

**TOWN OF GRANT-VALKARIA, FLORIDA**

**RESOLUTION NO. 13-2010**

**A RESOLUTION OF THE TOWN OF GRANT-VALKARIA, BREVARD COUNTY; APPROVING AN APPLICATION FOR A SPECIAL EVENT PERMIT SUBMITTED BY WA1A's 107.1's TOYS FOR KIDS/BBQ FESTIVAL LOCATED AT GRANT COMMUNITY CENTER, 4580 FIRST STREET, GRANT VALKARIA, FLORIDA; IMPOSING CONDITIONS; PROVIDING FOR SEVERABILITY, REPEAL AND AN EFFECTIVE DATE.**

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GRANT-VALKARIA, FLORIDA:**

SECTION 1: The Town Council hereby approves the application for a special event permit submitted by WA1A's 107.1's Toys For Kids/BBQ Festival located at Grant Community Center, 4580 First Street, Grant Valkaria, Florida subject to the following conditions:

- 1) The applicant shall comply with all applicable requirements of Chapter 10, Amusements and Entertainments, Brevard County Code of Ordinances. In addition a permit may be revoked by the Town if:
  - a. The applicant has been convicted of a felony or misdemeanor involving moral turpitude and has not subsequently demonstrated rehabilitative characteristics;
  - b. The applicant has made a material misrepresentation on the application;
  - c. The applicant has not complied with the Town's request for further information necessary for the Town to fully evaluate the application;
  - d. The proposed special activity will substantially disrupt peace and quiet within any area of the Town;
  - e. The proposed special activity will have a substantial negative impact upon traffic in any area of the Town;
  - f. The proposed special activity damages or degrades the image of the Town;
  - g. The proposed special activity will have a material negative impact upon the neighboring property;
  - h. The proposed special activity will create a safety hazard;
  - i. The proposed special activity is not appropriate for the location due to zoning requirements for that location;

- j. The proposed special activity subjects the Town to contingent liability which cannot adequately be addressed by requiring the applicant to name the Town as an insured on the applicants general liability insurance policy;
  - k. The applicant has failed to supply the Town an insurance certificate naming the Town as an additional insured on the applicant's general liability policy;
  - l. An applicant has violated conditions of a previous special activity permit or any ordinance or regulation of Brevard County or the Town in the conduct of a prior special activity.
- 2) In addition, a permit may be revoked by the Code Enforcement Officer, Mayor or Town Administrator if:
- a. Violates any of the items that Council imposed conditions on as in Section 1(1).
- 3) The special event permit shall be a one day permit for Saturday, September 25, 2010 from 10:00 a.m. to 8:00 p.m. and be allowed to have the following:
- a. Three Tents - 20 ft x 20 ft
  - b. Banners visible only on grounds - 3 ft by 10 ft
  - c. One day alcohol beverage permit to serve beer

SECTION 2: All resolutions or parts of resolutions in conflict herein are repealed.

SECTION 3: Effective Date. This resolution shall become effective immediately upon its adoption and shall expire at 9:00 p.m. on September 25, 2010.

Town of Grant-Valkaria

(signature on file)

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By: Del Yonts, Mayor

ATTEST:

(signature on file)

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Susanne Krueger, Town Clerk

Passed and adopted on this 25<sup>TH</sup> day of August, 2010.