



**CITY OF PLANO  
COUNCIL AGENDA ITEM**

<b>CITY SECRETARY'S USE ONLY</b>				
<input type="checkbox"/> Consent <input type="checkbox"/> Regular <input type="checkbox"/> Statutory				
Council Meeting Date:		10/24/11		
Department:		Parks and Recreation		
Department Head		Amy Fortenberry		
Agenda Coordinator (include phone #): <b>Susan Berger (7255)</b>				
<b>CAPTION</b>				
An Ordinance of the City of Plano, Texas amending Section 11-313, Article VIII Special Events, Chapter 11 Licenses and Business Regulations of the Code of Ordinances of the City of Plano, Texas to amend language regarding filing period; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.				
<b>FINANCIAL SUMMARY</b>				
<input checked="" type="checkbox"/> NOT APPLICABLE <input type="checkbox"/> OPERATING EXPENSE <input type="checkbox"/> REVENUE <input type="checkbox"/> CIP				
FISCAL YEAR: <b>2011-12</b>	<b>Prior Year (CIP Only)</b>	<b>Current Year</b>	<b>Future Years</b>	<b>TOTALS</b>
Budget	0	0	0	<b>0</b>
Encumbered/Expended Amount	0	0	0	<b>0</b>
This Item	0	0	0	<b>0</b>
<b>BALANCE</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>
<b>FUND(S):     GENERAL FUND</b>				
<p><b>COMMENTS:</b> This item changes the timeframe for which a preliminary special event permit application can be filed to no more than 13 months and changes the due date for the final special event permit application to 30 days before the intended event is to take place. This change would have no financial impact.</p> <p><b>STRATEGIC PLAN GOAL:</b> Adjusting the deadline for filing a special event permit to facilitate better oversight of events relates to the City's goal of Exciting Urban Centers - Destination for Residents and Guests.</p>				
<b>SUMMARY OF ITEM</b>				
This amendment to the ordinance adjusts the filing period for preliminary special event permit applications to read application may be filed not more than thirteen (13) months in advance of the intended event date. A final special event permit application shall be filed at least thirty (30) days before the event date. This change will allow staff an additional 10 days to coordinate the permitting process with Health, Police, Fire, etc.				
List of Supporting Documents:			Other Departments, Boards, Commissions or Agencies	

**An Ordinance of the City of Plano, Texas amending Section 11-313, Article VIII Special Events, Chapter 11 Licenses and Business Regulations of the Code of Ordinances of the City of Plano, Texas to amend language regarding filing period; and providing a repealer clause, a severability clause, a savings clause, a publication clause, and an effective date.**

**WHEREAS**, the Parks and Recreation staff have reviewed and suggested changes to Article VIII of Chapter 11 of the Code of Ordinances related to the filing period for special events conducted within the City of Plano, and

**WHEREAS**, the City Council deems it in the best interest of the citizens of the City of Plano that Section 11-313 of the Code of Ordinances be amended as set forth herein.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PLANO, TEXAS, THAT:**

**Section I.** The following section of Article VIII Special Events of Chapter 11 Licenses and Business Regulations of the Code of Ordinances of the City of Plano are hereby amended to read in its entirety as follows:

**“Sec. 11-313. Filing period.**

- (a) Except as provided below, a preliminary special event permit application may be filed not more than thirteen (13) months in advance of the intended event date. A final special event permit application shall be filed at least thirty (30) days before the event date. Preliminary and final applications for permits filed less than thirty (30) days before the event may be considered for parades and other forms of public assembly or where a reduced notice period does not pose a threat to public health and safety.

**Section II.** All provisions of the Code of Ordinances of the City of Plano, codified or uncodified, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano, codified or uncodified, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**Section III.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance.

**Section IV.** The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this ordinance.

**Section V.** This Ordinance shall become effective immediately upon its passage and publication as required by law.

**DULY PASSED AND APPROVED** this the 24<sup>th</sup> day of October, 2011.

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Phil Dyer, MAYOR

ATTEST:

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Diane Zucco, CITY SECRETARY

APPROVED AS TO FORM:

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Diane C. Wetherbee, CITY ATTORNEY