

CITY OF WILDWOOD
Cape May County, New Jersey

ORDINANCE NO. 1280-24

AN ORDINANCE AMENDING CHAPTER 7 OF THE GENERAL ORDINANCES OF THE CITY OF WILDWOOD GOVERNING SPECIAL EVENTS

WHEREAS, the City of Wildwood (the "City") in connection with its continuing review of the general ordinances of the City has identified portions of Chapter 7 governing Special Events that should be amended to best serve the interests of the City and its residents and visitors alike; and

WHEREAS, the City had previously revised the City Code governing Special Events in its entirety by way of Ordinance No. 1249-23, but seeks to repeal and replace the same in its entirety;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners, the Governing Body of the City of Wildwood, County of Cape May, New Jersey that Ordinance 1249-23 is hereby repealed and replaced in its entirety, with deletions from the prior ordinance being crossed out and added language being underline as follows:

Section 1.

1. Special Event Application/Permit Fees

Upon application to the Board of Commissioners and payment of the appropriate fee(s), as specified herein, a special event permit may be issued. All applications are due no fewer than ninety (90) days from the date of the event in order to guarantee requested event date(s). The City of Wildwood reserves the right to reject a permit application if fees for a prior year's event have not been paid in full. The following fees shall be required to be paid for the respective special event prior to approval of a special event permit application and issuance of a special event permit:

1. Special Event Application Fee:	\$500.00 <u>\$150.00</u>
2. Civic* Special Event Application and Permit Fee:	\$100.00
3. Bon Fire Permit Fee:	\$100.00
4. Wedding Fee:	\$50.00
5. <u>Special Event Permit Fee:</u>	<u>\$200.00</u>

*A civic special event is an event that is for the benefit of the community and not for the purpose of generating profit for its sponsor or event partners.

2. Special Event Vendor Permit Fees:

The following fees for vendor permits at special events shall be made at least ~~one~~ two (2) weeks in advance of the special event:

1. Vendor Permit Fee – 100 sq. ft. or less	\$50.00
2. Vendor Permit Fee – 200 sq. ft. or less	\$100.00
3. Vendor Permit Fee – 300 sq. ft. or less	\$200.00
4. Vendor Permit Fee – over 300 sq. ft.	\$300.00
5. Open Flame Permit Fee (Fire Department)	
a. Single Event	\$54.00
b. Annual Permit (5 Event Permits)*	\$270.00

*For any vendor issued an annual open flame permit, the vendor shall be obligated to pay the single event fee (\$54.00) for each event beyond five (5) events. The Fire Inspector shall inspect the set up at the first event and perform spot checks as it deems necessary in its sole and absolute discretion.

3. Special Event Production Permit Fees:

A. The following fees for special event production permits shall be paid within thirty (30) days of the conclusion of the special event:

1. Vehicle Display on City Property Permit Fee	\$1.50 per vehicle
2. Beach RV Parking Permit Fee	\$50.00 per overnight
3. Beach Sleeping Tent Permit Fee*	\$5.00 per tent

B. Special Event Beach Vehicle Access Permits: Each Beach Special Event permitted by the City of Wildwood includes 10 beach vehicle access permits. Anything above and beyond is \$25.00 per permit.

C. Special Event Beach Vehicle Gate Keys will be given in accordance with beach vehicle access permits when deemed necessary. Vehicle Gate Keys must be returned ~~within~~ at the conclusion of event.

1. Non-Returned Gate Key Fee	\$50.00
------------------------------	---------

*Payment based upon final tent/sales/attendance/beach vehicle permit to be made within thirty (30) days of conclusion of the special event.

4. Special Event City Personnel Labor Fees:

A. The following fees for special event labor costs shall be paid within thirty (30) business days of the conclusion of the special event:

1. City Public Works Supervisor Fee	\$75.00 per person per hour
2. City Public Works Laborer Fee	\$50.00 per person per hour
3. City EMS Personnel Fee	\$70.00 per person per hour
4. City EMS Part Time Personnel Fee	\$55.00 per person per hour
5. City Police Officer Off Duty Fee	\$70.00 per person per hour
6. City Police Class II Officer Off Duty Fee	\$55.00 per person per hour
7. City Beach Patrol Personnel Fee	<u>\$35.00 per person per hour</u>

B. The City, in its sole and absolute discretion, shall determine the required number of EMS and Police necessary for each special event to be provided by the City.

5. Special Event Use of City Property & Equipment Fees:

A. The following fees for the use of City property for special events shall be paid within thirty (30) days of the conclusion of the special event:

1. Sporting Event Fee	\$1.50 per registered participant*
2. Gated Sporting Event Fee	\$1.50 per registered participant and viewer*
3. Concert Fee	\$1.50 per ticket*
4. Race Run Fee/Run Fee/Walk Fee/Bike Fee	\$1.50 per registered participant*
5. Use of City Equipment for Services	\$50.00 per hour

- B. The following fees for the use of City property for special events shall be paid fourteen (14) days prior to the special event:

1. Beach Non-Ticketed Event Fee	\$150.00 per day
2. City Street Closure Fee	\$150.00 per day
3. Fox Park Fee	\$500.00 per day
4. Maxwell Field Fee	\$750.00 per day
5. City Stage Rental Fee	\$150.00 per day
6. Dumpster Fee	\$50.00 per day
7. Generator Fee:	\$50.00 per day

*Payment for registered participants and viewer tickets then sold shall be made within thirty (30) days of the conclusion of the special event with payment based upon final sales/attendance.

- C. All City equipment shall be returned in the same condition in which they were received, reasonable wear and tear excepted. For any City equipment returned which exhibits signs of damage beyond reasonable wear and tear, Applicant shall be obligated to repair or replace the same.
- D. A special event organizer and/or permittee hosting a special event on City property shall be responsible for costs incurred by the City for site clean-up, trash removal and any tipping fees and fuel charges associated with the same. Those fees associated with the labor needed to perform said site clean-up and trash removal are set forth in Section 4(a)(1-2). The City shall generate and provide to said organizer and/or permittee an invoice that sets forth the fuel surcharge and tipping fees associated with the cleanup after a special event, which shall be paid to the City within 30 business days upon receipt of the same.

6. Permits Required; Violation

- A. A Special Event Permit and all associated permits are required to be obtained from the Recreation Department prior to holding an organized event on City property. The City retains the sole right in its absolute discretion to revoke any permit issued in the event of a State of Emergency, natural disaster or other unforeseen emergency impacting the permitted and/or adjacent site(s) that poses a threat to the health, safety, and welfare of the community. The City retains the sole right to revoke and/or suspend any permit issued if an applicant has misrepresented the event or any of the specifics of said event during the application or review process.
- B. It shall be a violation of this Ordinance for an organized activity to be held on city property without the required permits having been issued and without paying the associated fees.
- C. All special events held within the City must be held in accordance with local, State and Federal law.
- D. Any special events held on private or leased property are not obligated for the fees set forth herein. Provided, for any event held on private or leased property, the owner of the land and/or the promoter of the event shall be responsible. For any and all costs incurred by the City as a result of said event.
- E. The group, organization, and/or promoter for any special events shall indemnify and hold harmless the City of Wildwood, its employees, agents, and/or officers from all claims, losses, liens, expenses, suits and attorney's fees arising out of the event and must. Complete indemnification forms provided as part of the application.
- F. Employees of the Office of Code Enforcement of the City of Wildwood and the Wildwood Police Department are authorized to issue summonses for violation of this Ordinance.

G. Violation of this Ordinance shall subject a violator to a fine of not less than \$100.00 and not more than \$2,000.00 as permitted by law.

7. Exemption.

- A. Island based (which includes the City of Wildwood, North Wildwood, and Wildwood Crest) education, religious, as well as veterans groups shall be eligible for Civic Special Event Application Fees and shall be exempt from Special Event Production Permit Fees as set forth herein.
- B. Island based civic organizations, as determined by the City in its absolute and sole discretion, are eligible for Civic Special Event Application Fees. However, all such organizations holding an event(s) in the City shall be responsible for any costs incurred by the City, which may include, but are not limited to cleanup costs, police and fire personnel presence.
- C. The Board of Commissioners retains the ability by way of Resolution to issue a waiver for any and all permit fees and City costs, in its sole and absolute discretion for island based charitable events.
- D. Any events and/or special events hosted by or at the Wildwood Convention Center shall not be subject to the City EMS Personnel fee as set forth herein.


Section 2. If any portion of this ordinance is determined to be invalid by a Court of competent jurisdiction, that determination shall have no effect upon the remainder of this Ordinance, which shall remain valid and operable.

Section 3. All Ordinances, or parts of Ordinances inconsistent with this Ordinance, to the extent of such inconsistencies only and specifically including Ordinance No. 1249-23, are hereby repealed.


Section 4. This Ordinance shall take effect 20 days subsequent to final passage as provided by law.




Krista Fitzsimons, Commissioner



Steven E. Mikulski, Commissioner



Ernest Troiano, Jr., Mayor

Attest: 

Lisa A. Brown, City Clerk

**The above Ordinance was introduced and passed first reading on February 14, 2024.
Public Hearing on the above ordinance was held on February 28, 2024.
The above Ordinance passed second reading and final passage on February 28, 2024.**