

Ordinance amending Section 49-16 of the Code of Ordinances to revise and increase fees for temporary street closure permits, classify and add permit fees for parades, walks, marches, and sporting events, and provide authority for the city traffic engineer to issue all temporary street closure permits; providing for severance; and providing for publication.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. Section 49-16 of the City of Corpus Christi Code of Ordinances is amended as shown:

CHAPTER 49 STREETS AND SIDEWALKS

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**ARTICLE I. IN GENERAL
DIVISION 2. TEMPORARY CLOSURE OF STREETS**

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Sec. 49-16. Issuance of permits; classification of events, required fees.

Upon the review and recommendation of the application ~~by the city, the city traffic engineer may issue~~ permits ~~may be issued~~ for the temporary closure of a street or streets in the following manner:

(a)

Neighborhood events. For neighborhood events at which no admission is charged and no items are sold and which require the closure of **one (1) residential neighborhood streets located between two intersecting streets (one block)** for less than twelve (12) continuous hours, **not requiring closure past 12:00 a.m.,** permits may be granted by the **city traffic engineer city manager or his designated representative.** Notice of the granting of such permits shall be provided **to** the city council. A permit application fee of ~~one hundred ten dollars (\$110.00)~~ **one hundred twenty dollars (\$120.00)** is required for such events.

Neighborhood events require the participation of one hundred percent (100%) of all persons residing along the street to be closed.

Neighborhood event permits will require the use of traffic control devices. If available, the city will provide the necessary devices, which may be picked up by an applicant for a refundable deposit of one hundred dollars (\$100.00). Applicants who fail to return any traffic control devices or materials to the city shall forfeit the amount deposited.

(b)

Small events. For small events which require the closure of one (1) ~~or more~~ minor streets **located between two intersecting streets and** adjacent to churches, schools, or other public institutions, not involving extensive detouring of traffic and not requiring closure for more than twelve (12) continuous hours, permits may be granted by the **city traffic engineer city manager or his designated representative**. Notice of the granting of such permits shall be provided **to** the city council. For the purposes of this section, the term "minor streets" shall mean any streets other than arterial and collector streets as classified on the urban transportation plan. A permit application fee ~~of two hundred dollars (\$200.00)~~ is required for such events **based on the following sliding scale:**

<u>Approximate number of participants</u>	<u>Fee</u>
<u>50 – 100</u>	<u>\$120.00</u>
<u>100 – 200</u>	<u>\$200.00</u>
<u>200 – 300</u>	<u>\$300.00</u>

The city will provide a traffic control plan and direction on the set up of traffic control devices. A fee of fifty dollars (\$50.00) will be assessed for three (3) sets of traffic control plan prints. An additional fee of fifty dollars (\$50.00) will be charged for any changes to the approved traffic control plan.

Small events will require the use of traffic control devices. If available, the city will provide the necessary devices, which may be picked up by an applicant for a refundable deposit of one hundred dollars (\$100.00). Applicants who fail to return any traffic control devices or materials to the city shall forfeit the amount deposited.

Events of more than 300 participants will be considered a large/special event.

(c)

Large/special events. For all other events, which shall be treated as large/special events, including, but not limited to, events which require the closure of one (1) or more major streets or involve more extensive detouring of traffic, permits may be issued by the **city traffic engineer. city manager upon the approval of the city council expressed by motion.** A permit application fee **of two hundred dollars (\$200.00)** is required for such events **based on the following sliding scale:**

<u>Approximate number of participants</u>	<u>Fee</u>
<u>300 or less, fenced</u>	<u>\$300.00</u>
<u>300 or less, unfenced</u>	<u>\$350.00</u>
<u>More than 300, fenced</u>	<u>\$400.00</u>
<u>More than 300, unfenced</u>	<u>\$500.00</u>

The city will provide a traffic control plan. Applicants may choose to obtain a traffic control design plan by separate contract with a consultant.

For events with 300 three hundred (300) participants or less, a fee of fifty dollars (\$50.00) will be assessed for three (3) sets of traffic control plan prints. An additional fee of fifty dollars (\$50.00) will be charged for any changes to the approved traffic control plan.

For events with more than three hundred (300) participants, a fee of two hundred dollars (\$200.00) will be assessed for three (3) sets of traffic control plan prints. An additional fee of one hundred dollars (\$100.00) will be charged for any changes to the approved traffic control plan.

A review fee of one hundred dollars (\$100.000) will be charged for the required review of traffic control plans submitted by an applicant's consultant.

(d)

Parades, walks, marches, sporting events. For all parades, walks, marches, sporting events, and any other events, which

shall be treated as large/special events, permits may be issued by the city traffic engineer. A permit application fee is required for such events based on the following sliding scale:

<u>Approximate number of participants</u>	<u>Fee</u>
<u>0 - 50</u>	<u>\$45.00</u>
<u>50 - 100</u>	<u>\$100.00</u>
<u>100 - 200</u>	<u>\$200.00</u>
<u>200 – 300</u>	<u>\$300.00</u>
<u>More than 300</u>	<u>\$500.00</u>

The city will provide a traffic control plan when necessary. Applicants may choose to obtain a traffic control design plan by separate contract with a consultant.

For events with three hundred (300) participants or less, a fee of fifty dollars (\$50.00) will be assessed for three (3) sets of traffic control plan prints. An additional fee of fifty dollars (\$50.00) will be charged for any changes to the approved traffic control plan.

For events with more than three hundred (300) participants, a fee of two hundred dollars (\$200.00) will be assessed for three (3) sets of traffic control plan prints. An additional fee of one hundred dollars (\$100.00) will be charged for any changes to the approved traffic control plan.

A review fee of one hundred dollars (\$100.000) will be charged for the required review of traffic control plans submitted by an applicant's consultant.

For large/special events, applicants shall contract with a private barricading company to provide the required traffic control set up.

For parades, walks, marches, and sporting events, applicants shall contract with a private barricading company to provide the required traffic control set up when necessary and directed by the city traffic engineer.

In addition to a temporary street closure permit issued under this section, a person seeking issuance of a parade permit shall file an application with the chief of police in accordance

with the Corpus Christi Parade Ordinance, Article VII, Chapter 53 of this Code.

For all events, no refunds shall be given for a cancelled event.

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SECTION 2. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

SECTION 3. Publication shall be made one time in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2012, by the following vote:

Joe Adame	_____	David Loeb	_____
Chris N. Adler	_____	John E. Marez	_____
Kelley Allen	_____	Nelda Martinez	_____
Larry Elizondo, Sr.	_____	Mark Scott	_____
Priscilla G. Leal	_____		

The foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2012, by the following vote:

Joe Adame	_____	David Loeb	_____
Chris N. Adler	_____	John E. Marez	_____
Kelley Allen	_____	Nelda Martinez	_____
Larry Elizondo, Sr.	_____	Mark Scott	_____
Priscilla G. Leal	_____		

PASSED AND APPROVED on this the _____ day of _____, 2012.

ATTEST:

Armando Chapa
City Secretary

Joe Adame
Mayor