

EMERGENCY

City of Cincinnati

AKS

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An Ordinance No. \_\_\_\_\_ - 2024

**MODIFYING** the provisions of Chapter 765, “Special Events,” by **AMENDING** Section 765-3, “Definitions,” of the Cincinnati Municipal Code for the purpose of revising the times during which the Cincinnati Music Festival and Festival513 are held.

WHEREAS, historical special events, established in Chapter 765 of the Cincinnati Municipal Code, recur annually and celebrate the culture, history, and traditions of Cincinnati, and in the event of a conflict with other requested special events, historical special events take precedence; and

WHEREAS, Ordinance No. 102-2022 added the Cincinnati Music Festival and Festival513 to the list of recognized historical special events, based on their legacy and traditions; and

WHEREAS, Ordinance No. 102-2022 indicated that the Cincinnati Music Festival and Festival513 both occur the third weekend in July; and

WHEREAS, the Cincinnati Music Festival and Festival513 occur either the third or fourth weekend in July depending on the Cincinnati Bengals’ schedule; and

WHEREAS, Council desires to amend Cincinnati Municipal Code Section 765-3 to clarify that these events can occur on either the third or fourth weekend in July; now, therefore,

BE IT ORDAINED by the Council of the City of Cincinnati, State of Ohio:

Section 1. That Section 765-3, “Definitions,” of Chapter 765, “Special Events,” of the Cincinnati Municipal Code is amended as follows:

**Sec. 765-3. Definitions.**

For the purpose of this chapter, the words and phrases defined in the sections below shall have the meanings therein respectively ascribed to them, without limiting the generalities of the words, unless a different meaning is clearly indicated by the context.

- (a) “Special event” shall mean a planned temporary aggregation of attractions, including a parade, march, or procession, public entertainment, food and beverage service facilities, sales of souvenirs or other merchandise, or similar attractions, that is (i) conducted on the public right-of-way or (ii) conducted primarily outdoors on property open to the public other than the public right-of-way and which includes one or more of the following conditions:

- (1) The sale of liquor, wine, or beer;
- (2) Expected attendance of 3,000 or more people; or
- (3) Requires special city services, including, but not limited to, any of the following: street closures; provisions of barricades, garbage cans, stages, or special parking restriction signs; special electrical services; or special police protection.

“Special event” does not include a parade for which a permit is required under Cincinnati Municipal Code (“CMC”) Chapter 510, “Assemblages and Parades,” or a neighborhood block party for which a permit is required under CMC §section 506-91, “Street Fetes.”

“Special event” does not include any event authorized by ordinance which begins on or before January 1, 2013.

- (b) “City manager” shall mean the city manager or his or her designee.
- (c) “Chief of police” shall mean the chief of police or his or her designee.
- (d) “Sponsor of the event” or “sponsor” means the entity that pays a substantial portion of the costs involved in staging the event or receives a substantial portion of the financial proceeds.
- (e) “Historical event” shall mean an annually recurring special event which celebrates the culture, history, and traditions of Cincinnati and shall refer to the following list of events (which typically occur on or near the date noted):
  - (1) Taste of Cincinnati - Memorial Day weekend;
  - (2) Oktoberfest - third weekend in September;
  - (3) Riverfest - Labor Day weekend;
  - (4) Flying Pig Marathon - first weekend in May;
  - (5) Heart Mini-Marathon - middle of March;
  - (6) Findlay Market Opening Day Parade - the opening day baseball game;
  - (7) St. Patrick's Day Parade - March 17th or the weekend before or after;
  - (8) Black Family Reunion - third weekend in August;

- (9) Juneteenth - June 19th or the weekend before or after;
- (10) Cincinnati Pride Parade - fourth weekend in June;~~;~~
- (11) Cincinnati Music Festival – third or fourth weekend in July;~~;~~
- (12) Festival513 – third or fourth weekend in July.

In the event of a conflict with another special event, a historical event takes precedence.

- (f) “Recurring special event” shall mean a special event that takes place during more than one non-consecutive calendar days but that is hosted by the same sponsors, at the same location, for the same purpose, with the same event name, for the same or similar hours of operation or activity. A recurring special event takes place for multiple, separate periods of time throughout a portion of the calendar year but remains substantially the same event.
- (g) “Neighborhood organizations” shall mean City of Cincinnati-recognized Community Councils, Neighborhood Business Associations, and Community Development Corporations.

Section 2. That this ordinance shall be an emergency measure necessary for the preservation of the public peace, health, safety, and general welfare and shall, subject to the terms of Article II, Section 6 of the Charter, be effective immediately. The reason for the emergency is the immediate need to allow sufficient time for necessary City planning and preparation for the events.

Passed: \_\_\_\_\_, 2024

\_\_\_\_\_  
Aftab Pureval, Mayor

Attest: \_\_\_\_\_  
Clerk

\_\_\_\_\_  
Additions are underlined. Deletions are struck through.