

TITLE 4

SPECIAL EVENT AND STREET PERFORMER PERMITS

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Chapter 4.01

PURPOSE

The purpose of this Title is to establish clear procedures through which a proposed special event or street performance may be permitted within the City of Moab. Special events are an integral component of the economy and sense of identity of Moab. Special events frequently impact businesses, neighborhoods, and normal day-to-day municipal functions, which is why the City sets forth below specific procedures and requirements to mitigate those impacts while ensuring a safe and successful event or street performance.

Chapter 4.02 DEFINITIONS

The following definitions apply to this Title:

“Applicant” means the person, persons, or entity submitting an application under this chapter and who is responsible for the conduct of the event. The applicant signs the special event permit application and all other documents relevant to the event. The applicant is legally responsible for compliance with all terms of an issued permit.

“Charge” shall be defined as requiring someone to pay a fee or to set, negotiate or establish a fee for a performance. Seeking voluntary contributions through passing around a hat, leaving an open instrument case or other receptacle, or soliciting donations after a performance is not defined as a charge.

“Debriefing” means a meeting held by the Special Events Review Committee (SERC) within thirty business days of the close of the event. Attendance/participation of the applicant at this meeting is mandatory.

“Fees” means all charges assessed by the City of Moab for permitting, staffing, equipment use/rental, property use/rental, set-up, clean-up, inspections, public labor charges, or public equipment rental charges assessed to a special event and established within the event permitting process. See Section 4.15.

“Mass gatherings” are defined by Rule 392-400 of the Utah Administrative Code. Applicants must contact the Southeastern Utah District Health Department for information about mass gathering permits and food handling permits to the extent otherwise required by Utah law.

“Nonprofit organization” means an organization that qualifies for tax-exempt status according to the U.S. Treasury under Section 501(c)(3) of the Internal Revenue Code, which is created and operated to benefit the public interest and which includes a charitable, educational, scientific, religious, recreational, or artistic purpose.

“Permittee” means the applicant holding a valid permit under this chapter.

“Private event” means an event which is:

- Closed to the general public;
- Held entirely on private property for which such events are a permitted use under Title 17, or City property for which a permit has been obtained;
- Does not require installation of temporary water, power, cooking, sanitation, or waste management facilities; and
- Does not adversely impact City personnel, services, or facilities.

Private events shall not in any case be defined to include any event to which the public is invited, whether by advertisement or otherwise, or events where an admission fee is charged.

Private events are not regulated by this chapter except where specifically noted; however, the Moab police department may take enforcement action in the event of a nuisance, breach of the peace, noise violation, or the like.

“Performance” shall be defined to include, but not be limited to, the following activities: playing music, singing, dancing, pantomiming, puppeteering, juggling, fire-spinning, reciting, etc. Performance does not include providing personal services.

“Public event” shall be defined to mean any gathering which is open to all persons, which is advertised as open to the general public, or which is open to all persons who purchase admission.

“Special event” means a sporting, cultural, entertainment, commercial, or similar gathering, whether held for profit or on a nonprofit basis, occurring for a limited or fixed duration, not to exceed fifteen consecutive days, and which is likely to attract a large number of participants or spectators. By way of illustration, and not of limitation, special events subject to this chapter include: concerts, fairs, rallies, athletic events, or temporary sales events. Special events are further defined as follows:

Level I Event. Events expected to be attended by not more than two hundred people per day and which include one or more of the following:

- Partial or rolling street closure of City right-of-ways, including streets, sidewalks, and/or pathways;
- Vendor sales or concessions;
- Amplified sound; or
- An entrance fee or ticket charge for the event.

Level II Event. Events expected to be attended by more than two hundred people per day and which may include one or more of the following:

- Full public street closure of City right-of-ways;
- Vendor sales or concessions;
- Amplified sound; or
- An entrance fee or ticket charge for the event.

“Special Events Review Committee (SERC)” means a committee made up of representatives from City departments including, but not limited to, police, parks, public works, and representatives from the Southeastern Utah Health Department, Moab Valley Fire Protection District, and a County special events representative. The special events coordinator or his/her designee shall be the chair of this committee.

“Special events coordinator” means the City employee who administers the provisions of this chapter.

“Speech event” means an activity conducted primarily for the expression of political, social, religious, cultural, or other constitutionally protected speech. Speech events may include rallies, picketing, protesting, marching, demonstrating, or debating matters of public concern on any

City street or other property. Speech events do not include events held in furtherance of a business or commercial purpose.

“Street closure” means the deliberate blockage of any public street or City owned parking facility to prohibit the flow of traffic or access of vehicles.

“Street performer” shall be defined as an individual or group who performs in a public area or a private outdoor area adjacent to a public street or sidewalk, for the purpose of providing public entertainment.

“Substantial change” means changes to an existing special event that cause the need for a different review level or cause the need for review by the City Council. These changes include, but are not limited to: increased need for street closures; increased need for police support; a change in duration; an increase in anticipated attendance; or the addition of vendor sales or concessions.

“Vendor” means a person selling food, beverages, souvenirs, or other merchandise at a special event. The term “vendor” does not include the sale of memberships in an organization which is the special event applicant.

“Venue” means the location or locations where a special event is held, including all ingress/egress routes, parking, and necessary facilities for the event.

Chapter 4.03
SPECIAL EVENT PERMITS REQUIRED--APPLICATION AND REVIEW
PROCEDURE

Sections:

- 4.03.010** **Permits required.**
- 4.03.020** **Permit exceptions.**
- 4.03.030** **Application and review procedure.**

4.03.010 **Permits required.**

Any person wishing to hold a special event shall first obtain a permit under this chapter. It is unlawful for any person to hold a special event without obtaining a special event permit. All permits issued pursuant to this chapter are non-transferable and expire on the date specified.

4.03.020 **Permit exceptions.**

A. The following activities are exempt from this chapter:

1. Funeral processions by a licensed mortuary;
2. Activities lawfully conducted by a governmental agency on property or in facilities owned by that same agency;
3. Filming activities authorized by another type of permit;
4. Private events; or
5. Speech events that do not meet the definitions of a Level I or Level II event.

4.03.030 **Application and review procedure.**

A. All requests for a special event permit shall be made on a special event application prescribed by the City. The applicant shall submit the permit fee with the completed application. Application materials are available at City Hall and online at the City of Moab website, and must be completed and submitted to the special event coordinator according to the guidelines below unless otherwise approved by the special event coordinator upon a showing of good cause:

1. Not less than ninety days prior to the scheduled opening of any Level I or Level II event; or
2. Not less than seven days prior to a speech event.

3. Level II events may apply no earlier than one year prior to the requested date of the event.

B. All event applications will be reviewed to determine if the applicant has provided sufficient plans (including proof of financial responsibility and other licenses), equipment, personnel, and facilities to provide for the safe and orderly conduct of the event without imposing an unreasonable burden on public services, other businesses, or adjacent residents. Depending on the type and size of the event, the special event coordinator may require the applicant to submit additional documentation prior to review by SERC, which may include but is not limited to:

1. Proof of financial responsibility, which may include damage deposit(s), a performance bond, and/or liability insurance sufficient to cover anticipated risks;
2. A transportation and traffic control plan showing parking, ingress/egress routes, pedestrian access, and emergency access;
3. A staffing and security plan, which shall identify and describe numbers and types of security personnel, emergency medical services (EMS) and/or fire personnel, other staff, support facilities, and the like;
4. A facilities plan showing power, lighting, public address, stage, restrooms, waste disposal, water facilities, vending, and other facilities needed for the event;
5. Proof that the applicant has obtained (or will obtain by the date of the event) any other applicable governmental permits or licenses needed for the event, including, but not limited to: sales tax licenses, alcohol licenses, access permits, and/or food service permits from the Southeastern Utah Health Department;
6. If applicable, a statement of authorization from the special event sponsor identifying all vendors intending to conduct business on the premises of the special event; and
7. Any other information deemed necessary by staff for review of the event.

C. Upon receipt of a complete special event permit application and the permit fee, the special events coordinator shall schedule the application for review by the SERC. The SERC shall review and shall have the authority to administratively approve, approve with conditions, or deny the following applications:

1. Level I applications and renewals; and
2. Level II applications for renewals with no substantial changes from the previous year's event.

D. Where an application is not subject to approval by the SERC, it shall review the matter and provide an advisory recommendation to the City Council.

E. The City Council shall review and approve, approve with conditions, or deny the following applications:

1. Applications for new Level II events; as used herein, a “new Level II event” shall mean any Level II event being proposed for the first time;
2. An event renewal of a Level I event that now qualifies as a Level II event;
3. Level II event permit renewals where material elements of the event have substantially changed from the previous application; and
4. A Level II event which was not renewed for a period exceeding one year.

F. The special events coordinator shall promptly notify the applicant of the SERC recommendation to council and of the date the application will be scheduled before the City Council. The application shall be heard at a duly noticed public meeting. The City Council shall review the application for compliance with the standards set forth in this chapter.

G. Conditions required as part of the approval of an event permit may include, but are not limited to:

1. Restrictions on duration or hours of operation;
2. Restrictions on total attendance;
3. Limitations on vending or alcohol sales;
4. Limitations on parking, participant transportation, ingress/egress;
5. Limitations as to noise, dust, glare, or sound amplification;
6. Security, EMS, or other public safety measures;
7. Insurance, damage deposits, or other financial guarantees; and
8. Other measures which may reasonably provide for public health, safety, and welfare in connection with an event.

H. For purposes of this chapter, a special event permit is not deemed granted until the special event coordinator certifies in writing that all conditions of approval required prior to the event date have been satisfied.

I. A special event permit issued under this chapter is specific to the permittee, and may not be assigned. Any purported assignment shall result in the permit being deemed void.

Chapter 4.07
SERVING ALCOHOL AT SPECIAL EVENTS

Sections:

- 4.07.020 Alcohol at public spaces.**
- 4.07.030 Application.**
- 4.07.040 Operational restrictions.**

4.07.020 Alcohol at public spaces.

A. Public events at City-owned facilities. The serving, consumption, and sale of alcoholic beverages at public events held at City-owned facilities, including parks, public streets, and sidewalks, may be permitted by the City Manager on a case-by-case basis as part of the special event permitting process.

1. Serving of alcohol shall be limited to the hours of ten a.m. until nine p.m. during the event.
2. Areas designated for the serving of alcoholic beverages must be located at least one hundred feet away from designated playgrounds, the skate park, and similar facilities.

B. Private events at the MARC. City staff is authorized to approve private events at the MARC where alcohol may be served.

1. Sponsors of private events at the MARC must:
 - a. Pay the applicable rental fee, as established from time to time by the City Council, and execute a public facility use agreement indemnifying and holding the City harmless from all liability associated with the serving and consumption of alcohol at the event; and
 - b. Comply with applicable laws governing the consumption and distribution of alcohol.
1. All events at the MARC, public or private, shall be concluded by eleven p.m.

C. Public events at County-owned facilities. The serving, consumption, and sale of alcoholic beverages to the public at facilities owned by Grand County within the City may be permitted by the City Manager provided each of the following conditions are met:

1. The event sponsor obtains approval from Grand County;
2. The event sponsor obtains the applicable State of Utah single event permit or temporary special event beer permit after receiving the City's written local consent, and abides by all terms and conditions of the State of Utah permit;
3. The event sponsor obtains the applicable City of Moab alcohol licenses; and

4. The event sponsor obtains the applicable special event license.

D. The applicable decision maker for any event authorized under this section shall be authorized to attach such other and additional terms and conditions upon the use and occupancy of public facilities as may be deemed necessary and appropriate, depending upon the nature of the event planned. These additional terms may include, but shall not be limited to:

1. Special limitations as to hours of operation;
2. Limits on the occupancy or total numbers of guests;
3. Security requirements;
4. Parking limitations;
5. Limits on the areas to be occupied by the event; and
6. Any conditions reasonably related to the safety of event participants, and the safety and peace of the general public.

4.07.030 Application.

Applicants who desire to serve alcohol at a special event must obtain written local consent from the City Manager and a state license under the Utah Alcoholic Beverage Control Act.

Concurrent with the application for local consent to serve alcohol at a special event, the applicant shall apply for a special event license, as provided under the City Code, all of which may be processed together by the City.

A. Contents of application for local consent. In addition to the application requirements set forth in Section 5.20.200, an application for local consent for a special event -with alcohol shall include the following:

1. The times, dates, location, nature and a description of the event;
2. A description or scaled floor plan designating:
 - a. The sites from which the applicant proposes that alcoholic beverages be sold or served, including all dispensing points. Dispensing points include storage areas, booths, tables, bars and other areas set apart for the sale of alcoholic beverages; and
 - b. The areas in which the applicant proposes that alcoholic beverages be allowed to be consumed.;
3. A statement of the purpose of the association or entity conducting the event;
4. A signed consent form authorizing law enforcement officers or City code enforcement officials an unrestricted right to enter the premises during the event for purposes of monitoring compliance with all license terms and City codes; and
5. An application fee, which sum shall be refundable in the event that the local consent is not granted.

- B. Application fee, denial of local consent, or conditions attached to local consent.
 - 1. Application fees for -local consent for a special event serving alcohol shall be established by the City Council from time to time.
 - 2. The City Manager shall review an application for local consent to serve alcohol at a special event, and may approve the application as submitted, deny the application, or approve the application subject to conditions. Those conditions may include, but are not limited to:
 - a. Restrictions upon the dates of operation, hours of operation or location;
 - b. Parking, traffic control, security, sanitary facilities or similar public safety conditions; and/or
 - c. Insurance, liability protection, or similar financial guarantees.
 - 3. The City reserves the right to revoke local consent at any time, even after the applicant has received a license to serve alcohol from the State of Utah.

4.07.040 Operational restrictions.

- A. All persons involved in the sale or serving of alcoholic beverages at the event shall do so only under the supervision and direction of the licensee. The licensee shall be solely responsible for compliance with all applicable terms of the license, City ordinances, and the Utah Alcoholic Beverage Control Act.
- B. No beer or other alcoholic beverage shall be brought by persons other than the licensee onto the premises of the event
- C. Alcohol purchased for the event may not be stored in any place other than that described in the application for local consent and designated on the state permit.
- D. Alcohol purchased for the event may not be sold or served in any place other than the sites described in the application for local consent and designated on the state permit.
- E. Alcohol purchased for the event may not be consumed in any area other than that described in the application for local consent and designated on the state permit.
- F. Local consent for serving alcohol at a special event is not transferable, whether to another person, or another location.
- G. Local consent shall be approved for a specific event scheduled on a date or dates certain and shall be valid for a period not to exceed five consecutive days.
- H. No more than two consents for special events with alcohol shall be granted in any calendar year to any applicant.
- I. No sale of beer shall exceed a sixteen ounce serving.

J. Minors shall not be permitted to serve or dispense alcoholic beverages, nor shall they be permitted to consume or purchase alcoholic beverages at the event.

K. Alcoholic beverages shall be sold on a per serving basis; “all you can drink” or similar events where beer is served without limitation upon paying a fixed price are prohibited.

L. Licensees shall properly train all event personnel on all operational restrictions, and shall assure that alcoholic beverages are not served to obviously intoxicated persons.

M. The licensee shall provide adequate event security, given the nature of the event and the expected number of event patrons.

N. No event sponsor or other person shall charge an admission fee or otherwise charge a price for alcoholic beverages served and consumed in any public place, except in conformity with the provisions of this Title and Title 5.20. Violation of this subsection is a strict liability offense and shall be punishable as a Class C misdemeanor.

Chapter 4.09

CONCURRENT EVENT APPLICATIONS

Complete applications will be reviewed in the order that they are received. If it is found that another event has already been approved for the dates requested in a pending application, the applicant will be notified and given the opportunity to change the event dates so as not to overlap with any other event. If no date change is selected, the decision to allow multiple events on the same dates will be made by the SERC or the City Council, as applicable. The determination will be based upon the following considerations:

Whether the events will adversely impact one another or create unreasonable burdens on the public health, safety, or welfare;

The geographic separation of the events;

The proposed time and duration of the special events;

Anticipated attendance volumes;

The demands upon public safety personnel, equipment, and/or transportation services; and

Anticipated traffic and parking impacts of the events.

Chapter 4.11
SPECIAL EVENT APPLICATION DENIALS, REVOCATIONS, AND APPEALS

Sections:

- 4.11.020** **Special event application denial.**
- 4.11.030** **Permit revocation.**
- 4.11.040** **Appeal procedure.**

4.11.020 **Special event application denial.**

A. The SERC or City Council, as applicable, may deny a special event application whenever the following apply:

1. Any grounds stated in Section 5.04.040;
2. The event presents significant or unacceptable adverse impacts upon the community, other businesses, or residents, which cannot reasonably be mitigated;
3. The event will pose an unreasonable burden on police, fire, EMS, public roads, or other essential public services so as to compromise services to other City residents;
4. The event will substantially interfere with any other event for which a permit has already been granted or with the provision of City services in support of other such events;
5. The applicant fails to provide the required documentation with the application or provides false or misleading statements in the application or supporting materials;
6. The applicant demonstrates an inability or unwillingness to conduct the event in conformity with the permit or the provisions of this chapter, or past events sponsored by the applicant or permittee have not been carried out in conformity with approved permits or this chapter;
7. The applicant has not obtained necessary licenses or permits from other governmental agencies required for the operation of the event; or
8. The applicant has not provided necessary proof of financial responsibility.

4.11.030 **Permit revocation.**

A. A permit issued under this chapter may be revoked for any of the following reasons:

1. Failure by the permittee to comply with City permit conditions, other permit or license conditions, or the provisions of this chapter;

2. Failure by the permittee to comply with other City ordinances or Utah laws;
3. Any violations of the Utah Beverage Control Act;
4. False, inaccurate, or misleading statements by the applicant or permittee in the application for a permit under this chapter, or in any supporting documentation; or
5. A serious breach of the peace, riot, or significant unlawful activity occurring within or adjacent to the event venue and/or involving event participants, the permittee, its agents, or employees.

B. The City shall deliver written notice of revocation to the permittee for the causes identified in subsections (A)(1) through (4) of this section. The permittee may appeal any such revocation as provided under this chapter.

C. Any City enforcement officer may enter the premises of any event permitted under this section at any time to determine compliance with all applicable laws and conditions. Any law enforcement officer who reasonably believes that an event is out of compliance with applicable laws and conditions shall have the authority to curtail or terminate the event.

4.11.040 Appeal procedure.

A. Any special event applicant adversely affected by a permitting decision under this chapter may appeal as provided in this section.

B. Appeals of decisions by the special events coordinator, SERC, or the City Council shall be appealed to the appeal authority by delivering written notice to the City no later than seven calendar days from the date of the decision or order which is the subject of the appeal. The appeal authority shall promptly hold a hearing, and any appeal authority decision shall be final.

C. In any appeal proceeding, the appeal authority shall only overturn the decision that is the subject of the appeal if it is found to be arbitrary, capricious, or unlawful.

Chapter 4.12
STREET PERFORMERS

Sections:

4.12.020	Rules and Regulations.
4.12.030	Performance permit--Application.
4.12.040	Permit--Issuance.
4.12.050	Grounds for denial.
4.12.060	Permit--Display.
4.12.070	Permit--Nontransferable.

4.12.020 Rules and regulations.

A. No street performer may perform or solicit contributions for a performance:

1. Within ten feet of any street corner or marked pedestrian crosswalk.
2. Within ten feet of the outer edge of any entrance to any business, including but not limited to doors, vestibules, driveways, outdoor dining area entries and emergency exits during the hours that any business on the premises is conducting business, without express written permission from the affected business or businesses.

B. A street performer may not block or obstruct the free movement of pedestrians. If a sufficient crowd gathers to observe a performer such that a passage of the public through a public area is blocked or obstructed, a police officer or other City official may disperse that portion of the crowd that is blocking or obstructing passage of the public.

C. A street performer who performs for a charge shall obtain an appropriate business license as provided for in Moab Municipal Code.

D. No street performer may litter his or her performance site.

E. No street performer shall place any object on a public sidewalk which causes less than a four foot contiguous sidewalk width to be kept clear for pedestrian passage.

F. No street performer shall perform on any public sidewalk with more instruments, props, equipment or other items than the performer can reasonably transport or remove at one time.

G. No street performer shall perform in contravention to the allowable noise levels established by Municipal Code Chapter 17.74

H. No street performer shall block or obstruct a curb cut.

I. No street performer shall connect or maintain an electrical cord to an adjacent building or to a City power source, except as part of an approved use of a public park.

J. Street performers utilizing outdoor private property must obtain written permission from the property owner to engage in a performance.

K. Any street performer meeting one or more of the following conditions shall obtain a performance permit as provided for in this chapter prior to engaging in a performance:

1. The performance involves more than two performers, unless said performance is in an established public park, subject to the reservation requirements and use regulations of the park.
2. The performance involves the use or construction of any stage, platform or similar structure for use during any performance.
3. The performance involves the use of amplified music or sound.
4. The performance involves any advertising off the premises of the performance, including flyers, posters and signs.
5. The performance involves an admission charge.
6. The performance involves the use of knives, swords, torches, axes, saws, fire, whips, lassos, drones or other potentially dangerous objects or involves acrobatics, tumbling, unicycling, breakdancing, stilts, trampolines, pogosticks, karate, human pyramids, or other potentially dangerous activity.

4.12.030 Performance permit--Application.

A street performer requiring a permit must complete and file with the City a performance permit application on a form approved by the City. A street performance with multiple performers need only obtain one permit. The applicant must provide the following information:

- A. The names, addresses and contact information for all individuals performing under the permit.
- B. If a group is performing under a permit, a designation of the individual(s) who will be responsible for compliance with the provisions of this chapter.
- C. A detailed description of the nature of the act to be performed, including props, music, structures used, and any advertising methods.
- D. The proposed location and time, dates, and duration of the performance(s).
- E. If within ten feet of or on private property, a statement of authorization from the affected property owner(s).

4.12.040 Permit--Issuance.

Upon review of a performance permit under this chapter, the City Manager will determine if the application is satisfactory. The City Manager may consider the health, safety and welfare of the public and the performer(s) when determining if the application is satisfactory. The City Manager may place conditions on the issuance of the permit relative to the time, location and manner of the performance. After City Manager's approval, the City Treasurer will issue a performance permit showing the number of the permit, the date of issuance, the nature of the performance, the location(s) of the performance, the dates and time of the performance(s), and the name or names of the person(s) authorized to carry on same.

4.12.050 Grounds for denial.

A performance permit may be denied if the proposed performance is deemed to be a significant threat to public health, safety and welfare.

4.12.060 Permit--Display.

The permit issued under this chapter shall be kept on or about the persons authorized to perform under the permit.

4.12.070 Permit--Nontransferable.

Any permit issued pursuant to this chapter is not transferable by the permittee.

Chapter 4.13 FEES

Sections:

4.13.020	Permit fees.
4.13.030	Service fees.
4.13.040	Deposit.
4.13.050	Waiver of fees.

4.13.020 Permit fees.

- A. All fees associated with special events and street performers shall be set according to the fee schedule established by the City Council.
- B. If applicable, a park rental fee is due with the permit application.

4.13.030 Service Fees.

The City may require payment of a City service fee to cover the cost for additional City services arising from a event. Additional City services include, but are not limited to, labor costs for City personnel, rental costs for the use of City equipment, and other direct costs for the use of City facilities and/or City utilities. The City service fee shall be estimated on a case by case basis, and shall be paid in full at the time of application. Additional charges may be assessed to the permittee after the event has ended.

4.13.040 Deposit.

The City may require any applicant to post a cash deposit or other security approved by the City Attorney to cover all estimated contingent costs prior to the issuance of a Level II special event permit, as a guarantee against fees, damages, clean-up, or loss to public property. The City may retain any such deposit to cover applicable fees, damages, clean-up costs, or repairs to public property or facilities. The unexpended balance of any deposit shall be promptly returned to the applicant no later than thirty days from the conclusion of the event.

4.13.050 Waiver of fees.

The City may waive fees related to special events only in the case of an application for a speech event.

Chapter 4.15
SALES TAX COLLECTION BY APPLICANT OR VENDORS

Unless exempted by Utah law, an applicant for a special event that includes vendor sales or concessions shall either:

- A. Provide proof that all vendors have a Utah State sales tax identification number and agree to be responsible for direct remittance of all sales tax proceeds from the event to the state; or
- B. Provide proof that the applicant has a valid Utah State sales tax identification number and that it will require all vendors to execute a sales tax remittance agreement whereby the vendor delivers sales tax proceeds to the applicant for remittance to the state under the applicant's sales tax identification number.

The City shall be authorized to audit the applicant or otherwise verify that all sales tax remittances are paid.

Chapter 4.17
CIVIL OR CRIMINAL ENFORCEMENT

A knowing violation of this chapter or any permit issued under this chapter by the applicant or permittee may be punishable, at the election of the City, as a Class B misdemeanor, as defined under the Moab Municipal Code or Utah statutes.

Alternately, the City may proceed to obtain civil injunctive or declaratory relief to halt or abate any violation of this chapter or any permit issued under this chapter. Proof of a violation shall be sufficient to obtain an injunction, which shall be issued without the requirement of bond. In addition to any other relief, in any civil enforcement action the City may recover its reasonable attorney fees and court costs against the applicant, permittee, or other person who may be in violation of this chapter.

Chapter 4.19
SPECIAL EVENT PERMIT RENEWAL

Permittees who successfully complete a special event under the provisions of this chapter and who wish to have the event on an annual or periodic basis can request renewal during the debriefing meeting. Permittees who do not attend the debriefing meeting will not be given priority for renewal.

If a positive recommendation is given by the SERC, the permittee's dates for the next event will be reserved and the application for renewal may be submitted.

Event levels for renewals will be determined through the renewal process based on evidence of attendance and the needs of the event.

An application for renewal may be subject to denial if the event resulted in significant negative impacts, violations of the permit, or other violations as documented by the SERC. A person denied a renewal may appeal that decision as provided by this section 4.11.040 of this Title.