 fee is assessed per vendor which additional fee shall cover up to an additional (10) individual days in the course of the event. This multiple day event fee structure only applies when at the

time of application for the event multiple days of operation of the event are requested, documented and approved as part of the Special Events Permit.

THE FOREGOING was introduced by the City Council of the City of Woodbury at a regular meeting held on August 12, 2014. This Ordinance will be considered for adoption at final reading and public hearing to be held on August 26, 2014 at 7:30 p.m. or at such time as may be determined and announced, in City Hall, Council Chambers, 33 Delaware Street, Woodbury, New Jersey, at which time and place all persons interested will be given the opportunity to be heard concerning said Ordinance. During the time prior to and up to and including the date of such meeting, copies of said Ordinance will be made available at the City Clerk's Office to the members of the general public who may request same.

CITY OF WOODBURY

By: WILLIAM FLEMING, JR.,
Council President

ATTEST:

ROY A. DUFFIELD, Clerk

Approved:

WILLIAM J. VOLK, Mayor