

**CITY OF WILDWOOD
CAPE MAY COUNTY, NEW JERSEY**

ORDINANCE NO. 1226-22

ORDINANCE REPEALING ORDINANCE NO. 1199-21 AND AMENDING CHAPTER 4 OF THE CITY OF WILDWOOD CODIFIED ORDINANCES SO AS TO CHANGE EXISTING FEES FOR SPECIAL EVENT APPLICATIONS/PERMITS AND ESTABLISH NEW FEES FOR THE USE OF CITY PROPERTY FOR SPECIAL EVENTS.

WHEREAS, it is appropriate to harmonize disparate fee structures pertaining to various permits for special events so as to reflect a cogent permit and fee policy which adequately compensates the city for costs for the use of city property and equipment, while also encouraging special events and respecting the public trust doctrine; and

WHEREAS, the Board of Commissioners for the City of Wildwood seeks to repeal Ordinance No.1182-20 and restate Chapter 4 of the City's Code as to fees for special event permits.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the City of Wildwood, County of Cape May, State of New Jersey, that Chapter 4 shall be deleted in its entirety and restated as follows:

Section 1

1. Special Event Application/Permit Fees:

Upon application to the Board of Commissioners and payment of the appropriate fee, as specified herein, a special event permit may be issued. All applications are due no fewer than ninety (90) days from the date of the event in order to guarantee requested event date(s). The City of Wildwood reserves the right to reject a permit application if fees for a prior year's event have not been paid in full. The following fees shall be required to be paid for the respective special event prior to approval of a special event permit application and issuance of a special event permit:

1. Special Event Application Fee	\$500.00
2. Civic* Special Event Application Fee	\$100.00
3. Residential Block Party Fee	\$50.00
4. Bon Fire Permit Fee	\$100.00
5. Wedding Fee	\$50.00

*A civic event is one which is for the benefit of the community and not for the purpose of generating profit for its sponsor or event partners.

Special Event Vendor Permit Fees:

The following fees for vendor permits at special events shall be made at least one (1) week in advance of the special event:

1. Vendor Permit Fee – 100 sq. ft. or less	\$50.00
2. Vendor Permit Fee – 200 sq. ft. or less	\$100.00
3. Vendor Permit Fee – 300 sq. ft. or less	\$200.00
4. Vendor Permit Fee – over 300 sq. ft	\$300.00
5. Open Flame Permit Fee (Fire Department)	\$54.00

3. Special Event Production Permit Fees:

A. The following fees for special event production permits shall be paid within thirty (30) days of the conclusion of the special event:

1. Vehicle Display on City Property Permit Fee	\$1.50 per vehicle
2. Beach RV Parking Permit Fee	\$50.00 per overnight
3. Beach Sleeping Tent Permit Fee*	\$5.00 per tent

*Payment based upon final tent sales/attendance to be made within thirty (30) days of the conclusion of the special event.

B. Employee Parking Permits of Thirty-Five (\$35.00) Dollars per permit shall be paid one (1) week prior to the special event.

C. Event Construction Permits of Fifty (\$50.00) Dollars per permit shall be paid one (1) week prior to the special event.

4. Special Event City Personnel Labor Fees:

The following fees for special event labor costs shall be paid within thirty (30) business days of the conclusion of the special event:

1. City EMS Personnel Fee	\$55.00 per person per hour
2. City Police Office Off Duty Fee	\$55.00 per person per hour
3. City Public Works Supervisor Fee	\$75.00 per person per hour
4. City Public Works Construction Staff Fee	\$50.00 per person per hour
5. City Public Works Laborer Fee	\$40.00 per person per hour
6. City Beach Patrol Personnel Fee	\$30.00 per person per hour

5. Special Event Use of City Property & Equipment Fees

A. The following fees for the use of City property for special events shall be paid within thirty (30) days of the conclusion of the special event:

1. Sporting Event Fee	\$1.50 per registered participant*
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- 2. Gated Sporting Event Fee \$1.50 per registered participant and per viewer*
- 3. Concert Fee \$1.50 per ticket*
- 4. Race Run Fee/Run Fee/Walk Fee/Bike Fee \$1.50 per registered participant*
- 5. Use of City Equipment for Services \$50.00 per hour

B. The following fees for the use of City property for special event shall be paid fourteen (14) days prior to the special event:

- 1. Beach Non-Ticketed Event Fee \$150.00 per day
- 2. City Street Closure Fee \$150.00 per day
- 3. Fox Park Fee \$500.00 per day
- 4. Maxwell Field Fee \$750.00 per day
- 5. City Stage Rental Fee \$150.00 per day

*Payment for registered participants and viewer tickets then sold shall be made within thirty (30) days of the conclusion of the special event with payment based upon final sales/attendance.

6. Permits Required; Violation

- a. A Special Event Permit and all associated permits are required to be obtained from the Recreation Department prior to holding an organized activity on City property.
- b. It shall be a violation of this Ordinance for an organized activity to be held on city property without the required permits having been issued and without paying the associated fees.
- c. All special events held within the City must be held in accordance with local, State and Federal law.
- d. Any special events held on private or leased property are not obligated for the fees set forth herein. Provided, for any event held on private or leased property, the owner of the land and/or the promotor of the event shall be responsible for any and all costs incurred by the City as a result of said event.
- e. The group, organization, and/or promoter for any special events shall indemnify and hold harmless the City of Wildwood, its employees, agents, and/or officers from all claims, losses, liens, expenses, suits and attorney's fees arising out of the event and must complete indemnification forms provided as part of the application.
- f. Employees of the Office of Code Enforcement of the City of Wildwood and the Wildwood Police Department are authorized to issue summonses for violation of this Ordinance
- g. Violation of this Ordinance shall subject a violator to a fine of not less than \$100.00 and not more than \$2000.00, as permitted by law.

7. Exemption

- a. Island based (which includes the City of Wildwood, North Wildwood, and Wildwood Crest) education, religious, as well as veteran groups shall be eligible for Civic Special Event Application Fees and shall be exempt from Special Event Production Permit Fees, Special Event City Personnel Labor Fees, and Special Event Use of City Property and Equipment Fees as set forth herein.
- b. Island based civic organizations, as determined by the City in its absolute and sole discretion, are eligible for Civic Special Event Application Fees. However, all such organizations holding an event(s) in the City shall be responsible for any costs incurred by the City, which may include, but are not limited to cleanup costs, police and fire personnel presence.
- c. The Board of Commissioners retains the ability by way of Resolution to issue a waiver for any and all permit fees and City costs, in its sole and absolute discretion for any island based charitable events.

Section 2 – Severability

If any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

Section 3 – Repealer

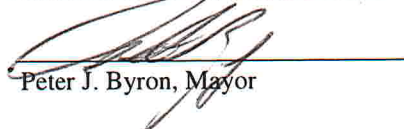
Ordinance 1199-21 is hereby repealed. This Ordinance shall supersede all other Ordinances in conflict with same which, to the extent they conflict with this Ordinance, are hereby repealed.

Section 4 – Effective Date

This Ordinance shall take affect 20 days subsequent to second reading and final passage

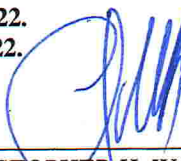

 Krista Fitzsimons, Commissioner


 Steven E. Mikulski, Commissioner


 Peter J. Byron, Mayor

Attest: 
 Christopher H. Wood, City Clerk

The above ordinance was introduced and passed first reading on February 23, 2022.
 Second Reading/Public Hearing on the above ordinance was held on March 9, 2022.
 The above ordinance passed second reading on March 9, 2022.


 CHRISTOPHER H. WOOD, CITY CLERK