

## **ATHENS-CLARKE COUNTY SPECIAL EVENT INFORMATION**

### **PROCESS**

- 1. Applications should be submitted to the Central Services Department no less than sixty days prior to, or more than one year prior to, the date of the event. Applications for events covered by Section 6-5-23 of the Special Events Ordinance should be submitted to the Athens-Clarke County Police Department.**
- 2. Review by the government will take approximately 2 weeks (depending on the size and nature of the event). During government review, requirements and costs for clean-up, restroom facilities, security, street closures, etc., will be determined. Our goal is to notify the applicant within 30 days of submission of the application of the approval/denial of the application, and of any permit fees, requirements, or restrictions.**
- 3. Once all fees are paid and the Certificate of Insurance (see attached insurance requirements) and Waiver of Liability form (attached) are submitted, a Special Event Permit will be issued.**
- 4. Applications are processed in order of receipt of completed applications. Use of a particular area is allocated in the order in which fully executed applications are received.**

### **APPLICATION REQUIREMENTS**

- 1. The sponsor of a special event must submit a completed application to the Central Services Department. The application fee is \$25 for applications submitted 60+ days prior to the event. The application fee for applications submitted less than 60 days prior to the event is \$150. Other charges may be required for additional government services, and will be determined during review of the application by the government. The application fee for a Home-Brew Special event is \$50 and is a different application.**
- 2. A completed application includes all supporting data (maps, detailed plans, etc.) being completed and attached. Applicant must submit proposed maps to identify street closures, setups, routes of races/parades/walks, etc. as requested on the application. Street closure maps must clearly identify emergency vehicle clearance area (minimum 20'). In addition to a map, a written narrative is required for all parades, walks, runs, bike rides, etc. Applications can not be processed without all supporting data.**

**3. It is required that the set-up map submitted and approved be followed during the event. The location of activities such as sound, tents, etc. is reviewed by staff to avoid conflict with, and disturbances to, in-door activities. You will not be allowed to change the location of activities once your application is approved and your permit is issued.**

**4. If requesting outdoor café areas, applicant must complete the Supplemental Application for Outdoor Café Areas (attached) and submit it with the original application. Procedures and logistics for outdoor café areas must be submitted with the application (i.e. location, hours of operation, site diagram, and enclosure plan).**

**5. Applicant must submit Certificate of Insurance and Waiver of Liability form prior to issuance of permit. To allow adequate time for notification to government departments that you have met all requirements to obtain a special events permit, we request that these items be submitted immediately following our notification to you of approval of your application.**

#### **OTHER PERMITS**

**1. Tent Permit – Contact the Athens-Clarke County Building Inspections Department @706-613-3520 at least two weeks prior to the date of the event to obtain a tent permit. If an enclosed tent is used, you must contact the Athens-Clarke County Fire Department @706-613-3360 at least two weeks prior to the date of the event to obtain approval.**

**2. Food Service Permit – Contact the Athens-Clarke County Health Department @706-542-8600 at least two weeks prior to the date of the event to obtain a food service permit. You must provide an ABC Fire Extinguisher in any booth using an open flame for food preparation.**

**3. Fireworks Permit – Contact the Athens-Clarke County Fire Department @706-613-3360 and the Athens-Clarke County Probate Court @706-613-3320 at least two months prior to the date of the event to obtain a fireworks permit. A copy of the permit from both offices must be submitted to the Central Services Department prior to issuance of your Special Event Permit.**

#### **AMPLIFIED SOUND REGISTRATION**

**Event Registration with the Police Department is required for any event with amplification. Event Registration forms can be found at the end of this file, or are available at Police Headquarters on Lexington Road or at the Mall Precinct.**

**APPLYING FOR A DEMONSTRATION OR PROTEST Applications for demonstrations or protests are available at the Office of the Chief of Police at Police Headquarters on Lexington Road. Additional information can be found on the Athens-Clarke County Website:**

**<https://www.acgov.com/DocumentCenter/View/86520/Public-Demonstration-Form>**

**ATHENS-CLARKE COUNTY  
APPLICATION FOR SPECIAL EVENT PERMIT**

**EACH QUESTION ON THIS PAGE MUST BE ANSWERED.**

**YOUR PERMIT CANNOT BE PROCESSED IF YOU LEAVE ANYTHING BLANK.**

**Return completed application & application fee to: Athens-Clarke County, Central Services Department, P.O. Box 1868, Athens Georgia, 30601, or 150 E. Hancock Avenue. For assistance or information, call (706) 613-3530.**

**REFER TO SPECIAL EVENTS ORDINANCE FOR SPECIFIC REGULATIONS**

<b>Name of Event:</b>		
<b>Date(s) of Event:</b>		
<b>Time of Event (include time for set up prior to, and clean-up following, the event):</b>		
<b>(From):</b>	<b>(To):</b> (If there are street closures, this is the time the streets will re-open)	
<b>Name of Sponsor:</b>	<b>(Contact Name)</b>	
<b>Email:</b>		
<b>Address:</b>		
<b>Telephone: (Work):</b>	<b>(Home):</b>	
<b>Additional Contact Person:</b>		
<b>Telephone: (Work):</b>	<b>(Home):</b>	
<b>Type of Event</b> (check all that apply; must identify on location map and submit with application):		
<input checked="" type="checkbox"/> Festival	<input type="checkbox"/> Rally/Demonstration	<input type="checkbox"/> Race/Walkathon
<input type="checkbox"/> Concert/Street Dance	<input type="checkbox"/> Sale/Auction	<input type="checkbox"/> Fireworks Display
<input type="checkbox"/> Parade/March	<input type="checkbox"/> Sidewalk Exhibit	<input type="checkbox"/> Other (specify)
<b>Purpose of Event</b> (must demonstrate benefit to community):		
<b>Location(s) of Event:</b>		
<b>Schedule of Activities Including Set-up and Clean-up</b> (attach additional sheets if necessary):		
<b>Does the Event Cross Over Railroad Tracks?</b>		
<b>Does the Event Go Onto Private Property?</b>		
<b>If Yes to Question Above, Do You Have Property Owner's Permission?</b>		
<b>Peak Crowd Estimate:</b>		

**EACH BOX MUST BE MARKED WITH EITHER AN X FOR THINGS YOU DO NOT NEED OR A CHECK MARK FOR ITEMS YOU NEED. ANYTHING MARKED WITH A CHECK MARK MUST INCLUDE ADDITIONAL INFORMATION AS NOTED.**

Beer/Wine Dispensed at Event (Beer Garden or Festival Zone)?  
If yes, complete the Supplemental Application for Outdoor Café Area.  
Must identify on diagram.

ACC Electrical Services Required?  
Must identify on diagram and include a list of what will be plugged in at each location.

Tents. Quantity \_\_\_\_\_ Brand \_\_\_\_\_ Size \_\_\_\_\_  
Additional permit may be required from the Building Inspection Department (613-3520).  
If tents are enclosed, approval is required from the Fire Department (613-3360).  
Must identify the location of each on diagram.

ACCGov Stage. Contact Leisure Services @ 706-613-3800 to reserve.  
 Stage (if not ACCGov stage, what is the size of the stage?)  
Must identify on diagram.

Arrangements have been made for restroom facilities.  
Must identify # of restrooms or portajohns and their locations on diagram.

Fireworks.  
Additional permits required from Probate Court (613-3320) and the Fire Department (613-3360). Copy of fireworks permits must be submitted to the Central Services Department.

Street Closure.  
If yes, attach a schedule detailing exact location(s) and exact time(s) of closure.  
Must identify on diagram.

**IF YOUR EVENT REQUIRES A STREET CLOSURE, PLEASE CHOOSE ONE OF THE FOLLOWING:**

Annual Event (street closures have been handled by the Police Department in previous years, and there aren't any significant changes in event plans).

Annual Event (street closures have been handled by applicant in previous years).

New Event (after the review of your application, we will advise you if any additional information is needed).

**CHECKLIST:**

***Note: Your application is not considered complete and we cannot begin the review process***

***(if any of these items are needed for your event and are missing.)***

- Police Department Event Registration (Form Attached - Required)**
- ACC Event Recycling and Composting Requirements (Form Attached - Required)**
- Supplemental Application for Outdoor Café Area (Form Attached - Required only if alcohol is included in event plans.)**
- Event Set-up Diagram: the diagram must identify where the street will be closed and all items that will be set up in the street (ie. vendors, stage, tents, portajohns, etc.). The diagram must also show a 20' emergency clearance lane throughout the closed area. (Required)**
- Walks/Runs/Parades: a map of the course along with a narrative of the route (Required)**
- Restroom Facilities: include the location and number of portajohns on your diagram. If you do not complete this section you will be required to rent portajohns. (Required)**
- ACCGov electrical service: include the locations you need electrical service on your diagram identifying what will be plugged in at each location (ie. sound system, microphone, blow up jump house, etc.). If this is not completed accurately, your electrical needs may not be met on the day of the event. (Required only if requesting ACCGov electrical services.)**
- Indemnification & Waiver of Liability (Required)**
- Certificate of Insurance (Required, but does not have to be submitted with original application)**

**Did you answer all questions on the application, leaving nothing blank! Please double check.**

Applicant's Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
-----DO NOT WRITE BELOW THIS LINE-----

Application Fee Paid \$	Date:
Receipt #:	Permit #:

**ATHENS-CLARKE COUNTY**  
**SUPPLEMENTAL APPLICATION FOR OUTDOOR CAFÉ AREA**

**It is very important that the applicant for a special event where beer/wine will be consumed, be knowledgeable of the provisions of the Special Events Ordinance governing this activity. This application must be accompanied by a map no larger than 8 ½" x 11" clearly identifying the exact area(s) where beer/wine will be consumed, including all public streets and sidewalks within and adjacent to the area(s), the public circulation areas required by the ordinance, the size of the area(s), and the number of patrons (150 or 300) designated for each area.**

Name of Event \_\_\_\_\_

Date of Event \_\_\_\_\_

Name of Sponsor of Event \_\_\_\_\_

List the streets that will be closed for this event \_\_\_\_\_

**Complete the following for each Class C Alcoholic Beverage License holder that will dispense beer/wine at this event:**

**Beer Garden(s)**

**Festival Zone**

<b>Name of License Holder</b>	
<b>Business Name</b>	
<b>License Number</b>	
<b>Numbers of Patrons Designated for the event</b>	

<b>Name of License Holder</b>	
<b>Business Name</b>	
<b>License Number</b>	
<b>Numbers of Patrons Designated for the event</b>	

<b>Name of License Holder</b>	
<b>Business Name</b>	
<b>License Number</b>	
<b>Numbers of Patrons Designated for the event</b>	

<b>Fully describe the structures and methods that will be used to secure and separate each area as required in the ordinance:</b>
---

Signature of Applicant: \_\_\_\_\_ Date: \_\_\_\_\_

**STATE OF GEORGIA  
ATHENS-CLARKE COUNTY**

**INDEMNIFICATION AND WAIVER OF LIABILITY**

**FOR AND IN CONSIDERATION** of the acceptance of an Athens-Clarke County

Special Event Permit, \_\_\_\_\_ (print name of

Producer/Coordinator), acting for and on behalf of \_\_\_\_\_

\_\_\_\_\_ (print name of Organization/Sponsor) hereby agrees to indemnify and hold harmless Athens-Clarke County, Georgia, its agents and employees, from all liability, loss and damage which may be sustained by reason of injury to any person, damage to any property, including theft, through any and all acts or omissions of the Producer and/or Sponsoring Organization(s), his/her/its agents and employees, during and as a part of the Special Event as set forth in the Special Event Application dated \_\_\_\_\_. This indemnification shall not be applicable to any loss or damage resulting from the sole negligence of Athens-Clarke County, its agents and employees.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
(Signature of Producer/Coordinator)

Signed, sealed and delivered  
in the presence of:

WITNESS:

\_\_\_\_\_  
NOTARY PUBLIC

## INSURANCE REQUIREMENTS

All special events permitted by Athens-Clarke County are required to meet the following insurance requirements:

- Sponsor must provide \$1,000,000 coverage per occurrence with an aggregate of \$2,000,000 (aggregate must apply per location and not nationally in the event of a national, multi-location festival or event). Insurance requirements may be increased due to the size and type of the event as deemed necessary by the Athens-Clarke County Government;
- Sponsor must provide Athens-Clarke County a copy of the certificate of insurance;
- Certificate of Insurance must clearly identify that the event, not your organization, is covered;
- Certificate of Insurance must name Athens-Clarke County as an additional insured;
- Certificate of Insurance must include a statement that Athens-Clarke County will be provided 30 days notice of cancellation;
- Insurance carrier must be at least an A minus 6 Best Rated Company (this can be verified through the Insurance Commissioner's Office @1-800-656-2298).

# MUNICIPAL CODE

## CHAPTER 6-5. SPECIAL EVENTS

### Sec. 6-5-1. Definitions.

The following definitions shall apply to the interpretation and enforcement of this chapter:

*Food vendor:* Any person or persons who engage in the sale to the public of any food or food products, beverages, or anything else that is intended for human consumption from any location, either mobile or stationary, on a temporary itinerant basis on any public street, sidewalk, public property, or right-of-way. The definition of food vendor, as used in this chapter, shall not be construed to include or prohibit a permanent business, operating under the provisions of the business license ordinance and other applicable laws, from displaying food or beverages on a public sidewalk immediately in front of and adjacent to the permanent business structure so long as such displays do not impede the normal flow of pedestrian traffic and so long as other laws and ordinances pertaining to such business or displays are complied with.

*Manager:* The manager of the government of Athens-Clarke County, Georgia, or his designee for the administration of this chapter.

*Producer:* Any person, group of persons, organization, association, club, or other entity responsible for planning, producing and conducting an event..

*Special event:* The term "special event" or "event" shall mean any organized activity having as its primary purpose entertainment, recreation and/or education, which provides a substantial public and community benefit, such as a festival, celebration, foot or vehicle race, parade, march, rally or assembly, which takes place in whole or in part on a public street, public property, sidewalk or right-of-way, or any organized activity that occurs on private property and impacts government services on public rights-of-way.

*Vendor:* Any person or persons who engage in the sale to the public of any food or food products, goods, services, or merchandise of whatever nature from any location, either mobile or stationary, on a temporary itinerant basis on any public street, sidewalk, or right-of-way. The definition of vendor, as used in this chapter, shall not be construed to include or prohibit a permanent business, operating under the provisions of the business license ordinance and other applicable laws, from displaying goods or merchandise on a public sidewalk immediately in front of and adjacent to the permanent business structure so long as such displays do not impede the normal flow of pedestrian traffic and so long as other laws and ordinances pertaining to such business or displays are complied with.

(Ord. of 9-1-92, § 1; Ord. of 3-7-2017(2), § 1 ; Ord. of 12-3-2019, §§ 1, 2 )

### Sec. 6-5-2. Permits.

(a) *Required.* It shall be unlawful for any person, group, organization, association, club or other entity to conduct or cause to be conducted any special event in Athens-Clarke County without having obtained a valid permit for such event. Additionally, it shall be unlawful for any food vendor, except as authorized under section 6-5-11(f), to operate at a special event without having obtained a valid solid waste permit for such event.

(b) *Geographic limitation; responsibility for police and sanitation service.* A special event shall be limited to the specific geographic area(s) within which the event is to take place and the producer of a special event shall be responsible for the provision of police and sanitation services within the boundaries of the event for a period of two hours past the conclusion of the event or until the area is cleared of all activities and structures related to such event.

(c) *Time limitation.* Except for clearing of the area, no special event shall be allowed to continue beyond the time approved on the permit for the event.

(Supp. No. 43)

(d) *Delineation of boundaries; preservation of areas for circulation.* The outermost boundaries of the special event shall be fully and clearly delineated on a map, which shall be no smaller than  $8\frac{1}{2} \times 11$  inches in size, and attached to the application for a permit. All public streets and/or sidewalks within and adjacent to such area(s) shall be clearly identified. The manager, or designee, shall require, as part of the approval for the event, that areas no less than five feet in width shall be designated and preserved for public circulation and access to adjoining business establishments outside the area(s) delineated for the event.

(e) *Maps for walks or runs.* The producer of a special event such as a walk or run, as to which the provisions of subsection (d) above would not be practicable, shall submit with the application for a permit a map, which shall be no smaller than  $8\frac{1}{2} \times 11$  inches in size, showing the exact route of the course for the walk or run.

(Ord. of 9-1-92, § 1; Ord. of 3-1-94, § 1; Ord. of 12-3-2019, § 3 )

### Sec. 6-5-3. Application; fee.

(a) A producer of a special event shall make application for a permit for such event at the office of the manager on a form prescribed by the manager. Application forms may be obtained from the office of the manager, the office of the clerk of commission, and the police department.

(b) An application for a special event should be filed at least 60 days prior to the date the event is scheduled to occur. However, no application shall be accepted earlier than one year prior to the date of the event.

(c) A nonrefundable application fee of \$25.00 shall be paid at the time the application for a permit is filed. Such fee shall be payable to Athens-Clarke County by cash, money order, or cashier's check. If an application is submitted because extraordinary circumstances may justify an emergency issuance of a permit as outlined in section 6-5-8, and there are fewer than 60 days between the submittal and the date of the event, the nonrefundable application fee shall increase to \$150.00.

(d) A food vendor authorized by the producer of an event as a component of the event shall make application for a solid waste permit for such event at the office of the manager on a form prescribed by the manager. Application forms may be obtained from the office of the manager, the office of the clerk of commission, the solid waste department, and the police department. Applications shall require food vendors to comply with the Solid Waste Department's SW-021 Material Management Policy.

(e) An application for a food vendor as a component of a special event should be filed at least 30 days prior to the date the event is scheduled to occur. However, no application shall be accepted earlier than one year prior to the date of the event.

(f) A nonrefundable application fee of \$25.00 shall be paid at the time the application for a solid waste permit is filed. Such fee shall be payable to Athens-Clarke County by cash, money order, or cashier's check.

(Ord. of 9-1-92, § 1; Ord. of 12-3-2019, § 4 ; Ord. of 8-3-2021(2) , § 1)

### Sec. 6-5-4. Identification of producer.

The producer of an event, if a group or organization, shall be fully identified on the application. However, a special event permit shall be issued only to an individual person, who may be the actual producer or a designated agent of the producer, and such individual person shall be solely and fully responsible for compliance with all provisions, including all financial requirements, of this chapter and other applicable laws.

(Ord. of 9-1-92, § 1)

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

### Sec. 6-5-5. Administrative review.

The manager shall cause the application(s) to be circulated to each government department and/or other agency whose services the manager determines would be affected by the nature and activities of the proposed event. Each such department or agency shall review the application and note the services which it will be required to perform, the number of personnel to perform such services, the length of time to perform such services, the cost to perform such services, and any other information which would assist the manager in facilitating the event and services required.

(Ord. of 9-1-92, § 1; Ord. of 12-3-2019, § 5 )

### Sec. 6-5-6. Special conditions on permit.

Each department of the government reviewing an application may recommend in writing certain conditions or restrictions as deemed necessary to facilitate the event, to comply with other laws or regulations, and/or to ensure the safety, health and welfare of the community. In reviewing the recommendations of the departments, the manager may impose such conditions or restrictions as a part of the permit and such special conditions so imposed shall be construed to have the full force and effect of law as a provision of this chapter. A violation of such conditions or restrictions shall be deemed a violation of this chapter.

(Ord. of 9-1-92, § 1)

### Sec. 6-5-7. Final approval of permit; minimum review period.

(a) The manager is authorized to approve and issue a permit for a special event and/or a solid waste permit for a food vendor after considering all comments and conditions of the reviewing departments and agencies as well as other information pertaining to the proposed event as described on the application, and after the payment of all applicable fees and costs.

(b) A minimum of 30 working days shall be allowed for the administrative review of an application and the issuance of a permit.

(c) The government shall approve, tentatively approve or deny the permit no later than 30 working days following the date the completed application is filed. If the permit is denied, the producer or food vendor shall be notified in writing of the denial and the reason(s) for the denial. The manager may tentatively approve an application for a permit received more than 135 days prior to the proposed special event. A tentative approval reserves the locations, dates and times of a special event and is subject to revision based upon the manager's subsequent review, in accordance with paragraph (a) of this Code section, of information received following issuance of a tentative permit. If a permit is tentatively approved, final approval and issuance of the permit shall occur no later than 90 days prior to the special event.

(Ord. of 9-1-92, § 1; Ord. of 5-7-2013, § 1; Ord. of 12-3-2019, §§ 6, 7 )

### Sec. 6-5-8. Emergency issuance of permit.

In extraordinary circumstances, the manager or the chief of police, as his designee, shall be authorized to waive or otherwise expedite any or all of the review process and to issue a special event permit and/or a solid waste permit for a food vendor upon payment by the producer or food vendor of all applicable fees and costs for such event.

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

(Ord. of 9-1-92, § 1; Ord. of 12-3-2019, § 8 )

### Sec. 6-5-9. Permit fees.

(a) The fee for a permit to conduct a special event shall be based on all services to be provided by the government for such event and shall be equal to the estimated actual cost to the government to provide such services. The initial permit fee shall be the aggregate of the estimated costs of such services calculated by each government department. If, at the conclusion of the event, the cost of government services is greater than the initial payment, the producer of the event shall be billed for the difference. Failure to pay the outstanding amount within 30 days of the billing date shall be a violation of this chapter.

(b) The initial permit fee must be paid in full prior to the issuance of a permit and no later than 72 hours prior to the date of the event.

(c) The fees required in this section shall be in addition to any other fees which may be required by any other ordinances or regulations that might be applicable.

(d) No producer of any special event, except as otherwise provided for, shall be exempt from the payment of the appropriate fees and charges required under this chapter.

(Ord. of 9-1-92, § 1)

### Sec. 6-5-10. Liability.

All applicants for permits pursuant to this chapter shall hold harmless the Unified Government of Athens-Clarke County, its officers, employees and agents from liability of damages arising from any acts or omissions

emanating from a special event. Proof of such waiver shall be filed with, and made a part of, the application form. The applicant shall be responsible for providing any and all other insurance that may be necessary for any special event.

(Ord. of 9-1-92, § 1; Ord. of 12-3-2019, § 9 )

## Sec. 6-5-11. Vendors.

(a) *Sales permitted.* The sale of food, including the sale of beer and/or wine, or any merchandise or services of any type by a vendor shall be allowed as a component of a special event provided such vendor is approved and authorized in writing by the producer of the event and shall be conducted in accordance with such conditions and limitations as shall be imposed in writing by the producer and submitted as part of the application for a permit and provided that any food vendors apply for and receive an individual solid waste permit.

(b) *Authorization of vendors.* The producer of a special event shall have sole responsibility and authority to allow or disallow sidewalk or street vending as a component of an event and to designate the location and activities of such vendors. It shall be unlawful for any vendor to engage in such business at any location or in any manner not authorized by the producer of the event.

(c) *Identification required.* Any vendor authorized by the event producer shall be required to prominently display on his or her person a badge identifying the vendor as an authorized participant in the event. Such identification shall be not less than three inches by three inches, shall state that the bearer is an official participant in the event, and shall bear the signature of the producer of the event.

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

(d) *Permit not required.* Vendors authorized by the producer of an event as a component of the event, excepting food vendors who are required to apply for a solid waste permit, shall not be required to obtain any separate vendors permit to operate during the period of the event. However, all other vendors, of whatever nature, not authorized as a participant in the special event shall obtain the appropriate licenses and permits as required under other applicable ordinances.

(e) *Unauthorized vending prohibited.* It shall be unlawful for any vendor not authorized by the producer of a special event as provided under this section to engage in such business within a distance of 25 yards of such event from one hour before until one hour after the event.

(f) *Exemption.* Whether or not approved by an event producer, a vendor that has been assigned a fixed location for the purpose of vending within the Athens Downtown Tax District may continue to engage in such business at that assigned location during any special event in accordance with the Vendors Ordinance (6-6-8.n) and other applicable laws.

(g) *Food sales.* The vendor of any food, whether hot or cold, as a part of a special event shall be subject to all rules and regulations of the county health department in addition to the requirement to apply for and receive a solid waste permit. It shall be the responsibility of the producer of an event to assure compliance with this section by any such vendors.

(Ord. of 9-1-92, § 1; Ord. of 3-1-94, §§ 2, 3; Ord. of 12-3-2019, §§ 10—12 )

## Sec. 6-5-12. Sale of beer and/or wine.

(a) *Purpose.* The purpose of this ordinance is to establish a pilot program to implement changes to the Special Events ordinance in order to provide greater flexibility, while prioritizing public health and safety concerns. This ordinance shall remain in full force and effect until January 31, 2022, unless it is extended or modified prior to said date by the Mayor and Commission.

(b) Authorized areas where beer and/or wine may be dispensed and consumed shall be permitted only within the delineated boundaries of a special event subject to the following conditions:

(1) The dispensing or consumption of beer and/or wine shall not be permitted at any special event which, due to the size of such event, does not require the closing of at least one city block.

(2) The producer of a special event shall have the discretion to provide special outdoor cafe areas where beer and/or wine may be served within the delineated boundaries of the event.

(3) Whenever any event will include the dispensing and consumption of beer and/or wine, the producer of such event, at least 45 days prior to the event, shall meet with appropriate staff members of the

Athens-Clarke County government as designated by the manager in accordance with section 6-5-5 in order to review the plans, conditions and restrictions pertaining to the event. Prior to the issuance of a permit for the event, the producer shall sign a statement of understanding of and agreement to the terms and conditions imposed on the event. Such statement shall become a part of the conditions of the permit for the event.

(4) A special outdoor cafe area within a special event where beer and/or wine is permitted shall be securely enclosed on all sides by a fence, barricade, building, or other similar such structure approved by the chief of police, or his designee, so as to completely separate that area from the areas in which alcoholic beverages are not permitted. Every special outdoor cafe area permitted under this section should be rectangular in shape with one of the longer sides of such special outdoor cafe area abutting a street curb. Any festival zone shall be enclosed as outlined in section 6-5-12(b)(6)(b).

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

(5) Within each city block that is closed for a special event where the event does not utilize a festival zone, the event may have:

(a) One special outdoor cafe area per block, limited to no more than 300 persons and not exceeding an area greater than 4,000 square feet; or,

(b) Up to two special outdoor cafe areas per block, with each area limited to no more than 150 persons and not exceeding an area greater than 2,000 square feet.

(6) When two or more city blocks are closed for a special event, the event may have:

(a) Special outdoor café areas as outlined in section 6-5-12(5) above; and/or

(b) A single festival zone, extending contiguously across at least one city block, meeting the following criteria:

(i) Location: the location of any festival zone and its occupancy limits shall be determined during the administrative review of the special event application, conducted pursuant to section 6-5-5, after the event applicant, Central Services staff, and Athens-Clarke County Police Department staff have had an opportunity to review the proposed locations, develop a potential site plan, identify the costs associated with establishing said festival zone, and such location(s) shall only be deemed to have been approved after receiving written approval by both Central Services and Athens-Clarke County Police Department staff who have been authorized by their respective department directors to grant such approval.

(ii) Boundaries and Access: festival zones shall be designed so that:

a. The boundaries generally run from one intersection, either north/south or east/west, to the adjacent intersection;

b. Fencing, barricades, buildings, or other similar structures are used to define the entry and exit points into the outdoor beverage zone;

c. Signage as outlined in section 6-5-12(10) is provided at all entry/exit points;

d. ADA compliant access is provided throughout and across the festival zone, and to all businesses that abut the festival zone, as outlined in section 6-5-2(d);

e. The festival zone is designed in such a way that emergency access can be provided as needed; and,

f. The festival zone may be no larger than four consecutive blocks where each of the blocks are touching, although said blocks may not be in a straight line and the roadways between each block may or may not actually be closed to through traffic.

(iii) Management: festival zones will be managed so that:

a. The event producer shall verify that participants who wish to consume beer or wine within the zone are at least 21 years of age;

b. The event producer will provide participants with wrist bands and approved containers and/or markers ("approved container"), as approved by Athens-Clarke County, which both shall be either uniquely identifiable and uniformly colored or shall be uniquely marked in such a way so as to make it immediately

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

apparent at a distance that each has been designated for use and/or sale within the festival zone;

- c. In the event that an event producer chooses to use a unique marker to identify approved containers, such markers shall be large enough to be immediately recognizable from a distance, unique enough such that they cannot easily be duplicated by unauthorized parties, durable enough that they cannot easily be removed and transferred to a non-approved container, and shall not unreasonably interfere with the recyclability of the approved container, examples of which include a full wrap sticker being used on an aluminum can, whereas a partial sticker that does not encircle an aluminum can would be acceptable;
- d. Wrist bands shall be utilized to identify persons who have presented proof of attaining the age of 21 years and who are authorized to purchase or hold in their possession beer and/or wine within the festival zone, both within and outside of licensed alcoholic beverage establishments; however, displaying such a uniquely identifiable wrist band does not relieve alcoholic beverage establishments of responsibility for determining if a person has attained the age of 21 years before dispensing alcohol to that person;
- e. The size of the approved containers shall not exceed 24 ounces;
- f. Each patron will be limited to one approved container for consumption within the festival zone; and
- g. Businesses that have an entry point included within the festival zone may sell beer or wine to patrons who possess wrist bands and approved containers for consumption within the premises of their business and the adjacent festival zone so long as the business is licensed to serve alcohol; and
- h. Beer and/or wine purchased within a licensed business having an entry point within the festival zone that is not contained within an approved container will not be permitted within the festival zone, and any such business that knowingly and intentionally allows patrons to exit its premises with either an alcoholic beverage containing liquor or beer and/or wine purchased from its establishment and not contained in an approved container and not wearing an approved wrist band, shall be in violation of this section.

(iv) Safety: the following provisions are included to ensure the safety of festival zones:

- a. As further described below in section 6-5-12(9), a festival zone will generally be required to provide at least one security officer per entry point and at least one additional officer for support within the zone;
- b. Only one special event may be permitted at a time per sponsor/person; a festival zone will not be permitted on days when another special event is already permitted in the downtown area and on UGA home football game days;
- c. Patrons may not leave a festival zone with open containers;
- d. Pursuant to section 3-12-23, open glass containers of any kind are strictly prohibited within the festival zone;

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

e. *Drinking alcohol in parked motor vehicle prohibited.* It shall be unlawful for any person to consume any alcoholic beverages while in the confines of a motor vehicle when the vehicle is parked on any city street, alley way, or parking lot; and

f. *Open container of alcohol in moving vehicle prohibited.* It shall be unlawful for any person to possess an open container of an alcoholic beverage while operating a vehicle in the city or while a passenger in or on a vehicle being operated in the city.

i. As used in this section, "open container" means any container that is immediately capable of being consumed from, or the seal of which has been broken.

ii. An open container shall be considered to be in the possession of the operator of a vehicle if the container is not in the possession of a passenger and is not located in a locked glove compartment, locked trunk, or other locked non-passenger area of the vehicle.

iii. An open container shall be considered to be in the possession of a passenger of a vehicle if the container is in the physical control of the passenger.

iv. Exceptions:

1. A passenger of a vehicle in which the driver is operating the vehicle pursuant to a contract to provide transportation for passengers and such driver holds a valid chauffeur's license pursuant to Georgia law or any other state;

2. A passenger of a bus in which the driver holds a valid chauffeur's license pursuant to Georgia law or any other state; or

3. A passenger of a self-contained motor home which is in excess of 21 feet in length.

(7) Every special outdoor cafe or festival zone permitted under this section may provide seating and shall provide food service within such area.

(8) The dispensing of beer and/or wine at any special outdoor cafe area or festival zone shall be restricted to:

(1) a holder of an alcoholic beverage caterer license issued by Athens-Clarke County, (2) a holder of a temporary alcoholic beverage permit issued to a bona-fide non-profit, tax-exempt civic organization by Athens-Clarke County, or (3) a holder of a separate home-brew special event permit issued by Athens-Clarke County, or (4) a holder of an alcoholic beverage license for a business distributing alcohol from their establishment for consumption within a festival zone. The name of such licensee(s) or permittee(s) and the current assigned number, as such appears on the license or permit, shall be required as a part of the application for a special event permit.

(9) The producer of the special event shall provide, at his/her own expense, at least one security officer, approved by the chief of police, or his designee, at each special outdoor cafe area approved for the consumption of beer and/or wine.

(10) Every area where beer and/or wine is consumed shall be conspicuously posted at all times at each point of entrance/exit with signs stating the following: "The possession of alcoholic beverages

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

beyond this point is prohibited." The letters of such signs shall not be less than three inches in height and one-half inch in width and shall be in black letters on a contrasting light background.

(11) It shall be unlawful for patrons of any area(s) of a special event in which beer and/or wine is permitted to bring into or take outside the designated area(s) any alcoholic beverage or to furnish any alcoholic beverage to any person outside the designated area where beer and/or wine is permitted. Provided, however, that participants in and sponsors of home-brew special events may transport malt beverages to a home-brew special event in a special outdoor cafe or festival zone in accordance with applicable law.

(12) The application for a special event at which beer and/or wine is permitted shall include, in addition to the map identifying the outermost boundaries of the event, a map no smaller than 8½ x 11 inches in size, clearly identifying the area(s), including all public streets and sidewalks within and adjacent to the area(s), where the consumption of beer and/or wine is proposed. However, no areas designated for the consumption of beer and/or wine shall encroach within the designated public circulation areas described in section 6-5-2(d).

(13) The application for a permit for a special event at which beer and/or wine is permitted shall include a description of the area(s), including the size and the number of seats proposed for such area(s), if utilized. The application also shall contain a description of the method and structures that

will be used to secure and separate such area(s) from other public areas as required in subsection (4) above.

(14) The fee for a permit to dispense and/or consume beer and/or wine at a special event shall be \$600.00 for a festival zone, \$300.00 for an area designated for up to 300 persons, and \$150.00 for each area designated for up to 150 persons, payable to Athens-Clarke County, and shall be paid in addition to and remitted at the same time as any other fees provided for in section 6-5-9.

(15) Notwithstanding the provisions of this section, any person dispensing and/or consuming beer and/or wine in accordance with this section shall comply with all other laws and ordinances pertaining to the sale, possession and consumption of alcoholic beverages.

(16) Notwithstanding the provisions of this section, all food vendors shall apply for and receive a solid waste permit pursuant to the requirements of this Chapter before dispensing beverages at a special event.

(Ord. of 9-1-92; § 1; Ord. of 3-1-94, § 4; Ord. of 5-7-2013, § 2; Ord. of 11-4-2014, §§ 1—3 ; Ord. of 10-6-2015(3), § 1 ; Ord. of 12-3-2019, § 13 ; Ord. of 8-10-2021(1) , § 1)

#### Sec. 6-5-13. Glass containers prohibited.

The use of glass containers within the area of any special event shall be prohibited.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-14. Police services.

Traffic and crowd control shall be provided by the Athens-Clarke County Police Department and the number of officers and/or special arrangements shall be determined by the chief of police.

(Ord. of 9-1-92, § 1)

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

#### Sec. 6-5-15. Toilet facilities.

The producer of a special event shall be required to provide temporary outdoor toilet facilities at any event at which 200 or more persons are expected to be in attendance. The number of toilets and their locations shall be determined by the director of the building inspection department.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-16. Entertainment.

Musical entertainment shall be provided in a manner consistent with the peace and good order of the community. The producer of the event shall be responsible for full compliance with the noise ordinance.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-17. Fireworks.

Any producer of an event desiring to conduct a public exhibition or display of fireworks shall first obtain a permit from the judge of probate court in accordance with the provisions set forth under state law.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-18. Tents, stages, etc.

Tents, arbors, stages, grandstands or other temporary facilities constructed or erected as a part of a special event shall be approved by the director of the building inspection department.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-19. Street closing and parking restrictions.

(a) The complete or partial closure of any street, sidewalk or other public way as a part of a special event shall be approved by the traffic engineer in consultation with the chief of police.

(b) It shall be a violation of this chapter for any motor vehicle to be located on any street or other area that has been closed to parking for a special event. Designated parking spaces in such areas closed shall be clearly marked as such, and such marking shall be posted not less than 12 hours prior to the effective date and time

of such closure and shall contain the statement, "No parking after (date & time). Unauthorized vehicles present after that time are subject to towing and impoundment." The manager or the manager's designee may have vehicles illegally parked in violation of this section immediately towed and impounded at the expense of the owner or other person responsible for such vehicle pursuant to the provisions of chapter 3-3 of this code. The fine for violation of this section shall be \$50.00.

(Ord. of 9-1-92, § 1 ; Ord. of 9-6-2016(1), § 7 )

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

#### Sec. 6-5-20. Banners, signs, etc.

Temporary, noncommercial banners or signs may be permitted overhead across public streets for the purpose of designating "starting" and "finish" lines for a race. Small banners, pennants, signs or other decorations which do not interfere with vehicular or pedestrian traffic, and which do not damage or deface any tree or public structure, may be allowed as part of a special event. Approval of the building inspection department shall be obtained by the event producer for any banners or signs permitted in this section. The producer of the event shall be responsible for the removal of such banners, pennants or decorations within 48 hours after the close of the event.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-21. Duration of permit.

No permit issued under this chapter shall be valid prior to or past the date of the special event for which it is issued.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-22. Cessation of activities.

The safety, health, welfare and good order of all citizens and the community shall be first and foremost and every special event shall be conducted in such manner. The chief of police may terminate any activity, whether a part of or the entire event, which does not meet this community standard. Upon notification of the event producer in person by the chief of police to cease any activity, it shall be unlawful for such producer and/or any participants to permit such activity to continue.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-23. Picketing and demonstrations, etc.

Any person, group or organization engaged in any picketing, demonstrations, assembly, gathering, procession or other activity protected by the U.S. Constitution shall be prohibited from blocking the ingress and egress of any public or private place. Any person, group or organization engaged in such activities is required to make application as set forth in section 6-5-3(a). However, any such person, group or organization shall be exempt from the permit requirement in section 6-5-2 and the fees set forth in section 6-5-3(c) and section 6-5-9.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-24. Funeral processions.

The provisions of this chapter shall not apply to any parade or procession conducted under the supervision and direction of a funeral director in conjunction with any funeral.

(Ord. of 9-1-92, § 1)

#### Sec. 6-5-25. Sidewalk cafes; displays.

The provisions of this chapter shall not apply to any sidewalk cafes or displays as regulated by other laws or ordinances.

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

(Ord. of 9-1-92, § 1)

Created: 2021-12-07 15:33:02 [EST]

(Supp. No. 43)

Sec. 6-5-26. Compliance; violations; penalties.

(a) *Violations; penalties.* It shall be unlawful for any person to violate the provisions of this Chapter. Upon conviction for the violation thereof each person shall be subject to the punishment allowed under section 1-1-5, after hearing before the judge of municipal court. In addition, upon conviction for the violation thereof by a permittee, the licensee's agents or employees, any permit may be revoked, suspended or put on probation under conditions.

(b) *Civil fines; probation, suspension, revocation of permit.*

(1) Any person holding any permit issued pursuant to this chapter or any employee or agent of such person who violates any provision of this chapter, or directs, consents to, permits, or acquiesces in such violation either directly or indirectly shall, by such conduct, subject the permit to suspension, revocation or probation upon conditions. In addition, a minimum civil fine of \$200.00 and a maximum civil fine of \$500.00 may be imposed on the permit for the first violation. Each subsequent violation shall result in a fine of \$1,000.00. Additionally, a third violation and all subsequent violations shall result in a 13-month suspension of the permittee's ability to receive a special event or food vendor permit.

(2) In considering the amount of the civil fine, if any, the administrative hearing officer shall consider the following factors:

- a. The gravity of the violation;
- b. The costs to Athens-Clarke County related to compliance or enforcement efforts undertaken by Athens-Clarke County in pursuing the case;
- c. Actions of the permittee, its employees, subcontractors or agents in connection with the violation.

The imposition of a civil fine under the provisions of this section shall not prevent the suspension, revocation, or nonrenewal

of the permit or the privilege to apply for and receive a permit or the taking of punitive or remedial action for any other violation of the ordinances of Athens-Clarke County or for subsequent violations of this section. No permit shall be

renewed or issued pursuant to this chapter if any civil fines imposed pursuant to this section have not been paid by the

permittee prior to the application for renewal or issuance of a permit.

For purposes of administering and enforcing this chapter, any act committed by an employee, agent or representative

of a permittee shall be deemed to be an act of such permittee.

( Ord. of 12-3-2019, § 14 )



## Athens-Clarke County Police Department Event Registration

Day / Date of event: \_\_\_\_\_

Time of event: From \_\_\_\_\_ hours to \_\_\_\_\_ hours

Event type: \_\_\_\_\_

Sponsor(s): \_\_\_\_\_

Address of event: \_\_\_\_\_

Contact telephone number: \_\_\_\_\_

Responsible person(s) on premise during the event:  
\_\_\_\_\_  
\_\_\_\_\_

Name of band, artist or agent: \_\_\_\_\_

Expected number in attendance: \_\_\_\_\_

Event is: \_\_\_\_\_ Open \_\_\_\_\_ Closed  
\_\_\_\_\_  
\_\_\_\_\_  
Indoors \_\_\_\_\_ Outdoors

Security officer(s) employed: \_\_\_\_\_ Yes \_\_\_\_\_ No

If yes, number employed: \_\_\_\_\_

From: \_\_\_\_\_ Athens-Clarke County Police\* \_\_\_\_\_ University of Georgia  
Police

\_\_\_\_\_  
\_\_\_\_\_  
Sheriff's Department \_\_\_\_\_ Private Security

Comments:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\*If Athens-Clarke County Police officers are employed, send invoice / adjustment to:

Name / Title \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

**FOR THE REGISTERING GROUP OR INDIVIDUAL:**

I have received a copy of the Athens-Clarke County Noise and Disturbance Ordinance (Section 3-5-24) and the Athens-Clarke County Police Department's Recommended Guidelines for Outdoor Social Events. I hereby agree that my organization will read, understand and abide by the ordinance and guidelines governing outdoor events. I understand that my organization will be held responsible for any problems resulting from this event and that the president of the organization will be charged in the event a case is made. In the absence of the president or other officer, the person responsible for this event will be cited.

Furthermore, I understand the Athens-Clarke County Police Department advises and warns me that my event's outdoor amplified sound may be violative of the distance standards established in the Noise Ordinance. Thus, my decision to utilize amplified sound may result in persons responsible for the event being cited for violating the Athens-Clarke County Unified Government's Noise Ordinance (Section 3-5-24).

---

Signature

---

Print Name

---

Date

If you would like for us to email your approved application to you, please provide your email address here: \_\_\_\_\_

**FOR THE ATHENS-CLARKE COUNTY POLICE DEPARTMENT:**

---

Accepted By

---

Date

---

Authorized Representative

---

Date

**This form must be submitted three (3) business days prior to the event. Failure to properly register will result in a citation being issued for violation of Athens-Clarke County Code Section 3-5-24 (d).**

Sec. 3-5-24. Noise control.

(a) *Purpose.* This section is enacted to protect, preserve and promote the health, safety and welfare of the citizens of Athens-Clarke County through the control of noise. It is the intent of this section to establish standards that will reduce excessive community noises, which are harmful and otherwise detrimental to individuals and to the community in the enjoyment of life and property and in the conduct of business.

(b) *Sound measurement standards for law enforcement personnel.* For the purposes of this section 3-5-24, "plainly audible" shall mean any sound emanating from the specific sound-producing sources set forth below which can be heard from the distances set forth below, using the following sound measurement standards: Measurement shall be by the auditory senses of a person standing at a distance no less than the required minimum distance from the source of the sound. For music and other noise, words and phrases need not be discernable. For music and other noise, bass reverberations are included.

(c) *Prohibited conduct.*

(1) *Restrictions of 300 feet for 7:00 a.m. through 11:00 p.m. Sunday through Thursday and 7:00 a.m. through 12:00 midnight on Friday and Saturday.*

a. *Mechanical sound-making devices.* It is unlawful for any person or persons to play, use, operate, or permit to be played, used, or operated any radio receiving device, television, stereo, musical instrument, phonograph sound amplifier or other machines or devices for the producing, reproducing or amplifying of sound and/or noise at such a volume and in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 300 feet or more from the building, structure or vehicle, or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12:00 midnight on Friday and Saturday.

b. *Human-produced sounds.* It is unlawful for any person or persons to yell, shout, hoot, whistle, or sing on the public streets or sidewalks or on private property so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 300 feet or more from the place, building, structure, or in the case of real property, beyond the property limits, in which the person is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12:00 midnight on Friday and Saturday.

c. *Commercial advertising.* It is unlawful for any person or persons to use, operate, or permit to be used or operated any radio receiving device, musical instrument, phonograph, loud speaker, sound amplifier or other machine or device for the production or reproduction of sound which is cast upon the public streets or other public property for the purpose of commercial advertising or which serves to attract the attention of the public to any building, structure or vehicle in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 300 feet or more from the source of the sound cast upon the public streets or other public property or from the building, structure, or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12 midnight on Friday and Saturday.

d. *Party noise.* It is unlawful for any person or persons in charge of a party or other social event that occurs on any private property to allow that party or social event to produce noise in such a manner that such noise is plainly audible at a distance of 300 feet or more from the building or structure from which the noise is emanating or in the case of real property, beyond the property limits, on which the party or social event is located, whichever is farthest, between the hours of 7:00 a.m. and 11:00 p.m. Sunday through Thursday and between the hours of 7:00 a.m. and 12 midnight on Friday and Saturday. For the purposes of this subsection, a "person in charge of a party or other social event" shall mean any adult person who resides in or on the premises involved in such party or social event and is present at such party or social event. For the purposes of this subsection, "noise" shall mean the same sounds, or any combination thereof, as described in paragraphs a. or b. above.

(2) *Restrictions of 100 feet for 11:00 p.m. through 7 a.m. Sunday through Thursday and 12:00 midnight through 7:00 a.m. on Saturday and Sunday.*

a. *Mechanical sound-making devices.* It is unlawful for any person or persons to play, use, operate, or permit to be played, used, or operated any radio receiving device, television, stereo, musical instrument, phonograph sound amplifier or other machines or devices for the producing, reproducing or amplifying of sound and/or noise at such a volume and in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 100 feet or more from the building, structure, or motor vehicle or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday.

b. *Human-produced sound.* It is unlawful for any person or persons to yell, shout, hoot, whistle, or sing on the public streets or sidewalks or on private property so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 100 feet or more from the place on public streets and sidewalks, or in the case of private real property, beyond the property limits, on which the person is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday.

c. *Commercial advertising.* It is unlawful for any person or persons to use, operate, or permit to be used or operated any radio receiving device, musical instrument, phonograph, loud speaker, sound amplifier or other

machine or device for the production or reproduction of sound which is cast upon the public streets or other public property for the purpose of commercial advertising or which serves to attract the attention of the public to any building, structure or vehicle in such a manner so as to create, or cause to be created, any noises or sounds which are plainly audible at a distance of 100 feet or

more from the source of the sound cast upon the public streets or other public property or from the building, structure, or in the case of real property, beyond the property limits, in which it is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday.

d. *Party noise.* It is unlawful for any person or persons in charge of a party or other social event that occurs on any private property to allow that party or event to produce noise in such a manner so as to such noise is plainly audible at a distance of 100 feet or more from the building or structure from which the party noise is emanating or in the case of real property, beyond the property limits, on which the party or social event is located, whichever is farthest, between the hours of 11:00 p.m. and 7:00 a.m. Sunday through Thursday and between the hours of 12:00 midnight and 7:00 a.m. on Saturday and Sunday. For the purposes of this subsection, a "person in charge of a party or other social event" shall mean any adult person who resides in or on the premises involved in such party or social event and is present at such party or social event. For the purposes of this subsection, "noise" shall mean the same sounds, or any combination thereof, as described in paragraphs a. or b. above.

(3) *Restrictions for areas within apartments, condominiums, townhouses, duplexes, or other such residential dwelling units.* Except for persons within commercial enterprises that have an adjoining property line or boundary with a residential dwelling unit, it is unlawful for any person to make, continue, or cause to be made or continued any noise in such a manner as to be plainly audible to any other person a distance of five feet beyond the adjoining property line wall or boundary of any apartment, condominium, townhouse, duplex, or other such residential dwelling units with adjoining points of contact.

For the purposes of this subsection, "noise" shall mean human-produced sounds of yelling, shouting, hooting, whistling, singing, or mechanically-produced sounds made by radio-receiving device, television, stereo, musical instrument, phonograph sound amplifier or other machines or devices for the producing, reproducing, or amplifying of sound, or any combination thereof.

For the purposes of this subsection, "property line or boundary" shall mean an imaginary line drawn through the points of contact of (1) adjoining apartments, condominiums, townhouses, duplexes or other such residential dwelling units with adjoining points owned, rented, or leased by different persons; or (2) adjoining common areas or adjoining exterior walls. Said property line or boundary includes all points of a plane formed by projecting the property line or boundary including the ceiling, the floor, and the walls.

(4) *Exclusions.* The prohibitions of this section shall not apply to the following:

a. Noises and/or sounds caused to be made by manufacturing, governmental, construction or commercial entities in the normal course of their business;

b. Noises and/or sounds emanating from any official University of Georgia event on University of Georgia property or any official Clarke County School District event on Clarke County School District property;

c. Noises and/or sounds that are permitted by a special event permit pursuant to section 6-5-6; provided, however, that the producer or coordinator of the special event must comply with the terms, restrictions and conditions of the special event permit;

d. Noises or sounds made by domestic animals, which noises or sounds are controlled by section 4-1-4;

e. Noises or sounds made by wireless telecommunication facilities, the noise levels of which are controlled by section 9-18-6 A.10.;

f. Noises or sounds caused by industrial uses in the Employment-Industrial (E-I) and Industrial (I) zones established in the Zoning Code, the noise levels of which are controlled by section 9-11-5 A.1.h.;

g. Sound volumes produced by radio, tape player, or other mechanical sound making device or instrument from within a motor vehicle on a street or highway, which sound is controlled by the O.C.G.A. § 40-6-14; or

h. Noises or sounds made by law enforcement and other public safety officials performing their public functions.

(5) *Time restrictions on use of landscape maintenance motorized Devices such as leaf blowers, lawn mowers, or chain saws.* It is unlawful for any person to use or operate any noise-generating, motorized landscape maintenance devices, including but not limited to leaf blowers, lawn mowers, or chain saws, within any residential zoning district or in areas within 300 feet of any residential zoning district from 8:00 p.m. to 8:00 a.m. except that within the agricultural-residential zone no person shall use or operate any such devices within 300 feet of any residential dwelling on adjacent property between the hours of 9:00 p.m. and 7:00 a.m.

(d) *Registration of outdoor entertainment events.* Registration is required of all outdoor entertainment events that have commercial entertainment and/or electronic amplification. Registration of the event must be 72 hours prior to the event, and must be by the person or persons responsible for the event. Registration is to be with the Athens-Clarke County Police Department, Monday through Friday, from 9:00 a.m. to 4:00 p.m., on an application specified by the chief of police and shall include the organization sponsoring the event, the location, the date and time of the event, and security provisions. Registration shall not be accepted for events that include the hours between 11:00 p.m. and 7:00 a.m. Sunday through Thursday, and between 12:00 midnight and 7:00 a.m. on Saturday and Sunday

mornings. Failure to register may result in a fine, forfeiture of the right of future registrations, or both. Registration does not exempt the person or persons registering the event from ensuring that the event complies with the requirements of this section. Failure to register shall be a violation of this subsection.

# ACC Event Recycling & Composting Requirements

## LANDFILL



## RECYCLE



## COMPOST



Per Solid Waste Policy SW-021(F), all events sponsored or held by the Unified Government or permitted by the Unified Government through a special events permit must provide or arrange for recycling collection services. In addition, all events with two or more food and/or beverage vendors must use reusable, recyclable, or compostable materials for any single-use items and compost collection must also be provided.

### Will food or drink be sold at this event?

NO

YES

### If yes, how many food/beverage vendors?

One food vendor

Two or more food vendors  
(below policy applies to your event)

### Policy for Events with 2 or more Food Vendors

- Applicant is responsible for notifying all food/beverage vendors of this policy and ensuring that all requirements are followed. The Vendor Guide must be shared with all vendors.
- Applicant must send a list of all food/beverage vendors with their contact information to the Solid Waste Department at [recycle@accgov.com](mailto:recycle@accgov.com) no later than 30 days prior to the event date.
- Applicant must inform food/beverage vendors that they are required to submit a Special Event Food Vendor Application to ACC Solid Waste and pay a \$25 application fee at least 3 weeks prior to the event. This is to ensure that their service ware products meet the requirements of the policy.
- Vendors that repeatedly use non-recyclable or non-compostable materials may be denied and barred from participation in future events.
- Failure to follow the policy will result in fees and future events may not be approved.
- The Recycling Division is available to help food/beverage vendors select appropriate service ware products to meet all requirements.

### Waste Removal and Clean-Up Services

- Applicant is responsible for all waste removal and must ensure that materials collected are delivered to the appropriate disposal site for trash, recycling, or composting.
- The ACC Solid Waste Department can provide waste removal services for a fee.
- The Recycling Division offers event trash, recycling and composting containers for no charge.
  - Event containers should be requested through our Zero Waste Kit online at <https://accgov.com/ZeroWaste>.
  - Applicant is responsible for the pickup and delivery of all equipment borrowed from the Recycling Division. Delivery of collection containers may be arranged for a \$35 flat fee.
  - Recycling bags are included at no charge, but composting bags require a fee of \$5 per bag.
- Applicant is responsible for ensuring that all requirements of the Collector Guide are followed by the waste collector.

### Waste collection and removal services to be provided by:

ACC Solid Waste Department

Event Volunteers

Private Contractor (outside downtown only)

Name of Private Contractor: \_\_\_\_\_

Contact Information: \_\_\_\_\_