

## TOWN OF BOWDOIN MASS GATHERINGS ORDINANCE

WHEREAS, the Inhabitants of the Town of Bowdoin are mindful of the inherent dangers to public safety and health arising out of the conduct of outdoor amusements, fairs, exhibitions and performances; and

WHEREAS, the Inhabitants of the Town of Bowdoin, in the interest of protecting and preserving the public safety and health in connection with the operation and conduct of such outdoor amusements, fairs, exhibitions and performances in terms of traffic safety, sanitation, waste disposal, protection of public and private property and the general health and welfare of the residents of the Town, deem it advisable and necessary to adopt an ordinance regulating such activities;

NOW THEREFORE, to protect the general welfare and to preserve public safety and public health, the following ordinance is enacted:

1. No person, firm or corporation shall sponsor, promote, operate or conduct, and no person shall permit to be conducted on his or her property, any amusement, fair, exhibition, performance, festival, pageant or gathering with the intent to attract the continued attendance of 100 or more persons for three or more hours, and at which event the entertainers, exhibitors or participants will perform out of doors or under tents or other temporary structures, without first obtaining from the Selectmen a license therefore at least fourteen (14) days prior to the event. A fee of \$250 shall be paid to the Town before issuance of the permit.

2, Together with the request for a license the applicant shall present to the Selectmen written evidence of authority from the land owner to conduct the specific event and a plot plan depicting the site to be utilized and showing the parking areas, access from public roach; and the locations for the facilities required hereunder.

3. In consideration whether to issue a license under the provisions of this ordinance, the Selectmen shall require the applicant to provide written proof satisfactory to the Selectmen that the following facilities and services will be available for such event:

a. Off-street parking facilities situated on the site of the event or on an adjacent site not more than 750 feet from the entrance to the event, with at least one parking space having a dimension of 20' x 10 for every three persons anticipated to attend. The parking area shall also provide reasonable pedestrian and vehicular travel lanes. In addition, the applicant shall provide, at its own expense, uniformed police officers to direct traffic to and from public ways; having at least one such officer for each 100 persons anticipated to attend.

b. In addition to the police officers directing traffic to protect the public safety, the applicant shall provide, at its own expense, one uniformed police officer for each 250 persons anticipated to attend.

c. Adequate metal, wood, or plastic trash receptacles each having a capacity of no less than 8 cubic feet shall be located throughout the site of the event; with one such container for each 25 persons expected to attend. The applicant shall properly and legally dispose of such refuse within 24 hours of the conclusion of the event.

d. The applicant shall furnish, at its own expense, proper and adequate emergency medical facilities; at least one registered EMT, nurse or physician for each 250 persons anticipated to attend.

e. Supplies of potable water together with adequate and proper dispensers shall be provided in areas spaced throughout the site; with a minimum of .5 gallon per person for each six-hour period.

f. The applicant shall provide self-contained toilet facilities, emptied at reasonable intervals; with at least one such toilet for each 50 persons anticipated. These facilities shall be located throughout the site; and at each there shall be adequate hand-washing facilities with wastewater to be disposed of in a safe and sanitary manner.

g. The applicant shall furnish a corporate surety bond or equivalent security naming the Town as obligee in the principal amount of \$10,000 to ensure the public peace, safety, and health and compensation for damage to public or private property. The bond shall guarantee full compliance with the provisions of this ordinance and the terms of any permit issued hereunder, including expenses incurred by the Town to enforce compliance herewith. Unless a claim thereon is made within thirty (30) days of completion of the event, the Town shall release the bond or other security.

4. In the conduct of the event, the applicant shall take all steps necessary to prevent the sound of the assembly from carrying

unreasonably beyond the property lines of the site. The noise level at the property lines of the site shall not exceed 70 decibels on the A scale of a sound level meter (ANSI)

5. Both the applicant and the property owner, if not the same person, shall be responsible for conducting the event in accordance with the provisions of this ordinance and under the terms of the license.

6. The following organizations, associations, clubs and corporations are exempt from the provisions of this ordinance requiring payment of a fee for the license and furnishing of a surety bond:: municipal organizations (such as but not limited to public schools, fire department), agricultural societies, granges, and organizations exempt from Federal Income Tax under Section 501(c) of the Internal Revenue Code, and gatherings at which all participants are related by blood or marriage. Any person, firm or corporation violating any provision of this ordinance, or the terms of any license issued hereunder shall be punished by a fine of not more than \$1,000.00 for each such violation, the penalty provided hereunder shall be in addition to any remedy under the bond furnished pursuant to Paragraph 3(g),

7. Any person, firm or corporation conducting an amusement, fair, exhibition, performance, festival, pageant or gathering without first: obtaining a permit therefore shall be subject to an order from the Selectmen or a Court requiring them to cease and desert.

8. The Selectmen may petition a Court to issue a Temporary Restraining Order or other injunction to prevent a gathering in violation of this Ordinance.

9. The invalidity of any provision of this ordinance shall no Given under our hands at  
Bowdoin, Maine, the First day of March, 1990

A True Copy  
Attest

*Melanie R. Page*  
Town Clerk