

Introduced at April 12 TB meeting
Further amendments submitted for discussion at August 9 TB meeting (reflects 7-26 meeting and earlier discussions and input received)

DRAFT v.2
Town of Ulysses Amendment to Special Events Law – For Discussion Purposes Only
LOCAL LAW NO. ___ OF THE YEAR 2022

A LOCAL LAW TO AMEND CHAPTER 142 OF THE CODE OF THE TOWN OF ULYSSES,
ENTITLED “SPECIAL EVENTS”

Be it enacted by the Town Board of the Town of Ulysses as follows:

Section 1. Purpose.

The purpose of this local law is to amend Chapter 142 of the Code of the Town of Ulysses, entitled “Special Events.”

Section 2. Amendment

Sections 142-2, 142-3, 142-4, and 142-5 of Chapter 142 of the Town of Ulysses Code shall be amended as to read as follows:

§142-2 Special event permit required.

- A. Remains the same
- B. A complete application for the special event permit shall be filed at least 30 days before commencement of the special event for permits issued by the Ulysses Code Enforcement Officer (CEO) under 142-3(B), and at least 45 days before commencement of the special event for applications in excess the limit under 142-3(B).

Commented [rm1]: Allows for longer needed time for meetings of the Planning Board and Town Board

§142-3 Requirements.

- A. No operator shall hold a special event in the Town of Ulysses, or permit such an event to be held on property they, or it own(s), without first obtaining a special event permit from the Town of Ulysses as prescribed in this chapter.
- B. The Ulysses CEO may issue up to 2 special event permits per calendar year to the same operator or for the same property under the provisions of this chapter. Applications in excess of that number in a given year must be made to Town Board of the Town of Ulysses for approval, upon review and recommendation by the Ulysses Planning Board, and with final review by the CEO for compliance with all Procedures (section 142-4)
- C. Remains the same.
- D. Remains the same.

Commented [rm2]: This would include the DOH camping permits currently specified in E. Other permits or licenses may be required depending on the Special Event, such as a beverage control license for alcohol, fireworks permit, etc.

Commented [rm3]: Need correct and comprehensive wording

E. It shall be a condition of any Special Events Permit that copies of all required permits, licenses, and (other ?; pending attorney input) issued by the appropriate governing authorities shall be provided to the CEO within (12) hours of their issuance.

Commented [rm4]: Is this a reasonable time frame for most types of permits and licenses? It was suggested based on the TC DOH comments re: issuance of camping and mass gathering permits, and the need to inspect the premises for final compliance with all requirements shortly in advance of the event.

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§142-4 Procedure. [Amended 4-10-2018 by L.L. No.2-2018]

- A. Remains the same
- B.
 - (1.) Remains the same
 - (2.) Remains the same
 - (3.) Every applicant shall identify in the application any and all County, State, and (other?; pending attorney) licenses, permits, and (other?; pending attorney recommendation) that require approval to conduct the event as proposed.

Commented [rm5]: Need correct and comprehensive wording

§142-5 Penalties for offenses.

- A. Failure to comply with the requirements of this chapter shall constitute a violation and shall be punishable by a fine as follows:

Requires Town Board discussion of previously proposed, possible penalty structure that increases the fine for first offense based on the proposed number of attendees. Town CEO references the NYS Fire Safety Code Requirements for Public Safety and felt that 0-499; 500-2000; 2001-5000; and above 5,000 would be appropriate.

The wording or table here would include both the fine for each tier for first offense, and for each subsequent violation. Board had previously discussed having the fines for subsequent violations increase with number of violations.

Commented [rm6]: The subcommittee did not feel comfortable outlining this beyond broadly including these previous discussion notes

- B. Remains the same
- C. If an operator or property has outstanding fines for violations, they or it are not eligible for a Special Event Permit until all fines are paid and violations resolved.

Section 3. Remainder.

Except as hereinabove amended, the remainder of the Town Code of the Town of Ulysses shall remain in full force and effect.

Section 4. Separability

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or

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unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 5. Effective Date

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.