

BILL NO. \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF FRESNO, CALIFORNIA, AMENDING VARIOUS SECTIONS OF ARTICLE 24 OF CHAPTER 14 OF THE FRESNO MUNICIPAL CODE, RELATING TO PARADES AND OTHER SPECIAL EVENTS.

THE COUNCIL OF THE CITY OF FRESNO DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 14-2402 of the Fresno Municipal Code is amended to read:

SECTION 14-2402. PURPOSE. [It is the purpose of this] This section established[article to establish] the standards for the issuance of a permit[permits] for parades, athletic events, and other special events in the City of Fresno, in order to recover the full cost of such events to the city, and to preserve and protect the public health and safety. [including a coordinated process for managing the event to protect the health and safety of event patrons, residents, workers, and other visitors, to prohibit illegal activities from occurring at such events, and to protect the rights of special event permit holders. It is the intent of the City Council to protect the rights of people to engage in Expressive Activity in the City's public spaces, and to establish reasonable time, place, and manner regulations for these activities. It is further intended to create mechanisms for cost recovery and use charges, to the extent authorized by law, while not unduly impacting the viability of such events.]

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Date Adopted:  
Date Approved  
Effective Date:  
City Attorney Approval: \_\_\_\_\_

Ordinance No.

SECTION 2. Section 14-2403 of the Fresno Municipal Code is amended to read:

SECTION 14-2403. DEFINITIONS.

(a) “Applicant” shall mean any person or organization that seeks a special event permit from the Controller to conduct or sponsor an event governed by this ~~section~~chapter. An applicant must be 18 years of age or older.

(b) “Athletic Event” shall mean an occasion in which a group of persons collectively engage in a sport, or form of physical exercise, and which is conducted on any city street, sidewalk, alley, or other public right-of-way, or other property owned or controlled by the city, which obstructs, delays, impedes, impairs or interferes with the usual, normal and free pedestrian or vehicular use, or does not comply with traffic laws and controls. Athletic events include~~[, but are not limited to,]~~ bicycle and foot races.

(c) “Block Party” shall mean a festive gathering on a residential street requiring a closure of a street, or portion thereof, to vehicular traffic, and use of the street for the festivity including barbecues, picnics, music, games or dances.

~~(d) “Chief of Police” shall mean the Chief of Police or his authorized deputy.~~

(e~~d~~) “Controller” shall mean ex-officio treasurer of the city.

(f~~e~~) “Event” shall mean a parade, athletic event, or other special event.

[(f) “Expressive Activity” means conduct, the sole or principal object of which is the expression, dissemination, or communication by verbal, visual, literary, or auditory means of opinions, views, or ideas protected under the First Amendment to the United States Constitution and Article I of the California Constitution. Expressive Activity may include, but is not limited to, parades, public oratory, and the distribution of literature.]

(g) ~~“Free Speech~~[Parade] Route” shall mean a route (course of travel) along designated streets, sidewalks or other street rights-of-way which ~~are~~ [shall be] pre-established by the ~~Chief of Police~~ [City Manager] for use by [parades or] special events whose primary purpose ~~is~~ #[is] ~~First Amendment expression~~[Expressive Activity]. Each Parade Route shall specify the number of officers to be assigned for police crowd and traffic control. Parade Routes shall be published on the city’s website, along with the fee schedule for police, crowd, and traffic control services.]

(h) “Other Special Event” shall mean street fair, art and craft show, carnival, block party, or other neighborhood activity, picnic, dance, promotional or fund raising activities, community celebrations, and other special events which occur on any city street, sidewalk, alley, or other public right-of-way, or other property owned or controlled by the city, or any event, so as to impede, obstruct, impair, delay, or interfere with the usual, normal and free pedestrian or vehicular use, or which requires, in the ~~judgement~~[judgment] of the Chief of Police, the deployment of peace officers for crowd [and/or traffic] control.

(i) “Parade” shall mean and include a parade, march, procession, pageant, review, ceremony, or exhibition consisting of persons, animals, or vehicles, or a combination thereof, which is conducted in, or upon, or along any portion of any city street, sidewalk, alley, or other public right-of-way, or other property owned or controlled by the city, which obstructs, delays, impedes, impairs or interferes with the usual, normal and free pedestrian or vehicular use, or does not comply with traffic laws or controls.

(j) “Permit Application Fee” shall mean the fee to be paid by the special event permit applicant at the time the application is filed with the Controller. A fee schedule shall be authorized or established by resolution of the Council and shall cover the actual full costs (or a portion thereof) of processing and investigating special event applications.

(k) “Permittee” shall mean any person or organization ~~who~~[that] has been issued a special events permit by the Controller.

[(l) Any authority or responsibility assigned to a city official under this chapter may be delegated to and exercised by an authorized subordinate of that official, with the approval of the City Manager.]

SECTION 3. Section 14-2404 of the Fresno Municipal Code is amended to read:

SECTION 14-2404. PERMIT REQUIRED. Any person desiring to conduct or sponsor a parade, athletic event, or other special event on city property or right of way, shall first obtain a special event permit from the Controller. However, a special event permit is not required for the following:

(a) Parades, athletic events or other special events ~~which~~ [that] occur exclusively on city property under the jurisdiction of the city ~~Department of Parks and Recreation~~ [Parks, After School, Recreation and Community Services Department] (those events are governed by Chapter 5, Article 5, of this Code.); or any events taking place pursuant to a lease or other agreement with the city.

(b) Funeral processions;

(c) [Parades, marches, walks, demonstrations, and gatherings that take place on city sidewalks (including pedestrian street crossings) and other public property made available for Expressive Activities, where every participant fully complies with all laws, including but not limited to vehicular and pedestrian traffic laws, noise regulations, and all lawful direction from law enforcement authorities. For any such activity under this paragraph in which it is reasonably anticipated or for which the organizer becomes aware the number participating will exceed 50 individuals, the organizer of the activity shall provide notice to the Chief of Police at least 48 hours in advance of the activity, or as soon as the organizer becomes aware the event may exceed 50 people. Any activity otherwise exempt from obtaining a parade permit under this paragraph may be terminated and participants ordered to disperse by the Chief of Police if, after warning the participants and providing them with an opportunity to comply, participants are not in compliance with the regulations set forth in this paragraph.] ~~Parades involving a total of 40 or fewer pedestrians marching along a parade route which is restricted to~~

~~marching on sidewalks, and crossing streets only at pedestrian crosswalks in accordance with traffic regulations and controls. Pedestrians participating in the parade shall cross crosswalks in units of fifteen or less, and shall allow vehicles to pass between each unit.~~

[(d) Spontaneous events, which are prompted, occasioned, or generated by news or affairs coming into public knowledge less than forty-eight hours prior to such event, may be conducted on the public grounds of City Hall, and any other area designated by Council resolution, the City Manager, or as published on the city's website. If practicable, the organizers should give notice to the City Manager at least eight hours prior to the event informing the city of the date and time of the event, and providing an estimate of the approximate number of persons who will be participating.]

[(e) If, in connection with any event organized pursuant to subsection (c) or (d) of Section 14-2404, any event organizer, or the organizer's officers, employees, agents, or any other person under the organizer's control, is arrested or cited for any unlawful activity, for eighteen months following the arrest or citation, events organized by the event organizer, whether a natural person or organization, or the person arrested or cited, will be required to obtain a permit, even if the event would otherwise be exempt under subsection (c) or (d) of Section 14-2404.]

SECTION 4. Section 14-2405 of the Fresno Municipal Code is amended to read:

SECTION 14-2405. APPLICATION PROCEDURE/FEE.

(a) Any person desiring to sponsor a parade, athletic event, or other special event not exempted by Section 14-2404, shall apply for a special event permit by filing a verified application with the Controller on a form supplied by the Controller. If the application is for a parade or other [special] event along a [Parade Route] ~~route pre-established by the Chief of Police pursuant to subsection 14-2414(d) or a free speech route pursuant to subsection 14-2414(e)~~, the application should be filed not less than ~~twenty-two~~ [thirty calendar] days ~~nor more than ninety days~~ before the date on which the event is to occur. All other applications shall be submitted not less than ~~thirty~~ [sixty calendar] days ~~nor more than ninety days~~ before the event date.

(b) Upon a showing of good cause, the Controller shall consider an application which is filed after the filing deadline if there is sufficient time to process and investigate the application, and obtain police services for the event. Good cause can be demonstrated by the applicant showing that the circumstances which gave rise to the permit application did not reasonably allow the participants to file within the time prescribed, and that the event is for the purpose of ~~exercising the right of free speech~~ [engaging in Expressive Activity].

(c) The application for a permit shall be accompanied by a nonrefundable permit application fee [as set forth in the Master Fee

~~Schedule] in the amount determined by the Controller and authorized by resolution of the Council.~~

~~[(d) Any indigent natural person who cannot apply for a permit because of an inability arising from such indigence to pay the application fee shall not be required to pay the fee. Applications for indigent status shall be made upon application for the permit, and shall be accompanied by such relevant information and documentation as is reasonably necessary to verify indigence and to verify participation in the group or organization promoting the event. For purposes of this Section 14-2405(d), an indigent person is one who is eligible for county relief pursuant to Section 17000 et seq. of the Welfare and Institutions Code, or his or her gross household income is 125% or less of the federal poverty line.]~~

~~(e) An organization in which a majority of its members meet the criteria for indigent status, as established in subsection (d) of this Section 14-2405, shall also be eligible for application fee waiver.]~~

SECTION 5. Section 14-2407 of the Fresno Municipal Code is amended to read:

SECTION 14-2407. ACTION ON APPLICATION. The Controller shall approve, conditionally approve, or deny an application for the grounds specified in Section 14-2408. Such action shall be taken no later than 40 ~~[five city-business]~~ days after receiving a completed application for an event along a pre-established ~~[Parade Route]~~ route pursuant to subsection 14-2414(d), or free speech route pursuant to subsection 14-2414(e). Action on all other special event applications shall be taken no later than 45 ~~[ten city-business]~~ days after receiving a completed application. If the application is denied, or conditionally

approved, the Controller shall inform the applicant of the grounds for denial in writing, or the reason for a change in the date, time, route, or location of the event, and ~~his~~[the applicant's] right of appeal. If the Controller relied on information about the event other than that contained in the application, ~~he~~[the Controller] shall inform the applicant [in writing] what information ~~he~~[the Controller] considered. The applicant shall be notified of any permit conditions at the time the application is approved and of ~~his~~[the applicant's] right of appeal of the permit conditions. If the Controller refuses to consider a late application under Section 14-2405(b), the Controller shall inform the applicant [in writing] of ~~his~~[the Controller's] reason for the refusal, and of ~~his~~[the applicant's] right of appeal. [The Controller shall send the written notice of decision within two City-business days of making the decision.]

SECTION 6. Section 14-2408 of the Fresno Municipal Code is amended to read:

SECTION 14-2408. GROUNDS OR DENIAL OF APPLICATION OR REVOCATION FOR A SPECIAL EVENT PERMIT.

(a) The Controller or his [or her] designee shall approve an application for a special event permit unless he [or she] determines from a consideration of the application, or other pertinent information, any of the following which shall also be justification for the Controller to revoke a previously issued permit:

(1) Information contained in the application, or supplemental information requested from the applicant, is found to be false in any material detail;

(2) The applicant fails to complete the application form within five calendar days after having been notified of the additional information or documents required;

(3) The sole purpose of the event is advertising of any product, good, ware, merchandise or event, and is designed to be held solely for private profit and not for ~~First Amendment~~ expression [Expressive Activity];

(4) Another special event permit application has been received prior in time, or has already been approved, to hold another event at the same time and place requested by the applicant, or so close in time and place as to cause undue traffic congestion, or the police department is unable to meet the needs for police services for both events; or

(5) The time, route, or size of the event will substantially interrupt the safe and orderly movement of traffic contiguous to the event site or route, or disrupt the use of a street ~~at a time when it is usually subject to great traffic congestion~~ [between the hours of 7:00 a.m. and 10:00 a.m., or between the hours of 4:00 p.m. and 6:00 p.m., Monday through Friday, unless event will occur on a national holiday]; or

(6) The concentration of persons, animals, and vehicles at the site of the event, or the assembly and disbanding areas around an event, will prevent proper police, fire, or ambulance services to areas contiguous to the event; or

(7) The size of the event will require diversion of so great a number of police officers of the city to ~~insure~~ensure that participants stay within the boundaries or route of the event, or to protect participants in the event, as to prevent normal protection to the remainder of the city. Nothing herein authorizes denial of a permit when additional peace officers would be available to the city under applicable State law or mutual aid plans, if requested by the city in advance of the event. Nothing herein authorized denial of a permit because of the need to protect participants from the conduct of others, if reasonable permit conditions can be imposed to allow for adequate protection of event participants with the number of police officers available to police the event;

(8) The parade, or other [special] event moving along a route, will not move from its point of origin to its point of termination in three hours or less [unless approved by the Police Department];

(9) The location of the event will substantially interfere with any construction or maintenance work scheduled to take place upon or along the city streets, or along any public right of way, or where construction work is scheduled in connection with a previously granted encroachment permit;

(10) The event shall occur at a time when a school is in session at a route or location adjacent to the school or class thereof, and the noise created by the activities of the event would

substantially disrupt the educational activities of the school or class thereof;

[(11) The applicant fails to comply with any conditions of approval including, but not limited to:

(i) Payment of any fees, charges, or deposits due to the city; or

(ii) Submittal of an indemnification agreement or proof of insurance to the extent required; or

(12) The applicant fails to agree as a condition of permit issuance that if city property is destroyed or damaged by reason of permittee's event, and the damage or destruction is directly attributable to the permittee or persons under the control of the permittee, the permittee shall reimburse the city for the actual replacement or repair of the cost of the destroyed or damaged property;

(13) The applicant has damaged city property, and has not paid in full for such damage, or has other outstanding and unpaid debts related to a prior special event permit issued by the city.]

(b) When the grounds for denial of an application for permit specified in subsections (a)(4) through (a)(40[13]) above, can be corrected by altering the date, time, duration, route, or location of the event, the Controller shall instead of denying the application conditionally approve the application upon the applicant's acceptance of conditions for permit issuance. The conditions imposed shall provide for only such modification

of the applicant's proposed event as are necessary to achieve compliance with subsections (a)(4) through (a)(40[13]) above.

SECTION 7. Section 14-2409 of the Fresno Municipal Code is amended to read:

SECTION 14-2409. PERMIT CONDITIONS. The Chief of Police may also condition the issuance of a special events permit by imposing reasonable requirements concerning the time, place, and manner of the event, and such requirements as are necessary to protect the safety of persons and property, and the control of traffic, provided such conditions shall not unreasonably restrict the right of free speech[, and provided no consideration may be given to the perspective of the speaker. If the Chief of Police imposes conditions on the issuance of a special events permit, the Chief of Police shall inform the applicant in writing of the reasons for the conditions, and the applicant's right of appeal.

Such conditions include:

- (a) Alteration of the date, time, route or location of the event proposed on the event application;
- (b) Conditions concerning the area of assembly and disbanding of parade or other [special] events occurring along a route;
- (c) Conditions concerning accommodation of pedestrian or vehicular traffic, including restricting the event to only a portion of a street traversed;
- (d) Requirements for the use of traffic cones[, signage,] or barricades;
- (e) Requirements for provision of first aid or sanitary facilities;

(f) Requirements for use of event monitors, and providing notice of permit conditions to event participants;

(g) Restrictions on the number and type of vehicles, animals, or structures at the event, ~~and inspection and approval of floats, structures, and decorated vehicles for fire safety by the Fresno Fire Department;~~

(h) Compliance with animal protection ordinances and laws;

(i) Requirements for use of garbage containers, cleanup and restoration of city property;

(j) Restrictions on use of amplified sound;

(k) An application for a special event permit to conduct a block party may be conditioned on notice and approval by fifty percent of the residents of dwellings along the affected street(s).

(l) Compliance with any relevant ordinance or law and obtaining any legally required permit or license.

SECTION 8. Section 14-2410 of the Fresno Municipal Code is amended to read:

SECTION 14-2410. APPEAL PROCEDURE.

(a) The applicant shall have the right to appeal the denial of a permit or a permit condition including, but not limited to, any fees associated with a permit condition, to the City Manager by filing a written notice of such appeal with the City Manager within five city-business days of the decision if the applicant wishes to keep the original event date set forth in the application, or within ten city-business days if the applicant chooses to change the date of the event to accommodate a longer appeal period. The City Manager shall decide the appeal within five city-business

days. The City Manager's decision may be appealed to the administrative hearing officer], pursuant to Sections 1-401 et seq. of this Code. The applicant shall also have the right to appeal the amount of clean-up deposits imposed pursuant to Section 14-2415, or a determination by the city that the applicant's insurance policy does not comply with the requirements specified in Section 14-2413.

(b) The hearing under Chapter 1, Article 4 shall be held no later than five business days after the filing of the appeal [of the City Manager's decision], and the decision shall be rendered no later than two business days after the date of the hearing.

[(c) In the event the appeals process extends beyond the original event date set forth in the application, the applicant may select a new date for the event and update its existing application without resubmitting a new application.]

SECTION 9. Section 14-2412 of the Fresno Municipal Code is amended to read:

SECTION 14-2412. INDEMNIFICATION AGREEMENT. Prior to the issuance of a special event permit, the permit applicant and authorized officer of the sponsoring organization (if any), must sign an agreement to reimburse the City of Fresno for any costs incurred by it in repairing damage to city property occurring in connection with the permitted event proximately caused by the actions of the permittee/sponsoring organization, its officers, employees, or agents, or any person who was, under the permittee's/sponsoring organization's control insofar as permitted by law. The agreement shall also provide that the permittee/sponsoring organization shall hold harmless, indemnify and defend the

City of Fresno, its officials, members, agents and employees against any claims, costs, damages, demands, liability and notices, or any of these, arising or resulting from any damage or injury proximately caused by actions of the permittee/sponsoring organization in connection with the permitted event, ~~regardless of whether the city is actively negligent or passively negligent, except for those claims, costs, damages, demands, liability and notices, or any of these, caused solely by the negligence or willful misconduct of the city.~~ Persons who merely join in a parade or event are not considered by that reason alone to be “under the control” of the permittee/sponsoring organization.

SECTION 10. Section 14-2413 of the Fresno Municipal Code is amended to read:

SECTION 14-2413. INSURANCE.

(a) The applicant/sponsor of an event must possess or obtain public liability insurance to protect against loss from liability imposed by law for damages on account of bodily injury and property damage ~~arising from the event~~ [occurring in connection with the permitted event proximately caused by the actions of the permittee, its officers, employees, or agents, or any person who was, under the permittee’s control insofar as permitted by law. Persons who merely join in a parade or event are not considered by that reason alone to be “under the control” of the permittee]. Such insurance shall name on the policy or by endorsement as additional insureds the City of Fresno, its officers, employees, and agents. Insurance coverage must be maintained for the duration of the event. Coverage shall be a comprehensive general liability

insurance policy with ~~the following~~ minimum limits [of \$1 million per occurrence, \$2 million aggregate.]:

~~(1) \$250,000 each person Bodily Injury, \$500,000 each occurrence Bodily Injury, \$100,000 each occurrence Property Damage, [or]~~

OR

~~(2) \$500,000 each occurrence combined single limit Bodily Injury and Property Damage.~~

If food or non-alcoholic beverages are sold or served at the event, the policy must also include an endorsement for products liability in an amount not less than \$250,000. If alcoholic beverages are sold or served at the event, the policy must also include an endorsement for liquor legal liability in an amount not less than ~~\$500,000~~ [\$1 million per occurrence, \$2 million aggregate].

(b) A copy of the policy or a certificate of insurance along with all necessary endorsements must be filed with the Controller no less than five days before the date of the event unless the Controller for good cause waives the filing deadline. The special event permit shall not be issued by the Controller until after the insurance policy or certificate of insurance along with necessary endorsements have been filed by the applicant/sponsor and approved by the Controller.

(c) The insurance requirements of subsections (a) and (b) above shall be waived by the Controller for nonathletic events [if the applicant or an officer of the sponsoring organization signs a verified

statement that he or she believes the event's purpose is Expressive Activity, as defined in Section 14-2403, and the applicant or officer produces satisfactory evidence that complying with the insurance provision would preclude the proposed event from occurring. The statement shall include the name and address of at least one insurance agent or other source for insurance coverage contacted to determine insurance premium rates for insurance coverage.] the following conditions are satisfied:

~~(1) The applicant or an officer of the sponsoring organization signs a verified statement that he believes the event's purpose is First Amendment expression, and that he has determined that the cost of obtaining insurance is so financially burdensome that it would constitute an unreasonable burden on the right of First Amendment expression, or that it has been impossible to obtain insurance coverage. The statement shall include the name and address of one insurance agent or other source for insurance coverage contacted to determine insurance premium rates for insurance coverage.~~

~~(2) The Controller may, in his discretion, determine to require the applicant/sponsor to apply for insurance coverage for the event under a policy containing the insurance requirements of subsections (a) and (b) above. The applicant/sponsor must provide any information pertinent to qualifying for the insurance coverage.~~

~~The premium for the insurance coverage may be paid by the city rather than the applicant/sponsor.~~

SECTION 11. Section 14-2414 of the Fresno Municipal Code is amended to read:

SECTION 14-2414. TRAFFIC CONTROL FEES/USE OF PRE-ESTABLISHED ~~EVENT~~ [PARADE] ROUTES.

(a) Prepayment of Fees. Upon approval of an application for a special event permit, the Chief of Police shall provide the applicant with a statement of the estimated cost of providing ~~overtime~~ police officers for crowd and traffic control at the event. The applicant/sponsor of the event shall be required to prepay the crowd and traffic control fees prior to the issuance of a special event permit. Traffic and crowd control by officers includes clearing the event route or site of unauthorized vehicles, diversion of traffic around the event, and directing pedestrian and vehicular traffic along the route of an event.

(b) Computing Traffic Control Fees. The traffic control fees will be computed by determining the number of police officers who will be required for crowd and traffic control in addition to those who would otherwise be on duty at that time, the number of hours the officers will be on duty for the event, and the city's ~~full~~ [actual] cost of providing officers on an hourly basis as established by the Police Department fee schedule. In determining crowd and traffic control fees, the Council shall establish fees upon the recommendation of the Chief of Police based on the applicant/sponsor's use of monitors for the event.

(c) Refunds or Underpayments. If the actual cost for crowd and traffic control on the date of the event is less than the estimated cost pursuant to subsection (a) above, the applicant/sponsor will be promptly refunded the difference by the Controller. Should the actual full cost to the city by reason of the event exceed the estimated cost, the applicant/sponsor shall pay the balance upon demand by the Controller.

(d) Pre-established [Parade] Routes and Fees. ~~The Chief of Police shall pre-establish several event routes within the City of Fresno. The [Pre-established Parade Routes] routes shall specify the number of officers assigned for police traffic control on those routes. The pre-established routes and the fee schedule for police crowd and traffic control services shall be made available to the public.~~

(e) ~~Free Speech Routes and Waiver of Fees.~~ Crowd and traffic control fees ~~will~~ [shall] be waived by the Chief of Police for ~~nonathletic events~~ [Expressive Activities] if the following conditions are satisfied:

(1) ~~The applicant/sponsor signs a verified statement that he believes the event's purpose is First Amendment expression, and that the cost of crowd and traffic control fees is so financially burdensome that it would constitute an unreasonable burden on the right of First Amendment expression; [The applicant or an officer of the sponsoring organization signs a verified statement that he or she believes the event's purpose is Expressive Activity, as defined in Section 14-2403, and the applicant qualifies as indigent pursuant to Section 14-2405(d) or (e); and]~~

(2) The applicant or sponsor selects one of the pre-established ~~[Parade Routes]~~ free speech routes for a parade or other event established by the Chief of Police.

[(f) The Council may establish by resolution(s) policies and procedures that may authorize additional designated Parade Routes or locations and/or fee waiver programs for Expressive Activities.]

SECTION 12. Section 14-2419 of the Fresno Municipal Code is amended to read:

SECTION 14-2419. PENALTIES. Any person willfully violating any provision of the Parade and Other Special Events Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine [as set forth in the Master Fee Schedule] ~~not to exceed one thousand dollars~~ for each violation of the Ordinance. [Upon election of the City Attorney, such] ~~Such~~ violations may also be addressed by ~~civil action~~ [either prosecution as an infraction or administrative citation pursuant to Sections 1-308 et seq. of this Code. Appeal of an administrative citation may be made pursuant to Sections 1-308 et seq. Violators may be liable for penalties in the amount set forth in the Master Fee Schedule and for the actual full costs incurred by the city, including but not limited to attorney's fees, police services and/or traffic control provided] ~~and any violator shall be liable for the actual full cost to the City for having provided police services~~ for, or because of, the event.

SECTION 13. This ordinance shall become effective and in full force and effect at 12:01 a.m. on the thirty-first day after its final passage.

\* \* \* \* \*

STATE OF CALIFORNIA )  
COUNTY OF FRESNO ) ss.  
CITY OF FRESNO )

I, YVONNE SPENCE, City Clerk of the City of Fresno, certify that the foregoing ordinance was adopted by the Council of the City of Fresno, at a regular meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

AYES :  
NOES :  
ABSENT :  
ABSTAIN :

Mayor Approval: \_\_\_\_\_, 2018  
Mayor Approval/No Return: \_\_\_\_\_, 2018  
Mayor Veto: \_\_\_\_\_, 2018  
Council Override Vote: \_\_\_\_\_, 2018

YVONNE SPENCE, MMC  
City Clerk

BY: \_\_\_\_\_  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN,  
City Attorney

BY: \_\_\_\_\_  
Katie Doerr,  
Chief Assistant City Attorney

KBD:ns [78070ns/kbd]