

City of Gainesville

*City Hall
200 East University Avenue
Gainesville, Florida 32601*



Meeting Agenda

February 28, 2013

1:30 PM

City Hall, Ground Floor, Room 16

Public Safety Committee

*Commissioner Yvonne Hinson-Rawls, Chair
Commissioner Lauren Poe, Member
Commissioner Todd Chase, Member*

Persons with disabilities who require assistance to participate in this meeting are requested to notify the Equal Opportunity Department at 334-5051 or call the TDD phone line at 334-2069 at least two business days in advance.

CALL TO ORDER**ROLL CALL****ADOPTION OF THE AGENDA****APPROVAL OF MINUTES**[120884.](#)

Approval of January 8, 2013 Public Safety Committee Meeting Minutes
(B)

RECOMMENDATION

*The Public Safety Committee approve the minutes
of the January 8, 2013 meeting as submitted.*

[120884_PSCJan082013Minutes_20130228](#)

DISCUSSION OF PENDING REFERRALS[120347.](#)**Special Event Permits for Bars (B)**

This is a referral to address the interest of businesses to provide for the temporary outdoor sales and consumption of alcoholic beverages beyond University of Florida Football Home Games.

Explanation: Please see the backup memo prepared by Planning and Development Services related to this referral.

Fiscal Note: The City will need to recover costs from event organizers for services provided to support outdoor special events. Even with cost-recovery, as more events take place requiring City support, staff resources may become stretched.

RECOMMENDATION

*The Committee hear a presentation from staff,
discuss the issue and provide direction as
appropriate.*

Legislative History

9/6/12 City Commission Referred to the Public Safety Committee

[120347_PDSSpecialEventsPermitsforBarsMemo_20130228](#)

[110683.](#)**Alcohol Sales and Consumption Outdoors Downtown (NB)**

This is a referral to address increasing interest in holding outdoor events in the downtown area that allow the sale and consumption of

alcohol on City property.

Explanation: Commissioner Hawkins brought this item forward during Commission Comment at the February 2, 2012 City Commission meeting for the Public Safety Committee to research the impact of modifying the Alcoholic Beverage Ordinance to allow the consumption of alcoholic beverages at outside events and on public property in the Downtown area, specifically on Lot Ten. There is concern that the current ordinance that was modified for United Downtown may be restricted in scope and area. Members of GDOT have expressed interest in having the ordinance modified for outside events. City staff concurs that if there is interest in expanding opportunities for events that allow alcohol on City property it would be best to develop a framework that could accommodate the types of events envisioned rather seeking changes to City ordinance for each event.

The Committee discussed this referral at the February 29, 2012, March 28, 2012 and October 25, 2012 meetings. The Committee approved a motion to support an exception for alcohol sales and consumption on Lot 10 and adjacent streets determined by City staff and to keep the broader issue in Committee. After further research, the City Attorney's Office and other City staff identified issues that would benefit from more in-depth discussion and guidance from the Committee prior to the Committee making a recommendation to the City Commission to direct the City Attorney to prepare an ordinance.

Some of the issues include: 1) possible restrictions on use (charitable/non-profits), 2) single day or multi-day events (weekly/monthly series vs. weekends), 3) hours of operation, 4) facility use agreement, 5) expansion to use of other City properties and 6) City sponsorship. There are a number of other issues City staff can address through a facility use agreement such as: 1) fees, 2) utilities, 3) insurance requirements, 4) crowd capacity, 5) security, 6) noise, and 7) trash/recycling and area clean-up.

Santa Fe College specifically requested that alcohol sales and consumption be allowed on NE 1st Street for their annual Spring Arts Festival. The Committee recommended that City ordinance be modified to allow for this. The ordinance providing for this was approved on first reading on February 7, 2013 and is scheduled for second reading on February 21, 2013.

City staff has suggested that GDOT and other stakeholders interested in the ability to hold these events on public property get together to develop a proposal that can be shared with the City.

Fiscal Note: The City will need to recover costs from event organizers for services provided to support outdoor special events downtown. Even with cost-recovery, as more events take place downtown requiring City support, staff resources may become stretched.

RECOMMENDATION

The Public Safety Committee discuss the issue of alcohol sales and consumption outdoors

downtown and provide direction as appropriate.

Legislative History

2/2/12	City Commission	Referred to the Public Safety Committee
2/29/12	Public Safety Committee	Discussed
3/15/12	City Commission	Withdrawn
3/28/12	Public Safety Committee	Discussed
5/3/12	City Commission	Approved as Amended
10/25/12	Public Safety Committee	Discussed
11/15/12	City Commission	Approved as Recommended

[110683a EugeneArticle_20120229.pdf](#)

[110683b SchaerEmail_20120229.pdf](#)

[110683c AlcoholOrdin_20120229.pdf](#)

[110683_SFCFestivalInfo_20121025](#)

[110382.](#)

Outdoor Concerts (B)

The City is reviewing the possibility and impact of allowing additional special events on private and public property that could include outdoor concerts where alcohol could be sold and consumed.

Explanation: This item was referred to the Public Safety Committee by the City Commission on October 6, 2011 following a request from Mayor-Commissioner Pro Tem Thomas Hawkins.

The City Commission requested the issue of permitting outdoor concerts near residential neighborhoods be discussed by the Public Safety Committee and that the Committee research the current City policy for issuing those event permits to determine if revisions need to be made for future permitting.

The PSC discussed this referral at their November 29, 2011 meeting. It was determined that the City Attorney's Office would research noise ordinances in other cities and return to the Committee with that information.

The city is reviewing the possibility and impact of allowing additional special events on private and public property that could include outdoor concerts where alcohol could be sold and consumed. The outside event locations are also being considered. Both of these considerations are directly impacted by the fact that they will create noise that may generate a quality of life issue for surrounding businesses/residences. The noise ordinance helps to control some of the issue but the ordinance does not cover the underlying issue generating the most

complaints, which is the bass in the music/noise. Further research must be done to evaluate the possibility of measuring and regulating the bass level being produced by these outdoor events.

A factor that will be considered in this research will be the associated costs with any changes due to measuring bass noise. The research will cost staffing time, possibly expert consultation, the instruments in which to measure bass noise, and the training to conduct these measurements.

Fiscal Note: The costs of the above research, equipment, and training needs to be identified. There is no funding currently budgeted for this purpose.

RECOMMENDATION

The Public Safety Committee hear from staff and consider further inquiries and research should be conducted to address noise generated by outdoor musical events.

Legislative History

10/6/11	City Commission	Referred to the Public Safety Committee
11/29/11	Public Safety Committee	Discussed
2/29/12	Public Safety Committee	Discussed

[110382a PermitAppl 20111129.pdf](#)

[110382b SpecEventPolicy 20111129.pdf](#)

[110382c NoiseOrd 20111129.pdf](#)

[110382_OtherCitiesInfo_20120229.pdf](#)

[110382 CharlottesvilleNewsArticle 20130228](#)

MEMBER COMMENT

CITIZEN COMMENT

NEXT MEETING DATE

The meeting scheduled for March 28, 2013 has been rescheduled for Tuesday, April 9 at 3:00 p.m.

ADJOURNMENT