

ORDINANCE NO. 2007-10

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF SAN JUAN BAUTISTA AMENDING CERTAIN
PROVISIONS OF CHAPTER 5-15 OF THE SAN JUAN
BAUTISTA MUNICIPAL CODE TO ACCOMMODATE
REQUIREMENTS OF SPECIAL EVENTS**

WHEREAS, in order to accommodate certain needs and requirements associated with special event sponsored by the City on an annual basis, this Council desires to make minor modifications to City’s parade, public gathering, and special event regulations found at Chapter 5-15 of the City’s Municipal Code;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN JUAN BAUTISTA HEREBY ORDAINS AS FOLLOWS:

SECTION 1. Subsection (A)(1) of Section 5-15-105 (“Definitions”) of the San Juan Bautista Municipal Code hereby is amended to read as follows:

- (1) A “major street” shall refer to The Alameda, Monterey, Muckelemi, First Street east of Monterey, Franklin between 2nd and 4th, Second Street from Pierce to San Jose, Third Street from Pierce to San Jose, Mariposa between 2nd and 4th, Polk between 2nd and 4th, Washington between 2nd and 4th, and Fourth Street from Pierce to San Jose.

SECTION 2. Subsection (C)(14) hereby is added to Section 5-15-210 (“Review and Action”) of the San Juan Bautista Municipal Code, to read as follows:

- (14) Given the nature and location of the event, adequate conditions can be imposed where minor and major streets are proposed for closure outside the downtown, including conditions that provide adequate ingress and egress for residents, and that provide adequate alternate living arrangements and business interruption payments for and those residents and businesses that agree to such arrangements and payments.

SECTION 3. Subsection (X) of Section 5-15-235 (“Special permit conditions”) of the San Juan Bautista Municipal Code hereby is rescinded and a new subsection (X) of Section 5-15-235 hereby is adopted to read as follows:

(X) Vendor Booth Layout and Set Up:

- (1) Density. There will be a goal of maintaining a comfortable, relaxed, stress-free fair atmosphere.
- (2) Where booths are placed on the sides of streets, potentially blocking views and access of existing businesses, there shall be a ten foot empty space to allow enhanced pedestrian circulation for each existing City business. This opening

shall be in front of the main entranceway to the business, allowing one opening for each business or, in the case of more than one business sharing the same hallway/courtyard opening, each hallway/courtyard opening. No business is entitled to more than one opening. These openings are gateways/passageways and are not to be used for commerce and are not to be obstructed. Businesses located beyond the openings may place City-approved signage in the opening that identifies their business and the nature of the business, but such signage shall not obstruct the gateway/passageway purpose of this opening.

- (3) Each fire hydrant shall be allowed such clearance as required by applicable state and local law. Any deviations from this requirement must be approved by either the Fire Chief or Fire Marshall.
- (4) Alternate set-up arrangement with vendors in the center of the streets are acceptable so long as a public safety corridor of at least 13 feet for fire apparatus, and 48 inches for disabled access, are maintained on both sides of booths.

SECTION 4. Severability. This ordinance and the various parts thereof are hereby declared to be severable. Should any section of this ordinance be declared by a court to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole, or any portion thereof other than the section, or part thereof, so declared to be unconstitutional or invalid.

SECTION 5. Effective Date. This ordinance shall go into effect thirty (30) days after the date of its adoption.

THE FOREGOING ORDINANCE was first read at a regular meeting of the San Juan Bautista City Council on the 20th day of February, 2007, and was adopted at a regular meeting of the San Juan Bautista City Council on the 20th day of March, 2007, by the following vote:

AYES: Hill, Dias, Paradise, Edge, Laverone

NOES: None

ABSENT: None

ABSTAIN: None

Priscilla Hill, Mayor

ATTEST:

Trish Paetz, Deputy City Clerk

APPROVED AS TO FORM:

George Thacher, City Attorney