

CHAPTER 4-20 SPECIAL EVENTS ORDINANCE RULES

NOTICE OF RULES ADOPTION

ADOPTION DATE: February 25, 2019

The Austin Center for Events has adopted the following rules. Notice of the proposed rule was posted on December 18, 2018. Public comment was solicited in the December 18, 2018 notice. This notice is issued under Chapter 1-2 of the City Code. The adoption of a rule may be appealed to the City Manager in accordance with Section 1-2-10 of the City Code.

EFFECTIVE DATE OF ADOPTED RULE

The rules that are the subject of this Notice of Rules Adoption are effective on April 1, 2019.

TEXT OF ADOPTED RULES

The Austin Center for Events (ACE) made several changes from the proposed rules. Some of the changes were in response to public comments.

A copy of the complete text of the adopted rules, the changes from the proposed rules, and an explanation of the changes are available for public inspection and copying at the following locations. Copies may be purchased at a cost of ten cents per page.

Austin Center for Events, 505 Barton Springs Road, Suite 1070, and
Office of the City Clerk, City Hall, located at 301 West 2nd Street.

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BRIEF EXPLANATION OF ADOPTED RULES

The rules adopt and implement the policies related to conducting special events within the City of Austin, as established in City Code Chapter 4-20 (*Special Events*). These new rules adopt regulations related to administering special event applications and requirements, and implementation by the Austin Center for Events. The rules cover the following issues:

1. Scope of Rules and Authority
2. Austin Center for Events
3. Definitions
4. General Information Requirements
5. Sound Equipment Requirements
6. Public Right-of-Way Closures
7. Requirements for Temporary Changes to a Site and Temporary Structures
8. Austin Fire Department (AFD)-Specific Approvals

SUMMARY OF PUBLIC COMMENTS AND ASSOCIATED CHANGES

I. Austin Center for Events (ACE) received written comments regarding the rules from the following:

- Jody Zemel
- Jennifer Massing Harris
- Shelby Cole
- Samantha Johnson
- Homer Hill

II. ACE received a global comment to the rules:

A commenter stated that “the ordinance rules are very specific in their requirements and this is problematic when rules aren’t broadly applicable across the vast array of different events in Austin. Perhaps in the process of redefining these rules, it would make sense to have a breakout of different types of events, so event producers and venues can better understand which rules are applicable to each specific event. This sounds like it was the goal of the proposed tier system, but this only seems to differentiate events in terms of size, movement, and street closures, and does not take into account the different types of events that would require different rules.”

Response: Whether an event organizer or event must comply with a rule is determined using Chapter 4-20 (*Special Events*). In other words, the rules must be read in conjunction with City Code. Where appropriate, ACE modified the rules to identify the special event tier that is subject to the rule.

III. The comments for specific rules concerned the following:

Rule 5.4.4.3. The commenter suggested changing “registered community organization” to “a registered neighborhood association” because “community organization” is not defined in Chapter 4-20 (*Special Events*).

Response: ACE agrees with the comment and modified the text of the rule to read:

A neighborhood association registered with the City's Community Registry and with declared boundaries within 600 feet of the proposed special event venue.

Rules 4.3.6.7.1 and 4.3.6.7.2. The commenter suggested a standardized form to provide certain EMS-related information.

Response: ACE-EMS agrees with the comment and modified the text of the rule to read:

4.3.6.7.1 Within 30 days from the end of an event, an event organizer must provide the following information to ACE-EMS on a form approved by ACE-EMS: (a) number of patients evaluated; (b) primary complaint of each patient (e.g. chest pain or injury); (c) the number of patients transported to the hospital via EMS; and (d) the number of patients referred to further care that was not located at a hospital.

Rule 4.4.2. The commenter disagreed with ACE-ARR's need for post-event evidence that waste management services were provided; and requested situations where ACE-ARR may require the evidence.

Response: A letter of commitment is insufficient to establish that services were actually provided at the event. City Code Section 4-20-44(C) requires an event organizer to provide this evidence after an event. ACE-ARR modified the rule to read:

4.4.2 After an event, an event organizer must provide evidence that waste management services were provided. An event organizer complies with this requirement when it provides copies of invoices, receipts, or weigh tickets.

Rule 4.5.2.3. The commenter was concerned about the requirement "event staff trained to direct attendees and vendors to common landfill trash and recycling/diversion areas" and requested clarity and that this be a "best practice".

Response: ACE-ARR understands the concern and modified 4.5.2 to remove the "event staff trained to direct attendees and vendors to common landfill trash and recycling/diversion areas" and added "4.5.4 To further the purposes of this plan, an event organizer needs to educate event staff and vendors about the availability and location of landfill trash and diversion containers."

Rule 4.5.4. The commenter disagreed with the post-event requirement to provide evidence of the waste reduction and recycling services provided.

Response: City Code Section 4-20-44 (*Additional Requirements*) requires Tiers 2, 3, and 4 to submit and follow a waste reduction and diversion plan. The evidence submitted post-event is intended to establish compliance with the plan.

Rule 4.6.1. The commenter expressed concern with the requirement to provide emission information before the event.

Response: ACE-SO agrees and deleted the requirement.

Rule 4.6.2. The commenter expressed concern with the requirement to provide emission information after the event and the impact of the requirement on small events.

Response: City Code Section 4-20-44(E) obligates Tier 4 events to provide an emission management plan so 4.6.2 will not apply to smaller events. To provide more guidance, ACE-SO will create a form for event organizers to use. The text of rule was modified to read:

After an event. On a form approved by ACE-SO, the event organizer must submit documentation that identifies the actual equipment types used and, to the extent feasible, identifies equipment usage and the activities relied upon to reduce emissions.

Rules 4.7. The commenter expressed concern with requiring attendee origin data and requiring a survey related to encouraging alternative transportation.

Response: To ensure compliance with the mobility plan and for future planning purposes, ACE-ATD needs information, in aggregate form, about whether the event is attended by locals and/or individuals who do not reside in the area. This allows ACE-ATD to better understand the mobility needs of the event. The rule was modified to read:

4.7.3 An applicant must prepare a surveying and reporting strategy related to encouraging alternative transportation that attempts to capture travel patterns of attendees and includes an opportunity for feedback. An applicant complies with this rule if the event organizer sends all attendees who provide an email address a link for a standard online survey created by ACE-ATD.

4.7.4 An event organizer must provide the following information after the special event:

4.7.4.1 To the extent feasible, a summary of zip code data.

4.7.4.3 Evidence of how the event's capacity for bicycling parking for personally-owned bicycles, dockless bicycles and scooters, and bike share was utilized (photographs or observations noted during the event).

Rule 5. The commenter expressed concern with ACE-MED's determination that a site is not suitable for the proposed sound equipment or sound programming and requested more specificity.

Response: ACE-MED agrees and removed "If ACE-MED determines that a proposed site is not suitable for the proposed outdoor sound equipment or sound programming, ACE-MED will explore options to modify the event to allow an appropriate use of sound equipment and provide guidance to applicant to consider, regarding changes to the

application.” In further response to the commenter’s concerns, ACE-MED modified 5.2.2 to read:

5.2.2 Except as provided in Rule 5.2.1, an application will be considered complete for purposes of a preliminary recommendation related to sound equipment if the application includes sufficient information about the proposed venue, location, and the sound equipment for ACE-MED to analyze potential impacts.

Rule 5. The commenter expressed concern about “future....uses” in 5.5.4.1 and expressed concerns related to residential uses.

Response: ACE-MED agrees with the comment related to “future” and removed the word from the rule. ACE-MED modified the text of the rule to incorporate “uses” after “residential” in two places. ACE-MED does not agree that 5.4.4.1 should include “zoned and used” as a property may have a residential use but not be zoned exclusively residential. ACE-MED did not modify 5.4.4.1 because the actual use of the property is the concern.

Rule 6. The commenter expressed concern about overlapping events in relation to right-of-way closures and the number of constraints for streets that must remain open.

Response: Legacy events are addressed in City Code Sections 4-20-36 (*Notice of Proposed Special Event Dates*). The priority of events for the same day and location is set out in City Code Section 4-20-32(C) (*Special Event Application Review*).

Rule 6. The commenter expressed concern about overlapping events in relation to right-of-way closures.

Response: The proposed rules are consistent with current practices as it relates to constraints for streets remaining open.

Rule 7. ACE received multiple comments related to Rule 7. These comments relate to Temporary Event Load Card increases; when a site needs a “TCOU”; and an applicant’s possible lack of knowledge as to the use or certificate of occupancy for the property.

Response:

Temporary Event Load Cards. ACE-DSD states that AFD is no longer issuing temporary occupancy load cards and ACE-DSD acknowledges that the department is in a transition period and is willing to provide temporary load cards for those businesses that would most likely qualify for a permanent occupancy increase based on the provisions provided by section 1004.2 of the International Building Code. Permanent occupant load card increases allowed per 1004.2 can be obtained through DSD Commercial Plan Review. No rule was modified in response to this comment.

TCOU. ACE-AFD removed 7.2.2 “A TCOU is required for a gathering of more than 49 people for civic, social, recreational or religious functions, in buildings and any associated spaces confined by fences, walls, or similar structures.” For these rules, ACE-AFD will

rely on the definition of TCOU as a “Temporary Change of Use Permit that allows a gathering of 50 or more people in a building and any associated space that is confined by fences, walls, or similar structures that lacks a permanent certificate of occupancy as an assembly. Examples include: use of a vacant building, warehouse, or a high rise office building/garage.”

Certificate of Occupancy. ACE-AFD modified the language related to certificates of occupancy to read:

Building must have a valid certificate of occupancy. The applicant must provide ACE-AFD evidence of the approved certificate of occupancy. An applicant may request a copy of the certificate of occupancy from Development Service Department's Commercial Plan Review Division.

Rule 8. The commenter expressed concern about the relationship of the proposed rules to the Fire Code and confusion with the requirements.

Response: ACE-AFD modified Rule 8 to address the concerns and to remove any duplication with the Fire Code as necessary. ACE-AFD incorporated a general requirements section, which applies to all ACE-AFD approvals, modified rules related to tents or air inflated structures, and modified rules related to festival/fairs.

8.1 General Requirements.

8.1.1 ACE-AFD will issue approvals consistent with the requirements of the Fire Code.

8.1.2 One or more of the following may be required due to the size, complexity, or unique safety issues presented by the activity:

8.1.2.1 After hours inspections and/or on-site stand-by inspectors.

8.1.2.2 A fire watch and/or other stand-by fire apparatus.

8.2 Tents or Air Inflated Structures.

8.2.1 Tents or groups of tents with an aggregate area over 400 square feet and air-inflated structures that exceed 100 square feet are subject ACE-AFD review.

8.2.2 The layout plan for a tent or air inflated structure subject to this rule must include the layout for the inside of the tent or structure, the fencing around and in the tent or structure, and the egress paths.

8.2.3 After a structure is installed, ACE-AFD may require an inspection by a third party structural engineer to confirm that installation conforms to the manufacturer's requirements. When required, the event organizer must provide the inspection to ACE-AFD before the structure is approved.

8.2.4 Each tent must be NFPA 701 compliant and include proof of compliance from the manufacturer, which is attached to the tent fabric.

8.2.5 If an applicant requests a tent permit less than 10 days before the event starts, ACE-AFD will review the request if the necessary resources and personnel to accommodate the request are available. This request and fee requires at least two hours of ACE-AFD time.

8.8 Festival/Fair

- 8.8.1 Event organizer must provide emergency vehicle access and fire lanes into the event area. The access and lanes must meet current Fire Code requirements.
- 8.8.2 A layout plan described in Rule 4.2 is required.
- 8.8.3 An event organizer must provide ACE-AFD with a tent manifest to determine compliance with the Fire Code. The manifest must identify:
 - 8.8.3.1 the number and size of the tents;
 - 8.8.3.2 the number of side walls; and
 - 8.8.3.3 the number of tents that will be constructed on a platform or deck.

IV. ACE also received some comments related to issues outside of Chapter 4-20 (*Special Events*).

A commenter expressed concern that the rules do not address compatibility between residential and outdoor venues as it relates to amplified sound.

Response: Chapter 4-20 (*Special Events*) does not address compatibility between residential and outdoor venues.

A commenter expressed concerns related to exterior signage approvals for special events.

Response: Special event signs are addressed in Chapter 25-10, Article 7 (*Special Signs*). As a result, these rules do not address those issues.

CHANGES INITIATED BY STAFF

Rule 2.

In the proposed rules, the City's Sustainability Office was inadvertently left out of the chart in Rule 2.3. This was corrected.

Rule 8.

ACE made changes in an effort to streamline these rules.

General changes

Some rules were re-numbered as a result of changes prompted by public comments.

AUTHORITY FOR ADOPTION OF PROPOSED RULE

The authority and procedure for adoption of a rule to assist in the implementation, administration, or enforcement of a provision of the City Code is provided in City Code Chapter 1-2 (*Adoption of Rules*). Austin Center for Events authority to regulate special event requirements is established in City Code Section 4-20-2 (*Austin Center for Events*).

CERTIFICATION BY CITY ATTORNEY

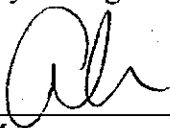
By signing this Notice of Rules Adoption, the City Attorney certifies the City Attorney has reviewed the rules and finds that adoption of the rules is a valid exercise of the administrative authority of the Austin Center for Events.

REVIEWED AND APPROVED



Date: 2/25/19

Elaine Hart
Deputy City Manager



Date: 2/21/19

Anne L. Morgan
City Attorney



**AUSTIN CENTER
FOR EVENTS**

OCC RECEIVED AT
FEB 25 '19 PM 2:18

**ADOPTED ADMINISTRATIVE RULES
FOR CITY CODE CHAPTER 4-20 (*Special Events*)**

1 Scope of Rules and Authority

- 1.1 The administrative rules (Rules) contained within this document are promulgated by the Austin Center for Events (ACE) and intended to assist ACE in the implementation, administration, and enforcement of City of Austin Code, Chapter 4-20, related City resolutions and ordinances, and operating requirements of ACE.
- 1.2 These rules apply to event organizers and planners, and properties for special events within the City of Austin for the benefit of the public health, safety, and welfare.
- 1.3 City Code Section 4-20-2 (*Austin Center for Events*) authorizes ACE to adopt and, when ACE deems necessary, amend these Rules.



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2 Austin Center for Events (ACE)

- 2.1 Austin Center for Events (ACE) oversees the permitting and planning for temporary special events and festivals in the City of Austin. ACE assists event organizers through the city permitting process by providing requirements and guidelines necessary to produce a special event in the City of Austin. ACE also works with several local agencies, such as Capital Metro and the Texas Facilities Commission, for event planning and permitting. Austin is a vibrant community that hosts hundreds of local, national, and international events each year, ranging from music concerts, food festivals, and racing competitions, to parades, art exhibitions, and family fun. As our City continues to thrive, special events enrich Austin's quality of life and boost economic prosperity. The goal of ACE is to keep these events safe.
- 2.2 ACE is an interdepartmental team consisting of representatives from multiple city departments, including Austin Code, Austin Fire, Austin Police, Austin Public Health, Austin Resource Recovery, Austin-Travis County Emergency Medical Services, Austin Transportation, Austin Water Utility, City Manager's Office, Development Services, Economic Development Department's Music & Entertainment Division, Parks and Recreation, and Planning and Zoning.
- 2.3 When a participating department has specific responsibilities or requirements in these rules, the department and its representative will be identified as follows:

| Department Name | Representative |
|------------------------------------------------------------------|----------------|
| Austin Code Department | ACE-ACD |
| Austin Fire Department | ACE-AFD |
| Austin Police Department | ACE-APD |
| Austin Public Health | ACE-APH |
| Austin Resource Recovery | ACE-ARR |
| Austin Transportation Department | ACE-ATD |
| Austin-Travis County Emergency Medical Services | ACE-EMS |
| Austin Water Utility | ACE-AWU |
| City Manager's Office | ACE-CMO |
| Development Services Department | ACE-DSD |
| Economic Development Department's Music & Entertainment Division | ACE-MED |
| Parks and Recreation Department | ACE-PARD |
| Planning and Zoning | ACE-PAZ |
| Sustainability Office | ACE-SO |



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3 Definitions

3.1 Except as provided in Rule 3.2, terms used in these rules have the same meaning as those found in Chapter 4-20 (*Special Events*) or other applicable City Code requirements.

3.2 In these rules:

Applicant means the event organizer or the person designated by the event organizer to submit a special events application.

Beer Garden means an enclosed area constructed by the event organizer where alcoholic beverage sales and consumption may occur at a special event venue.

Carnival means an assembly of people that attend a traveling amusement show, having games, rides, etc. The majority of the event requires interaction by the public.

Circus means an assembly of people that attend a traveling company of acrobats, trained animals, show people, etc. that give performances. Usually no interaction by the public.

Complete Closure means the complete closure of a public street to vehicular traffic in any direction.

Courtesy Advisory Notice means an additional notice that is provided to Interested Persons when the closure permit application is processed early.

Director means the director or director's designee of a department that participates in ACE.

Exhibit means a public display (a work of art or item of interest) in an art gallery or museum or at a trade fair.

Event Hosting Facilities are assembly areas with or without fixed seating intended for the gathering of persons for various functions and activities. This includes, arenas, hotel ballrooms, large conference rooms, event spaces within buildings, or any other assembly-type use (A-1 thru A-5) as defined by the International Building Code (IBC).

Fee-Paid Event means a right-of-way event that is in a fixed or stationary location and requires the payment of a gate fee to access the public right-of-way.

Festival/Fair means a celebration or program of events or entertainment with a specified focus that occurs periodically.

Fireworks Permit means the operational permit required to manufacture, store, handle, sell, or use any quantity of fireworks or pyrotechnic special effects.

Flame Effect means the combustion of flammable solids, liquids or gases to produce thermal, physical, visual or audible phenomena before an audience.

Helistop means is an area of land, water, or structure used or intended to be used for the landing and takeoff of helicopters, and includes its buildings and facilities (if any).



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Membrane-Covered Cable Structure means a non-pressurized structure in which a mast and cable system provides support and tension to the membrane weather barrier and the membrane imparts stability to the structure, typically a frame structure with tent fabric stretched over the pole/frame structure. (If fabric is removed, the frame will remain standing.)

Membrane-Covered Frame Structure means a non-pressurized building wherein the structure is composed of a rigid framework to support a tensioned membrane which provides the weather barrier. (If fabric is removed, the frame will remain standing.)

Mobility Plan means a plan for bicycle parking and encouraging alternative transportation.

Moving Event means a street event that includes a complete or partial closure of public streets, sidewalks or surrounding rights-of-way for a parade or run that moves outside of its venue area.

Neighborhood Association means a neighborhood association registered with the City for a neighborhood whose boundaries either include the public street to be closed, or extend to a point within 1/2 of a mile of a public street to be closed.

Officer Controlled Intersection means an intersection that is controlled by a police officer.

Open Flame Performance: means an act by which a performer manually manipulates an open flame or flaming equipment in a performance before a proximate audience.

Parade means a march or procession that:

- (a) does not comply with normal traffic regulations or controls on a public right-of-way; or
- (b) consists of people, animals, and vehicles.

Park Special Event Venue means a public recreation area that is designated by the Director of the Parks and Recreation Department to host special events.

Park Closure Category is defined as the level of event impact to the public access. There are four park closure categories.

- An open park provides full accessibility – normal day in the park without event uses.
- In Use – a significant portion of the park is reserved or impacted without using fences or barriers. Includes increased pedestrian and vehicular activity.
- Partially Open - greater than 50% available without a ticket and unfenced.
- Minimally Open - more than 50% closed, only available to ticketed patrons.
- Closed – no accessibility - ticketed participation only.



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Partial Closure means the closure of a public street that maintains at least one lane for vehicular traffic in any direction.

Private Event means an event where a limited and finite count of guests is expected. An example would be a wedding, or birthday party, or private company employee reception, which is not open to the public.

Public Assembly means the use of a building or structure, or a portion thereof, for the gathering together of persons for the purposes such as civic, social or religious functions, recreation or entertainment, food or drink consumption or awaiting transportation. A room or space used for assembly purposes by less than 50 persons and accessory to occupancy shall be included as a part of that occupancy.

Public Event means an event where at least one of the following apply:

1. the guest list is not finite or limited;
2. any individual may purchase or acquire a ticket for entrance or participation;
3. any individual may attend the event; or
4. the event is advertised to the public on a website or through print or radio media.

Pyrotechnics device: 3.3.40 NFPA 1126 – any device containing pyrotechnic material or pyrotechnic effect simulation equipment and capable of producing a specific effect as defined in NFPA 1126.

Reasonable Access means an officer controlled intersection, emergency access, or at least one unobstructed route that reasonably allows access in and out of a geographic area which would otherwise not have access as a result of a partial closure or complete closure.

Residential Area means a part of a right-of-way closure area that includes residential dwelling units.

Stationary Event means a full or partial closure of public streets, sidewalks or surrounding rights-of-way that does not move outside of its venue area.

Street Event means a special event that includes a right-of-way closure area.

TABC means the Texas Alcoholic Beverage Commission, an agency of the State of Texas.

TCOU means a Temporary Change of Use Permit that allows a gathering of 50 or more people in a building and any associated space that is confined by fences, walls, or similar structures that lacks a permanent certificate of occupancy as an assembly. Examples include: use of a vacant building, warehouse, or a high rise office building/garage.

Temporary Traffic Control Device means a traffic control device that facilitates road user movements on a temporary basis during a street event.



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Tensile Membrane Structure means a membrane structure shaped by tension in the membrane and the geometry of the support structure. Typically, the structure consists of both flexible elements (e.g., membrane and cables), non-flexible elements (e.g., struts, masts, beams and arches) and the anchorage (e.g., supports and foundations). This includes frame-supported tensile membrane structures.

Trade Show means a large exposition that promotes awareness and sales of products within an industry.

Traffic Control Device means a sign, signal, marking, police officer, or other device used to regulate, warn, or guide road users, which is placed or located on, over, or adjacent to a public street, highway, pedestrian facility, or bikeway by government official with jurisdiction over the public street, highway, pedestrian facility, or bikeway.

Traffic Control Plan means a plan that describes the activity location, its existing conditions, the areas to be blocked or restricted, and the number, types, and locations of temporary traffic control devices.

Traffic Control Peace Officer means a police officer commissioned by the City of Austin, peace officer on duty and acting in an official capacity of his or her agency, or a peace officer authorized by the Austin Chief of Police to act as a traffic control device.



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4 General Information Requirements

4.1 Information Required for All Tiers. An application is not complete unless it includes the information described in these rules and Section 4-20-31 (*Contents of Special Event Application*).

4.1.1 Applicant's name, physical address, electronic mail address, and telephone.

4.1.2 Event organizer's name, address, and telephone.

4.1.3 Designated event point of contact's name, address, and telephone.

4.1.4 Event location, date(s), time(s), and schedule.

4.1.5 Event description and any ancillary activities.

4.1.6 Approximate number of attendees.

4.1.7 If the event is held by, for, or on behalf of an organization other than the applicant, written documentation from the organization that

4.1.7.1 authorizes the applicant to apply for a permit on its behalf; and

4.1.7.2 certifies that the organization is responsible for any costs or fees imposed in connection with the event.

4.1.8 Proposed amount of event parking.

4.1.9 Proposed route and at least one alternate route for a procession, parade, and athletic event.

4.2 Layout Plan

4.2.1 The layout plan shows how the event will comply with City, State, and Federal requirements.

4.2.2 A layout plan must be legible, close to scale, and provide sufficient space detail that illustrates the event's layout and proposed activities.

4.2.3 ACE may require a professionally drawn layout plan when an engineer's verification letter or other similar requirement is required by these Rules.

4.2.4 Information to include

4.2.4.1 Location of structures, fire department connections (FDC), fire lanes, streets, alleys, nearby hydrants and fencing (when used);

4.2.4.2 Footprint of the building and fencing, including the location of exits, sidewalks, and pathways;

4.2.4.3 Proposed special event boundaries;

4.2.4.4 Proposed location of production areas;

4.2.4.5 Proposed location and amount of event parking;

4.2.4.6 Proposed emergency vehicle ingress and egress;

4.2.4.7 Emergency egress or escape routes;

4.2.4.8 Pathway used for attendees and vehicles, including parking;

4.2.4.9 Dimensions of the site;

4.2.4.10 Public assembly;

4.2.4.11 Within the interior of a building;



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- 4.2.4.11.1 Floor plan, including the dimensions and direction of door swings
 - 4.2.4.11.2 Furnishings that will be used for the event;
 - 4.2.4.11.3 Location of fire alarm panels, fire alarm pull stations, and fire extinguishers
 - 4.2.4.11.4 Location of exits to the outside
 - 4.2.4.12 Exiting for surrounding structures that may be impacted by the event;
 - 4.2.4.13 A key that indicates direction of north, areas that will be used for the event; and notes about the event.
 - 4.2.4.14 Layout for the event
 - 4.2.4.14.1 Location of tents or temporary structures (including dimensions)
 - 4.2.4.14.2 Vendor, merchandise, and food concession distribution areas;
 - 4.2.4.14.3 Size and location of any stages, including the orientation of amplified sound;
 - 4.2.4.14.4 Location of emergency medical services;
 - 4.2.4.14.5 Any other specific details ACE requires.
- 4.3 Public Safety Plans.
 - 4.3.1 For a tier 2, 3, or 4 special event, an applicant must prepare a public safety plan for a special event that includes the information described in Subsection 4-20-50(B) (*Public Safety Plan*) and complies with this rule.
 - 4.3.2 For a tier 1 special event, ACE will provide a checklist that includes recommendations and considerations for each event planner.
 - 4.3.3 As part of a safety plan, an event organizer must provide a written list of non-City public safety resources that will be used at the event. Except as provided in Rule 4.3.6.4, the list is due at least 30 days before the start of the special event and must include names, roles/responsibilities, and contact information.
 - 4.3.4 A venue's established Emergency Action Plan (EAP) may be submitted, which will be considered substantial compliance with the requirement to submit a public safety plan.
 - 4.3.4.1 ACE will review the EAP to determine whether it achieves the intent and purpose of a public safety plan for the special event that is the subject of the application.
 - 4.3.4.2 Even with an EAP, ACE may require additional public safety measures to achieve the intent and purpose of public safety plans.
 - 4.3.5 ACE-APD
 - 4.3.5.1 Police Officer Count.
 - 4.3.5.1.1 Since every event is unique, ACE-APD will determine the number of officers required on a case-by-case basis.



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- 4.3.5.1.2 The number is based on the size, location, scope, and elements of each event.
- 4.3.5.2 Beer Gardens
 - 4.3.5.2.1 A beer garden is required when alcohol will be served during a special event that occurs on a City street, right-of-way, or facility.
 - 4.3.5.2.2 A beer garden must be fenced in a manner that prevents an individual from passing alcohol from the beer garden to any area outside of the enclosure. A fence must be
 - 4.3.5.2.2.1 a six-foot tall fence that is non-bendable so that it secures the perimeter of the event; or
 - 4.3.5.2.2.2 a four-foot tall fence with a six-foot wide moat.
 - 4.3.5.2.3 Security personnel must monitor the entry and exit points to ensure alcohol does not enter or leave the area.
 - 4.3.5.2.4 ACE-APD may approve a configuration that is different from those described in this rule if ACE-APD determines that the configuration achieves the purpose of the fencing requirement.
 - 4.3.5.2.5 At least two peace officers commissioned by the City of Austin must be present when alcohol is served, consumed, or possessed during event hours and while attendees are present.
- 4.3.5.3 Bubble Escort and Walking Events
 - 4.3.5.3.1 Applicability. A special event that moves, impacts the City's right-of-way, and requires only peace officers and their equipment while providing the escort.
 - 4.3.5.3.2 For an event with less 100 attendees, ACE-APD encourages attendees to use sidewalks and obey all traffic control devices so that an escort is not required.
 - 4.3.5.3.3 For an event with more than 100 attendees or uses the streets, at least three traffic control peace officers are required.
 - 4.3.5.3.4 ACE-APD may require additional traffic control peace officers based on the time, the location, the number of participants, the planned street route, and the number of intersections that will likely be impacted.
- 4.3.5.4 Enhanced Barricading
 - 4.3.5.4.1 When ACE-APD determines that enhanced barricading is required, vehicles must be used to supplement traffic control devices.
 - 4.3.5.4.2 Factors that influence whether enhanced barricading is required include: (a) location; (b) public interest generated by the special event; (c) size of the event; (d) size or allowed speed on adjacent streets; and (e) the proximity of vehicular traffic to pedestrians.



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- 4.3.5.4.3 When appropriate, ACE-APD may require traffic control peace officers and police vehicles for an intersection included within a right-of-way closure area. If not required, ACE-APD recommends these measures to enhance safety.
- 4.3.5.5 APD's Explosive Ordinance Disposal Unit (EOD). ACE-APD may require EOD presence at a special event if the event's risk factors are heightened. If not required, ACE-APD recommends an applicant for a special event that anticipates more than 5,000 individuals request EOD conduct a sweep and be on standby for the special event.
- 4.3.6 ACE-EMS
 - 4.3.6.1 The resources required for a special event are determined using the ACE-EMS Resource Matrix (Matrix), which is marked as Exhibit A and incorporated into these rules.
 - 4.3.6.2 If the applicant disagrees with the resources required or suggested in the Matrix, the applicant must provide a written explanation of why their event should not have to provide the required or suggested resources.
 - 4.3.6.3 ACE-EMS will make the final decision on the resources after considering the information provided by the applicant.
 - 4.3.6.4 At least 45 days before the first day of an event, the applicant must identify the medical assets that are not employed by Austin-Travis County EMS but will be available at the event
 - 4.3.6.5 Non Austin-Travis County EMS Medical Asset Information
 - 4.3.6.5.1 The number of first-aid personnel and times that first-aid will be available.
 - 4.3.6.5.2 A description of the level of care that can be provided (e.g. ALS or BLS).
 - 4.3.6.5.3 A description of the level of certification each provider holds.
 - 4.3.6.5.4 The number of personnel scheduled per shift and the hours for each shift, if there is more than one start or end time for first-aid personnel.
 - 4.3.6.5.5 The location of each fixed first-aid tents and the number of personnel staffing each location.
 - 4.3.6.5.6 The number of mobile first-aid teams and the number of personnel staffing each team.
 - 4.3.6.5.7 The number of Automated External Defibrillators (AED) that will be present at each first-aid location (fixed and mobile).
 - 4.3.6.5.8 A written plan to contact Austin-Travis County EMS for off-site transport needs (e.g. 9-1-1 or through the command post).
 - 4.3.6.6 The final EMS information must be submitted to ACE-EMS at least seven days before the event begins.
 - 4.3.6.7 EMS Follow Up Report



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- 4.3.6.7.1 Within 30 days from the end of an event, an event organizer must provide the following information to ACE-EMS on a form approved by ACE-EMS: (a) number of patients evaluated; (b) primary complaint of each patient (e.g. chest pain or injury); (c) the number of patients transported to the hospital via EMS; and (d) the number of patients referred to further care that was not located at a hospital.
 - 4.3.6.7.2 An event organizer shall not include patient identifying information (e.g. name, home address, or social security number).
 - 4.3.7 ACE- AFD. The applicant must provide the following information:
 - 4.3.7.1 A procedure to report a fire or other similar emergency.
 - 4.3.7.2 A procedure to notify staff and the attendees when an emergency occurs.
 - 4.3.7.3 A procedure to evacuate individuals, including those who may have additional assistance needs.
 - 4.3.7.4 A list of site specific hazards.
 - 4.3.7.5 Identify personnel responsible for implementing a fire plan.
 - 4.3.7.6 For weather-related emergencies,
 - 4.3.7.6.1 a procedure to notify staff and attendees of a weather-related emergency that includes when evacuation is required; and
 - 4.3.7.6.2 the site where individuals will go when the special event venue is evacuated.
 - 4.3.7.7 Inclement weather contingency plans.
- 4.4 Waste Management Plan.
 - 4.4.1 An applicant must provide a plan that includes: (a) estimated number of attendees; (b) a description of the waste management services that will be provided along with proof of waste management services that will be provided; (c) landfill trash service capacity; and (d) location and signage of containers within the event's footprint.
 - 4.4.2 After an event, ACE-ARR may require an event organizer to provide evidence (copies of invoices, receipts, weight tickets) that waste management services were provided.
- 4.5 Waste Reduction and Diversion Plan.
 - 4.5.1 An applicant for a Tier 2, 3, or 4 special event must provide a plan that includes: (a) location and signage of recycling containers; (b) a description of the waste reduction and recycling services that will be provided; (c) proof of the waste reduction and recycling services that will be provided so that materials are properly diverted.
 - 4.5.2 The waste reduction and recycling services must meet the following standards:
 - 4.5.2.1 recycling capacity must equal or exceed landfill trash capacity (1:1 ratio);



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- 4.5.2.2 aluminum, plastics, and cardboard must be recycled;
- 4.5.2.3 landfill trash, recycling, and organic diversion bins must be grouped adjacent to each other in common collection areas, properly labeled, and properly maintained;
- 4.5.2.4 diversion containers for landfill trash, recyclables, and organics are stored and maintained to prevent vectors, illegal dumping, leaking, blowing, and falling out.
- 4.5.3 An applicant may request a waiver or propose an alternative compliance method for waste reduction and diversion related to alternative materials substitution, restrictions on placement of diversion containers, or potential violation of one or more federal, state, county, or city requirements.
- 4.5.4 To further the purposes of this plan, an event organizer needs to educate event staff and vendors about the availability and location of landfill trash and diversion containers.
- 4.5.5 After an event, the event organizer must provide evidence (copies of invoices, receipts, weight tickets) that waste reduction and recycling services were provided. The purpose of providing this information is to confirm compliance with the plan.
- 4.6 Emissions Management Plan. This requirement applies to a Tier 4 special event.
 - 4.6.1 After an event. On a form approved by ACE-SO, the event organizer must submit documentation that identifies the actual equipment types used and, to the extent feasible, identifies equipment usage and the activities relied upon to reduce emissions.
- 4.7 Mobility Plan. This requirement applies to a Tier 4 special event.
 - 4.7.1 An applicant required to submit a plan for bicycle parking that also encourages alternative transportation must complete a form that includes:
 - 4.7.1.1 The amount of bicycle parking within the special event venue and in close proximity to the special event venue.
 - 4.7.1.2 Total bicycle capacity of temporary bicycle racks to be rented.
 - 4.7.1.3 If the event has occurred more than one time, identify the bicycle parking goal.
 - 4.7.1.4 Map of designated parking areas, preferably adjacent to existing or temporary bicycle racks, for bike share and dockless bicycles and scooters.
 - 4.7.1.5 Plan for signage and wayfinding to bicycle parking for event attendees.
 - 4.7.1.6 Information about arriving to the event by bicycle for use on the event's website.
 - 4.7.2 An applicant must implement one strategy in each of the following categories: (a) information and incentives; (b) multi-modal access; (c) public transit and sharing rides; and (d) bicycling, bike share, and scooter share.
 - 4.7.3 An applicant must prepare a surveying and reporting strategy related to encouraging alternative transportation that attempts to capture travel patterns of attendees and includes an opportunity for feedback. An applicant complies with this rule if the



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event organizer sends all attendees who provide an email address a link for a standard online survey created by ACE-ATD.

- 4.7.4 An event organizer must provide the following information after the special event:
 - 4.7.4.1 To the extent feasible, a summary of zip code data.
 - 4.7.4.2 Results of the survey described in Rule 4.7.3.
 - 4.7.4.3 Evidence of how the event capacity for bicycling parking for personally-owned bicycles, dockless bicycles and scooters, and bike share was utilized (photographs or observations noted during the event).
 - 4.7.4.4 Documentation of which strategies worked and did not work plus general observations of mobility and parking demands during the event.
 - 4.7.4.5 Documentation of how the event organizer intends to modify its strategies for next year's event.
 - 4.7.4.6 If an event organizer did not achieve the parking goal for the current year, why the event organizer believes this result occurred.
 - 4.7.4.7 After an event organizer debriefs with ACE, identify the bicycle parking goal for next year.
- 4.7.5 ACE encourages an applicant of a Tier 1, 2, or 3 event to submit a mobility plan.
- 4.8 ACE recommends submitting a plan to address rain or other weather-related issues when the applicant submits the initial application.



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5 Sound Equipment Requirements.

5.1 Information required.

- 5.1.1 Accurate stage dimensions with orientation of sound.
- 5.1.2 The number of main speakers and the size of the speaker cones.
- 5.1.3 The number of subwoofer speakers and the size of the speaker cones.
- 5.1.4 The number of monitor speakers and the size of the speaker cones.
- 5.1.5 The number of any other speakers being used and the size of the speaker cones.
- 5.1.6 A talent list that includes the name or, if the name is not known at the time an application is submitted, the talent category of each performer.
 - 5.1.6.1 Category A: Artists who currently play in stadiums, arenas, or amphitheaters.
 - 5.1.6.2 Category B: Artists who currently play large clubs or theaters.
 - 5.1.6.3 Category C: Artists who currently play small clubs.

5.2 Preliminary recommendation.

- 5.2.1 An application must include anticipated stage size and sound equipment system, and confirmed or anticipated talent category to receive a preliminary recommendation
- 5.2.2 Except as provided in Rule 5.2.1, an application will be considered complete for purposes of a preliminary recommendation related to sound equipment if the application includes sufficient information about the proposed venue, location, and the sound equipment for ACE-MED to analyze potential impacts.
- 5.2.3 If the applicant makes substantive changes to the information described in 5.2.2, ACE-MED may amend the recommendation.

5.3 Notification required.

- 5.3.1 An applicant must comply with the notice requirements for a Tier 3 or 4 special event that includes the use of sound equipment and lasts at least 24 hours.
- 5.3.2 An applicant must comply with the notice requirements for a Tier 2 event if the special event venue is located near residential uses and is the type or scale that could have a potential sound impact.
- 5.3.3 If an applicant is required to provide notice under Rule 5.3.1 or 5.3.2 and under Rule 6, the applicant is only required to provide the notice required in Rule 6.
- 5.3.4 Persons entitled to notice.
 - 5.3.4.1 The owner of a single-family residential use located within 600 feet of the proposed special event venue.
 - 5.3.4.2 A multi-family residential use adjacent to the proposed special event venue.



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- 5.3.4.3 A neighborhood associated registered with the City's Community Registry and with declared boundaries within 600 feet of the proposed special event venue.
- 5.3.5 Notification process.
 - 5.3.5.1 ACE will provide the applicant with an approved notification template.
 - 5.3.5.2 ACE will provide the applicant with a list of addresses of the interested persons entitled to notice.
- 5.4 Sound impact plan.
 - 5.4.1 ACE-MED will review an application based on the type of permit sought and its potential impacts to the surrounding community.
 - 5.4.1.1 The review may include on-site inspections and sound measurements, discussions with nearby residents and business owners, and any additional research relevant to assessing potential impacts.
 - 5.4.1.2 For an event on city parkland, ACE-MED will coordinate its review with ACE-PARD.
 - 5.4.1.3 For an event in a right of way closure area, ACE-MED will coordinate its review with ACE-ATD.
 - 5.4.2 Based on the application review, ACE-MED will approve or deny the use of outdoor sound equipment and, if the application is approved, prepare a sound impact plan with appropriate conditions and restrictions.
 - 5.4.3 If necessary to protect public health and safety, the sound impact plan may include additional restrictions such as (a) decibel limits, which may include a C-weighted decibel limit in addition to a standard A-weighted decibel limit; and (b) hours sound equipment may be operated.
 - 5.4.4 When reviewing an application, the following factors will be considered:
 - 5.4.4.1 suitability of the site for outdoor music based on topography and proximity to existing residential, commercial, and civic uses;
 - 5.4.4.2 size and capacity of the site or venue covered by the application;
 - 5.4.4.3 sound-mitigating design features proposed in the application, including building design, stage construction and orientation, buffering, size, location, and orientation of speakers;
 - 5.4.4.4 restrictions on decibel levels or hours of operation proposed by the applicant;
 - 5.4.4.5 ownership and operation of decibel meters;
 - 5.4.4.6 availability of a responsible party to attend and monitor outdoor music events;
 - 5.4.4.7 potential for additional sound mitigation; and
 - 5.4.4.8 history of noise complaints and violations at the site.
 - 5.4.5 Outdoor special event venues located within 600 feet of residential uses.
 - 5.4.5.1 When site that is the subject of the application is located within 600' of residential uses, the application may require additional review that



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considers the scale and intensity of the proposed sound equipment to reduce potential impacts to the surrounding community.

- 5.4.5.2 The result of the review may result in conditions that limit the scale and intensity of the sound equipment, decibel limits, and hours of operation.



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6 Public Right-of-Way Closures.

6.1 Duties of the ACE-ATD

- 6.1.1 ACE-ATD maintains a step by step timeline worksheet for each street event.
- 6.1.2 In addition to approving the form of notification and method to distribute a notification, ACE-ATD is authorized to require a courtesy advisory notice for a street and to approve the method used to distribute the notice.
- 6.1.3 ACE-ATD may waive a rule or requirement related to a public right-of-way closure.

6.2 Notification is required for a Tier 3 or 4 special event that requires a closure permit under Chapter 14-8 (*Temporary Closure for Special Events and Block Parties*).

- 6.2.1 ACE will provide the applicant with an approved notification template.
- 6.2.2 ACE will provide the applicant with a list of addresses of the interested persons entitled to notice.
- 6.2.3 At least ten days before the event, the applicant is required to post additional signage in and around the right-of-way closure area.

6.3 Moving Events

- 6.3.1 A moving event or when two or more street events will occur substantially simultaneous, ACE-ATD will not approve a closure that will completely close or cross at grade at (a) 5th and 6th Streets, from Mopac to IH-35 or; (b) Lamar Boulevard from West 38th Street to Ben White Boulevard.
- 6.3.2 ACE-ATD may not approve a moving event that will prevent two-way vehicular traffic on Oltorf Street at any time.
- 6.3.3 A moving event may not prevent reasonable access to a geographic area that otherwise not have access as a result of the moving event.
- 6.3.4 ACE-ATD may not approve a moving event between the hours of 7AM-7PM, Monday through Friday, within the area bounded by Lamar Boulevard, IH 35, Oltorf Street and Martin Luther King Jr. (MLK) Boulevard, unless the moving event will occur on a legal holiday recognized by the City or State of Texas.

6.4 Stationary Events. During a stationary event, the following conditions must be maintained:

- 6.4.1 The Lamar Boulevard from West 38th Street to Ben White Boulevard must not be occupied.
- 6.4.2 East-West access must be maintained on at least two of the following streets:
 - 6.4.2.1 Cesar Chavez Street, from Mopac to IH-35;
 - 6.4.2.2 Fifth and Sixth Streets (as one-way paired streets); or
 - 6.4.2.3 Eleventh Street
- 6.4.3 North-South access must be maintained on one of the following two alternatives between Riverside Dr. and 11th Street:



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- 6.4.3.1 Congress Avenue; or
- 6.4.3.2 Guadalupe Street and Lavaca Street (as one-way paired streets).
- 6.4.4 North-South access must be maintained on one of the following two alternatives between Cesar Chavez St. and Martin Luther King Jr. Boulevard.
 - 6.4.4.1 IH-35 Service Roads; or
 - 6.4.4.2 San Jacinto Boulevard and Brazos Street (as one-way paired streets).
- 6.4.5 Reasonable access to parking facilities must be maintained during a stationary event.
- 6.5 Walking Events. A walking event must utilize a bubble for temporary traffic control unless exempted by ACE-ATD and ACD-APD.
- 6.6 Event Coordination
 - 6.6.1 A street event or two or more substantially simultaneous street events may not result in the complete closure of the Ann W. Richards Congress Avenue Bridge and the Drake South First Street Bridge simultaneously.
 - 6.6.2 ACE-ATD may require an event organizer to provide proof that Capital Metro was contacted to address bus routes, alternatives and various modes of transportation. This proof must be in a form acceptable to ACE-ATD.
 - 6.6.3 The ACE-ATD may not approve a right-of-way closure for a special event if it will occur in close geographic or time proximity to the location of another ACE-approved special event with a right-of-way closure or temporary change of use permit, unless the ACE-ATD determines that (a) sufficient separation between events exists; and (2) all the right-of-way closures and temporary change of use permit activities can be accommodated.
- 6.7 Traffic Control Devices
 - 6.7.1 An event organizer must pre-stage temporary traffic control devices so that the most traveled public streets are closed last. The traffic control plan must identify priority streets and timeframes for their closing and re-opening.
 - 6.7.2 During a street event, a temporary traffic control device must be removed from a public street located within an area of high volume roadway traffic when participant safety will not be compromised.
 - 6.7.3 A temporary traffic control device may not pre-staged more than 20 hours before the start of the street event.
 - 6.7.4 Before a temporary control device may be removed from the roadway, the last participant must clear the block.
 - 6.7.5 When a street event concludes, each temporary traffic control device must be removed in the manner required by ACE-ATD.
 - 6.7.6 Written consent from the property owner is required before a temporary traffic control device may be placed on private property.



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- 6.7.7 A temporary traffic control device that is pre-staged in the public right-of-way may not be located on an active travel-way or a curb ramp; and may not be placed in a manner that reduces the usable width of a sidewalk to less than five feet.



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7 Requirements for Temporary Changes to a Site and Temporary Structures.

7.1 TCOU (Change of Occupancy Use Limits)

7.1.1 A building may not be used for a special event unless the building has an assembly-type certificate of occupancy or ACE-AFD approves a TCOU.

7.1.2 The final occupant load will be based on the approved layout plan. If the layout plan is inaccurate, then ACE-AFD may revise the occupant load as needed. If the advanced ticket sales or invitations exceed the approved occupant load, the applicant must revise the layout plan to incorporate a queuing line.

7.1.3 The following are required before a TCOU may be approved:

7.1.3.1 Building must have a valid certificate of occupancy. The applicant must provide ACE-AFD evidence of the approved certificate of occupancy. An applicant may request a copy of the certificate of occupancy from Development Service Department's Commercial Plan Review Division.;

7.1.3.2 Application must identify the current use of occupancy.

7.1.3.3 Temporary or permanent building and site area modifications may be required based layout plan review and site inspection findings. These modifications may relate to:

7.1.3.3.1 Egress and exiting.

7.1.3.3.2 Fire suppression and fire alarm systems.

7.1.3.3.3 Portable fire extinguishers.

7.1.3.3.4 Emergency lighting.

7.1.3.3.5 Occupancy load limits.

7.1.3.3.6 Fire lanes.

7.1.3.3.7 Fire Hazard and hazardous material mitigation.

7.1.3.3.8 Occupancy hazards.

7.1.4 All building life safety systems must have current inspections with no noted deficiencies. (fire alarm, fire sprinklers, standpipe systems, hood suppression systems, fire extinguishers, emergency power and lighting).

7.1.5 Fire alarm system must have music shunt installed for any sound equipment.

7.1.5.1 Required for indoor sound equipment in buildings with 300 or more occupants.

7.1.5.2 Alarm plan submittals, additions to alarm system and ACE-AFD inspections prior to event may be required.

7.1.6 If the building is not approved for an assembly, a TCOU permit is required. A TCOU may be approved if conditions for occupancy are met.

7.1.7 Changes in floor plans or layout of the event.

7.1.7.1 During an event, if the layout plan changes, then the changed layout plan may require an additional TCOU and additional inspections. If an



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additional TCOU is required, the event organizer will be assessed additional fees.

7.1.7.2 Before an event begins, if the layout plan changes after ACE-AFD review is complete, then the changed layout plan will require additional plan review and the event organizer will be assessed an additional plan review fee.

7.1.7.3 After ACE-AFD review is complete, if the event organizer or the event organizer's designee fails to communicate layout plan changes, then ACE-AFD's review and approvals are not effective.

7.1.8 Fire watch- ACE-AFD may require a fire watch or standby if additional fire and life safety hazards are identified during the review process.

7.1.9 The following may be required due to the size, complexity and/or unique safety issues regarding the activities associated with the proposed event:

7.1.9.1 After hours Inspection services,

7.1.9.2 Fire watch, onsite stand-by inspectors and/or stand-by fire apparatus.

7.2 Temporary Use Permits (Uses Allowed at a Site).

7.2.1 When an applicant wants to hold a special event at a location where the use of the location for a special event is inconsistent with the permanent use of the property, the applicant must submit a request to ACE.

7.2.2 Temporary use requests will only be reviewed for properties in non-residential zoning districts.

7.2.3 A circus, carnival, rodeo, fair or similar activity must be at least 200 feet from a residence and located in a General Commercial Services (CS) or less restrictive zoning district.

7.2.4 ACE's review of the temporary use request may include on-site inspections, discussions with interested persons (residential and business), or other relevant information.

7.2.5 ACE may approve the request after determining that it:

7.2.5.1 will not impair the normal, safe, and effective operation of a permanent use on the same site;

7.2.5.2 will be compatible with nearby uses;

7.2.5.3 will not adversely affect public health, safety, or convenience;

7.2.5.4 will not create a traffic hazard or congestion; and

7.2.5.5 will not interrupt or interfere with the normal conduct of uses and activities in the vicinity.

7.2.6 As part of the approval, ACE may include conditions determined necessary to ensure compatibility and minimize adverse effects on nearby uses.

7.2.7 If ACE determines the proposed site is not suitable for a special event, the staff will explore options to modify the event to allow it to be suitable, and provide guidance to the applicant for their consideration regarding changes to the application that would make it acceptable.



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- 7.3 Temporary Structures.
 - 7.3.1 A building permit is required if
 - 7.3.1.1 the proposed temporary structure will have more than 120 square feet of floor space and will be occupied by ten or more individuals; or
 - 7.3.1.2 a membrane structure (tent) will be erected on a building, balcony, deck, stage, platform, or other structure.
 - 7.3.2 Examples include stages, risers, decks, bleachers, temporary walls, and elevated tents.
 - 7.3.3 An applicant must provide the following information for each temporary structure:
 - 7.3.3.1 dimensions
 - 7.3.3.2 square footage
 - 7.3.3.3 elevations
 - 7.3.3.4 walls
 - 7.3.3.5 exits
 - 7.3.3.6 width of exits
 - 7.3.3.7 construction type
 - 7.3.3.8 system model number
 - 7.3.3.9 intended use of the structure
 - 7.3.3.10 where the structure will be used at event, including placement on a roof, balcony, deck, or other structure.
 - 7.3.3.11 fire sprinkler clearance.
 - 7.3.3.12 power line clearance.
 - 7.3.4 Engineer Verification. ACE-DSD may require an applicant to provide an engineer's verification related to structural integrity and load requirements.
 - 7.3.4.1 The verifying engineer must be registered by the State of Texas.
 - 7.3.4.2 A verification is required when the structure is not included within Chapter 25-12 (*Technical Codes*) or the accompanying criteria manuals; or does not match the manufacturer's requirements or engineered drawings; or the occupancy needs to be increased.
 - 7.3.4.3 Examples include: modified containers, large occupancy risers, grandstands, site-built structures with non-engineered components and multi-story membrane structures.
 - 7.3.5 A temporary structure that will be occupied by the general public must comply with Texas Accessibility Standards.
 - 7.3.6 If the structure includes plumbing or electrical work, a separate permit must be obtained and the work must be performed by a licensed professional except for work that is exempt from permit requirements as set forth in the City's Electrical and Plumbing Codes.
 - 7.3.7 Before a temporary structure may be occupied or used, the structure must pass all inspections required by Chapter 25-12 (*Technical Code*).



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- 7.3.8 Exemptions. The following types of temporary structures are not subject to the City's building permit requirements:
- 7.3.8.1 Pre-engineered structures on wheels with a valid license plate.
 - 7.3.8.2 Uncovered platforms and membrane structures that have no more than a seven-inch raise at the required egress and located at natural ground level.
 - 7.3.8.3 Stages, risers, and platforms that meet all of the following requirements:
 - (a) located indoors, (b) single level, (c) less than 30 inches in height, (d) owned by the facility, (e) erected by the facility, and (f) is subject to a 3rd-party permanent inspection and certification program. This rule does not exempt these temporary structures from DSD inspections.



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8 AFD-Specific Approvals.

8.1 General Requirements

- 8.1.1 ACE-AFD will issue approvals consistent with the requirements of the Fire Code.
- 8.1.2 One or more of the following may be required due to the size, complexity, or unique safety issues presented by the activity:
 - 8.1.2.1 After hours inspections and/or on-site stand-by inspectors.
 - 8.1.2.2 A fire watch and/or other stand-by fire apparatus.

8.2 Tents or Air Inflated Structures.

- 8.2.1 Tents or groups of tents with an aggregate area over 400 square feet and air-inflated structures that exceed 100 square feet are subject ACE-AFD review.
- 8.2.2 The layout plan for a tent or air inflated structure subject to this rule must include the layout for the inside of the tent or structure, the fencing around and in the tent or structure, and the egress paths.
- 8.2.3 After a structure is installed, ACE-AFD may require an inspection by a third party structural engineer to confirm that installation conforms to the manufacturer's requirements. When required, the event organizer must provide the inspection to ACE-AFD before the structure is approved.
- 8.2.4 Each tent must be NFPA 701 compliant and include proof of compliance from the manufacturer, which is attached to the tent fabric.
- 8.2.5 If an applicant requests a tent permit less than 10 days before the event starts, ACE-AFD will review the request if the necessary resources and personnel to accommodate the request are available. This request and fee requires at least two hours of ACE-AFD time. Exceptions.
 - 8.2.5.1 Tents used exclusively for recreational camping.
 - 8.2.5.2 A funeral tent and curtains or attached extensions, if used for a funeral service.
 - 8.2.5.3 A tent that is less than 400 square feet and is not attached to or located within 20 feet of a building.
 - 8.2.5.4 A group of tents that are open all sides if each tent is 700 square feet or less and the aggregate area of multiple tents placed side by side without a firebreak clearance of at least 12 feet is 700 square feet or less.
 - 8.2.5.5 Inflatable playground equipment at a one or two family residence.
 - 8.2.5.6 Inflatable playground equipment used for no more than 24 hours at places of worship or education facilities (for children 6th grade and younger) if located at least 20 feet from the nearest building.



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- 8.3 Fireworks/Pyrotechnics/Flame Performances
 - 8.3.1 A special event may not include an aerial fireworks display (1.3g or 1.4g), pyrotechnics, special flame effects, or theatrical open flame performances unless ACE-AFD approves a fireworks permit.
 - 8.3.2 Before ACE-AFD can approve an activity described in Rule 8.2.1, an applicant must submit a professionally drawn layout plan of the grounds where the display is to be held.
 - 8.3.3 For a commercial display, an applicant must submit:
 - 8.3.3.1 a list of the fireworks or materials to be used;
 - 8.3.3.2 a Material Safety Data Sheet (MSDS) for each firework or material used;
 - 8.3.3.3 for a firework display using 1.3g, a public display permit from the State Fire Marshal's Office; and
 - 8.3.3.4 a copy of a Fireworks Pyrotechnic Operator (FPO) License issued by the State of Texas Fire Marshal's Office, if applicable; or
 - 8.3.3.5 copy of the operator's Fireworks Flame Effects/Fireworks Special Effects (FEO/SEO) operator license issued by the State of Texas Fire Marshal's Office, if applicable.
 - 8.3.4 For a commercial display, the public display must comply with state requirements found in the Insurance Code and State Fireworks Rules.
 - 8.3.5 A consumer display is limited to ground devices that contain 50mg or less of explosive composition and smoke devices classed as explosive 1.4G, firecrackers, and small smoke bombs only.
 - 8.3.6 Certificate of Insurance.
 - 8.3.6.1 An applicant must obtain a certificate of insurance in the amounts described below:
 - 8.3.6.1.1 If the display is aerial in nature, a certificate of insurance for a minimum of \$1,000,000 bodily injury and \$500,000 property damage is required.
 - 8.3.6.1.2 If the display is non-aerial, a certificate of insurance for a minimum of \$500,000 bodily injury and \$300,000 property damage insurance is required.
 - 8.3.6.2 The City of Austin must be named as co-insured on the policy.
- 8.4 Carnival/Circus
 - 8.4.1 A special event with anticipated attendance of more than 50 individuals and also includes a circus or carnival are subject to ACE-AFD approval.
 - 8.4.2 If the event includes rides, a State of Texas inspection tag must be affixed to each ride and must comply with applicable Fire Code requirements.
 - 8.4.3 A tent used at a carnival or circus must comply with all tent rules.



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8.5 Temporary Helistop

- 8.5.1 A helistop is the land, water, or structure used or intended to be used to land or take off by a helicopter, and includes its buildings and facilities (if any).
- 8.5.2 Approvals. If a temporary helistop will be utilized during a special event, an applicant must submit the following approvals with its request for a temporary helistop.
 - 8.5.2.1 A temporary helistop may not be erected for helicopter landing or takeoff unless approved by ACD-AFD or other AFD employee designated by the Fire Chief.
 - 8.5.2.2 A helistop may not be located on the roof of a building or parking garage unless approved by the Building Official.
 - 8.5.2.3 An approval from the Federal Aviation Administration (FAA) that the site can be used as a helistop.
- 8.5.3 Requirements:
 - 8.5.3.1 Before a helistop may be approved, it must comply with all provisions of the currently adopted Fire Code Chapter 20 requirements, including Sections 2001, 2003, and 2007.
 - 8.5.3.2 If the helistop will include temporary refueling, the helistop must also comply with the applicable provisions in Fire Code Section 2006.
 - 8.5.3.3 A request for a helistop to be located on the roof of a building or parking garage must include an engineer's letter verifying that the proposed landing area is structurally adequate to operate as a helistop. The verifying engineer must be registered with the State of Texas.
 - 8.5.3.4 A helistop located on a building or other structure must include at least two exits or exit access stairways or ramps that give individuals access to the structure's exits.

8.6 Open Burning.

- 8.6.1 An open fire or fire on any public street, alley, road, or other public or private ground during a special event is subject to ACE-AFD approval. This does not apply to a recreational fire.
- 8.6.2 A fire described in Rule 8.5.1 must comply with the Fire Code, including Section 307.
- 8.6.3 An applicant must submit a professionally drawn layout plan that shows the location of the burn area and any structures on the property; the distances between the structures and the burn area; and the location of water sources, including fire hydrants.
- 8.6.4 The applicant for an open burn permit must be the owner of the land on which the fire is to be kindled.
- 8.6.5 The open burn permit must be kept on site before, during, and immediately after burn.



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- 8.6.6 If AFD receives complaints that the smoke emissions generated by the burning operation create a health or safety concern and the event organizer is unable or unwilling to make changes to the burning operation to address the health or safety concern, AFD may halt burning operations.
- 8.6.7 Burning Not Allowed.
 - 8.6.7.1 If Red Flag Day conditions exist, burning is not allowed.
 - 8.6.7.2 If AFD determines that the burning operation constitutes a hazardous condition, AFD may halt burning operations.
- 8.7 Trade Show/Exhibit
 - 8.7.1 If a trade show or exhibit will require modifications to a facility's existing layout or will increase a level of hazard, a permit is required.
 - 8.7.1.1 This includes temporary vendor displays or booths within the assembly area of the facility and event centers, convention centers, arenas, hotel ballroom or meeting rooms that deviate from the standard configuration.
 - 8.7.1.2 A facility deviates from the standard configuration if the event will not use the customary seating, dining tables, small stages, dance floors, and buffets.
 - 8.7.1.3 Examples include: The layout for a car show or an event that will include a camper-trailer display, heavy construction equipment, semi-trucks, or anything other than tables/chairs and material draped walls for booths.
 - 8.7.2 An applicant must submit a layout of the floor plan that describes the proposed configuration.
 - 8.7.3 A site inspection is required before a configuration can be approved.
- 8.8 Festival/Fair
 - 8.8.1 Event organizer must provide emergency vehicle access and fire lanes into the event area. The access and lanes must meet current Fire Code requirements.
 - 8.8.2 A layout plan described in Rule 4.2 is required.
 - 8.8.3 An event organizer must provide ACE-AFD with a tent manifest to determine compliance with the Fire Code. The manifest must identify:
 - 8.8.3.1 the number and size of the tents;
 - 8.8.3.2 the number of side walls; and
 - 8.8.3.3 the number of tents that will be constructed on a platform or deck.

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**PROPOSED ADMINISTRATIVE RULES
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- I Scope of Rules and Authority
 - I.1 The administrative rules (Rules) contained within this document are promulgated by the Austin Center for Events (ACE) and intended to assist ACE in the implementation, administration, and enforcement of City of Austin Code, Chapter 4-20, related City resolutions and ordinances, and operating requirements of ACE.
 - I.2 These rules apply to event organizers and planners, and properties for special events within the City of Austin for the benefit of the public health, safety, and welfare.
 - I.3 City Code Section 4-20-2 (*Austin Center for Events*) authorizes ACE to adopt and, when ACE deems necessary, amend these Rules.



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2 Austin Center for Events (ACE)

- 2.1 Austin Center for Events (ACE) oversees the permitting and planning for temporary special events and festivals in the City of Austin. ACE assists event organizers through the city permitting process by providing requirements and guidelines necessary to produce a special event in the City of Austin. ACE also works with several local agencies, such as Capital Metro and the Texas Facilities Commission, for event planning and permitting. Austin is a vibrant community that hosts hundreds of local, national, and international events each year, ranging from music concerts, food festivals, and racing competitions, to parades, art exhibitions, and family fun. As our City continues to thrive, special events enrich Austin's quality of life and boost economic prosperity. The goal of ACE is to keep these events safe.
- 2.2 ACE is an interdepartmental team consisting of representatives from multiple city departments, including Austin Code, Austin Fire, Austin Police, Austin Public Health, Austin Resource Recovery, Austin-Travis County Emergency Medical Services, Austin Transportation, Austin Water Utility, City Manager's Office, Development Services, Economic Development Department's Music & Entertainment Division, Parks and Recreation, and Planning and Zoning.
- 2.3 When a participating department has specific responsibilities or requirements in these rules, the department and its representative will be identified as follows:

| Department Name | Representative |
|------------------------------------------------------------------|----------------|
| Austin Code Department | ACE-ACD |
| Austin Fire Department | ACE-AFD |
| Austin Police Department | ACE-APD |
| Austin Public Health | ACE-APH |
| Austin Resource Recovery | ACE-ARR |
| Austin Transportation Department | ACE-ATD |
| Austin-Travis County Emergency Medical Services | ACE-EMS |
| Austin Water Utility | ACE-AWU |
| City Manager's Office | ACE-CMO |
| Development Services Department | ACE-DSD |
| Economic Development Department's Music & Entertainment Division | ACE-MED |
| Parks and Recreation Department | ACE-PARD |
| Planning and Zoning | ACE-PAZ |
| Sustainability Office | ACE-SO |

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AUSTIN CENTER FOR EVENTS

PROPOSED ADMINISTRATIVE RULES FOR CITY CODE CHAPTER 4-20 (*Special Events*)

3 Definitions

3.1 Except as provided in Rule 3.2, terms used in these rules have the same meaning as those found in Chapter 4-20 (*Special Events*) or other applicable City Code requirements.

3.2 In these rules:

Applicant means the event organizer or the person designated by the event organizer to submit a special events application.

Beer Garden means an enclosed area constructed by the event organizer where alcoholic beverage sales and consumption may occur at a special event venue.

Carnival means an assembly of people that attend a traveling amusement show, having games, rides, etc. The majority of the event requires interaction by the public.

Circus means an assembly of people that attend a traveling company of acrobats, trained animals, show people, etc. that give performances. Usually no interaction by the public.

Complete Closure means the complete closure of a public street to vehicular traffic in any direction.

Courtesy Advisory Notice means an additional notice that is provided to Interested Persons when the closure permit application is processed early.

Director means the director or director's designee of a department that participates in ACE.

Exhibit means a public display (a work of art or item of interest) in an art gallery or museum or at a trade fair.

Event Hosting Facilities are assembly areas with or without fixed seating intended for the gathering of persons for various functions and activities. This includes, arenas, hotel ballrooms, large conference rooms, event spaces within buildings, or any other assembly-type use (A-1 thru A-5) as defined by the International Building Code (IBC).

Fee-Paid Event means a right-of-way event that is in a fixed or stationary location and requires the payment of a gate fee to access the public right-of-way.

Festival/Fair means a celebration or program of events or entertainment with a specified focus that occurs periodically.

Fireworks Permit means the operational permit required to manufacture, store, handle, sell, or use any quantity of fireworks or pyrotechnic special effects.

Flame Effect means the combustion of flammable solids, liquids or gases to produce thermal, physical, visual or audible phenomena before an audience.

Helistop means is an area of land, water, or structure used or intended to be used for the landing and takeoff of helicopters, and includes its buildings and facilities (if any).



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Membrane-Covered Cable Structure means a non-pressurized structure in which a mast and cable system provides support and tension to the membrane weather barrier and the membrane imparts stability to the structure, typically a frame structure with tent fabric stretched over the pole/frame structure. (If fabric is removed, the frame will remain standing.)

Membrane-Covered Frame Structure means a non-pressurized building wherein the structure is composed of a rigid framework to support a tensioned membrane which provides the weather barrier. (If fabric is removed, the frame will remain standing.)

Mobility Plan means a plan for bicycle parking and encouraging alternative transportation.

Moving Event means a street event that includes a complete or partial closure of public streets, sidewalks or surrounding rights-of-way for a parade or run that moves outside of its venue area.

Neighborhood Association means a neighborhood association registered with the City for a neighborhood whose boundaries either include the public street to be closed, or extend to a point within 1/2 of a mile of a public street to be closed.

Officer Controlled Intersection means an intersection that is controlled by a police officer.

Open Flame Performance: means an act by which a performer manually manipulates an open flame or flaming equipment in a performance before a proximate audience.

Parade means a march or procession that:

- (a) does not comply with normal traffic regulations or controls on a public right-of-way; or
- (b) consists of people, animals, and vehicles.

Park Special Event Venue means a public recreation area that is designated by the Director of the Parks and Recreation Department to host special events.

Park Closure Category is defined as the level of event impact to the public access. There are four park closure categories.

- An open park provides full accessibility – normal day in the park without event uses.
- In Use – a significant portion of the park is reserved or impacted without using fences or barriers. Includes increased pedestrian and vehicular activity.
- Partially Open - greater than 50% available without a ticket and unfenced.
- Minimally Open - more than 50% closed, only available to ticketed patrons.
- Closed – no accessibility - ticketed participation only.



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Partial Closure means the closure of a public street that maintains at least one lane for vehicular traffic in any direction.

Private Event means an event where a limited and finite count of guests is expected. An example would be a wedding, or birthday party, or private company employee reception, which is not open to the public.

Public Assembly means the use of a building or structure, or a portion thereof, for the gathering together of persons for the purposes such as civic, social or religious functions, recreation or entertainment, food or drink consumption or awaiting transportation. A room or space used for assembly purposes by less than 50 persons and accessory to occupancy shall be included as a part of that occupancy.

Public Event means an event where at least one of the following apply:

1. the guest list is not finite or limited;
2. any individual may purchase or acquire a ticket for entrance or participation;
3. any individual may attend the event; or
4. the event is advertised to the public on a website or through print or radio media.

Pyrotechnics device: 3.3.40 NFPA 1126 – any device containing pyrotechnic material or pyrotechnic effect simulation equipment and capable of producing a specific effect as defined in NFPA 1126.

Reasonable Access means an officer controlled intersection, emergency access, or at least one unobstructed route that reasonably allows access in and out of a geographic area which would otherwise not have access as a result of a partial closure or complete closure.

Residential Area means a part of a right-of-way closure area that includes residential dwelling units.

Stationary Event means a full or partial closure of public streets, sidewalks or surrounding rights-of-way that does not move outside of its venue area.

Street Event means a special event that includes a right-of-way closure area.

TABC means the Texas Alcoholic Beverage Commission, an agency of the State of Texas.

TCOU means a Temporary Change of Use Permit that allows a gathering of 50 or more people in a building and any associated space that is confined by fences, walls, or similar structures that lacks a permanent certificate of occupancy as an assembly. Examples include: use of a vacant building, warehouse, or a high rise office building/garage.

Temporary Traffic Control Device means a traffic control device that facilitates road user movements on a temporary basis during a street event.



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Tensile Membrane Structure means a membrane structure shaped by tension in the membrane and the geometry of the support structure. Typically, the structure consists of both flexible elements (e.g., membrane and cables), non-flexible elements (e.g., struts, masts, beams and arches) and the anchorage (e.g., supports and foundations). This includes frame-supported tensile membrane structures.

Trade Show means a large exposition that promotes awareness and sales of products within an industry.

Traffic Control Device means a sign, signal, marking, police officer, or other device used to regulate, warn, or guide road users, which is placed or located on, over, or adjacent to a public street, highway, pedestrian facility, or bikeway by government official with jurisdiction over the public street, highway, pedestrian facility, or bikeway.

Traffic Control Plan means a plan that describes the activity location, its existing conditions, the areas to be blocked or restricted; and the number, types, and locations of temporary traffic control devices.

Traffic Control Peace Officer means a police officer commissioned by the City of Austin, peace officer on duty and acting in an official capacity of his or her agency, or a peace officer authorized by the Austin Chief of Police to act as a traffic control device.



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4 General Information Requirements

4.1 Information Required for All Tiers. An application is not complete unless it includes the information described in these rules and Section 4-20-31 (*Contents of Special Event Application*).

- 4.1.1 Applicant's name, physical address, electronic mail address, and telephone.
- 4.1.2 Event organizer's name, address, and telephone.
- 4.1.3 Designated event point of contact's name, address, and telephone.
- 4.1.4 Event location, date(s), time(s), and schedule.
- 4.1.5 Event description and any ancillary activities.
- 4.1.6 Approximate number of attendees.
- 4.1.7 If the event is held by, for, or on behalf of an organization other than the applicant, written documentation from the organization that
 - 4.1.7.1 authorizes the applicant to apply for a permit on its behalf; and
 - 4.1.7.2 certifies that the organization is responsible for any costs or fees imposed in connection with the event.
- 4.1.8 Proposed amount of event parking.
- 4.1.9 Proposed route and at least one alternate route for a procession, parade, and athletic event.

4.2 Layout Plan

- 4.2.1 The layout plan shows how the event will comply with City, State, and Federal requirements.
- 4.2.2 A layout plan must be legible, close to scale, and provide sufficient space detail that illustrates the event's layout and proposed activities.
- 4.2.3 ACE may require a professionally drawn layout plan when an engineer's verification letter or other similar requirement is required by these Rules.
- 4.2.4 Information to include
 - 4.2.4.1 Location of structures, fire department connections (FDC), fire lanes, streets, alleys, nearby hydrants and fencing (when used);
 - 4.2.4.2 Footprint of the building and fencing, including the location of exits, sidewalks, and pathways;
 - 4.2.4.3 Proposed special event boundaries;
 - 4.2.4.4 Proposed location of production areas;
 - 4.2.4.5 Proposed location and amount of event parking;
 - 4.2.4.6 Proposed emergency vehicle ingress and egress;
 - 4.2.4.7 Emergency egress or escape routes;
 - 4.2.4.8 Pathway used for attendees and vehicles, including parking;
 - 4.2.4.9 Dimensions of the site;
 - 4.2.4.10 Public assembly;
 - 4.2.4.11 Within the interior of a building;



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- 4.2.4.11.1 Floor plan, including the dimensions and direction of door swings
 - 4.2.4.11.2 Furnishings that will be used for the event;
 - 4.2.4.11.3 Location of fire alarm panels, fire alarm pull stations, and fire extinguishers
 - 4.2.4.11.4 Location of exits to the outside
 - 4.2.4.12 Exiting for surrounding structures that may be impacted by the event;
 - 4.2.4.13 A key that indicates direction of north, areas that will be used for the event; and notes about the event.
 - 4.2.4.14 Layout for the event
 - 4.2.4.14.1 Location of tents or temporary structures (including dimensions)
 - 4.2.4.14.2 Vendor, merchandise, and food concession distribution areas;
 - 4.2.4.14.3 Size and location of any stages, including the orientation of amplified sound;
 - 4.2.4.14.4 Location of emergency medical services;
 - 4.2.4.14.5 Any other specific details ACE requires.
- 4.3 Public Safety Plans.
 - 4.3.1 For a tier 2, 3, or 4 special event, an applicant must prepare a public safety plan for a special event that includes the information described in Subsection 4-20-50(B) (*Public Safety Plan*) and complies with this rule.
 - 4.3.2 For a tier 1 special event, ACE will provide a checklist that includes recommendations and considerations for each event planner.
 - 4.3.3 As part of a safety plan, an event organizer must provide a written list of non-City public safety resources that will be used at the event. Except as provided in Rule 4.3.6.4, the list is due at least 30 days before the start of the special event and must include names, roles/responsibilities, and contact information.
 - 4.3.4 A venue's established Emergency Action Plan (EAP) may be submitted, which will be considered substantial compliance with the requirement to submit a public safety plan.
 - 4.3.4.1 ACE will review the EAP to determine whether it achieves the intent and purpose of a public safety plan for the special event that is the subject of the application.
 - 4.3.4.2 Even with an EAP, ACE may require additional public safety measures to achieve the intent and purpose of public safety plans.
 - 4.3.5 ACE-APD
 - 4.3.5.1 Police Officer Count.
 - 4.3.5.1.1 Since every event is unique, ACE-APD will determine the number of officers required on a case-by-case basis.



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- 4.3.5.1.2 The number is based on the size, location, scope, and elements of each event.
- 4.3.5.2 Beer Gardens
 - 4.3.5.2.1 A beer garden is required when alcohol will be served during a special event that occurs on a City street, right-of-way, or facility.
 - 4.3.5.2.2 A beer garden must be fenced in a manner that prevents an individual from passing alcohol from the beer garden to any area outside of the enclosure. A fence must be
 - 4.3.5.2.2.1 a six-foot tall fence that is non-bendable so that it secures the perimeter of the event; or
 - 4.3.5.2.2.2 a four-foot tall fence with a six-foot wide moat.
 - 4.3.5.2.3 Security personnel must monitor the entry and exit points to ensure alcohol does not enter or leave the area.
 - 4.3.5.2.4 ACE-APD may approve a configuration that is different from those described in this rule if ACE-APD determines that the configuration achieves the purpose of the fencing requirement.
 - 4.3.5.2.5 At least two peace officers commissioned by the City of Austin must be present when alcohol is served, consumed, or possessed during event hours and while attendees are present.
- 4.3.5.3 Bubble Escort and Walking Events
 - 4.3.5.3.1 Applicability. A special event that moves, impacts the City's right-of-way, and requires only peace officers and their equipment while providing the escort.
 - 4.3.5.3.2 For an event with less 100 attendees, ACE-APD encourages attendees to use sidewalks and obey all traffic control devices so that an escort is not required.
 - 4.3.5.3.3 For an event with more than 100 attendees or uses the streets, at least three traffic control peace officers are required.
 - 4.3.5.3.4 ACE-APD may require additional traffic control peace officers based on the time, the location, the number of participants, the planned street route, and the number of intersections that will likely be impacted.
- 4.3.5.4 Enhanced Barricading
 - 4.3.5.4.1 When ACE-APD determines that enhanced barricading is required, vehicles must be used to supplement traffic control devices.
 - 4.3.5.4.2 Factors that influence whether enhanced barricading is required include: (a) location; (b) public interest generated by the special event; (c) size of the event; (d) size or allowed speed on adjacent streets; and (e) the proximity of vehicular traffic to pedestrians.



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- 4.3.5.4.3 When appropriate, ACE-APD may require traffic control peace officers and police vehicles for an intersection included within a right-of-way closure area. If not required, ACE-APD recommends these measures to enhance safety.
- 4.3.5.5 APD's Explosive Ordinance Disposal Unit (EOD). ACE-APD may require EOD presence at a special event if the event's risk factors are heightened. If not required, ACE-APD recommends an applicant for a special event that anticipates more than 5,000 individuals request EOD conduct a sweep and be on standby for the special event.
- 4.3.6 ACE-EMS
 - 4.3.6.1 The resources required for a special event are determined using the ACE-EMS Resource Matrix (Matrix), which is marked as Exhibit A and incorporated into these rules.
 - 4.3.6.2 If the applicant disagrees with the resources required or suggested in the Matrix, the applicant must provide a written explanation of why their event should not have to provide the required or suggested resources.
 - 4.3.6.3 ACE-EMS will make the final decision on the resources after considering the information provided by the applicant.
 - 4.3.6.4 At least 45 days before the first day of an event, the applicant must identify the medical assets that are not employed by Austin-Travis County EMS but will be available at the event
 - 4.3.6.5 Non Austin-Travis County EMS Medical Asset Information
 - 4.3.6.5.1 The number of first-aid personnel and times that first-aid will be available.
 - 4.3.6.5.2 A description of the level of care that can be provided (e.g. ALS or BLS).
 - 4.3.6.5.3 A description of the level of certification each provider holds.
 - 4.3.6.5.4 The number of personnel scheduled per shift and the hours for each shift, if there is more than one start or end time for first-aid personnel.
 - 4.3.6.5.5 The location of each fixed first-aid tents and the number of personnel staffing each location.
 - 4.3.6.5.6 The number of mobile first-aid teams and the number of personnel staffing each team.
 - 4.3.6.5.7 The number of Automated External Defibrillators (AED) that will be present at each first-aid location (fixed and mobile).
 - 4.3.6.5.8 A written plan to contact Austin-Travis County EMS for off-site transport needs (e.g. 9-1-1 or through the command post).
 - 4.3.6.6 The final EMS information must be submitted to ACE-EMS at least seven days before the event begins.
 - 4.3.6.7 EMS Follow Up Report



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- 4.3.6.7.1 Within 30 days from the end of an event, an event organizer must provide the following information to ACE-EMS on a form approved by ACE-EMS: (a) number of patients evaluated; (b) primary complaint of each patient (e.g. chest pain or injury); (c) the number of patients transported to the hospital via EMS; and (d) the number of patients referred to further care that was not located at a hospital.
- 4.3.6.7.2 An event organizer shall not include patient identifying information (e.g. name, home address, or social security number).
- 4.3.7 ACE- AFD. The applicant must provide the following information:
 - 4.3.7.1 A procedure to report a fire or other similar emergency.
 - 4.3.7.2 A procedure to notify staff and the attendees when an emergency occurs.
 - 4.3.7.3 A procedure to evacuate individuals, including those who may have additional assistance needs.
 - 4.3.7.4 A list of site specific hazards.
 - 4.3.7.5 Identify personnel responsible for implementing a fire plan.
 - 4.3.7.6 For weather-related emergencies,
 - 4.3.7.6.1 a procedure to notify staff and attendees of a weather-related emergency that includes when evacuation is required; and
 - 4.3.7.6.2 the site where individuals will go when the special event venue is evacuated.
 - 4.3.7.7 Inclement weather contingency plans.
- 4.4 Waste Management Plan.
 - 4.4.1 An applicant must provide a plan that includes: (a) estimated number of attendees; (b) a description of the waste management services that will be provided along with proof of waste management services that will be provided; (c) landfill trash service capacity; and (d) location and signage of containers within the event's footprint.
 - 4.4.2 After an event, ACE-ARR may require an event organizer to provide evidence (copies of invoices, receipts, weight tickets) that waste management services were provided.
- 4.5 Waste Reduction and Diversion Plan.
 - 4.5.1 An applicant for a Tier 2, 3, or 4 special event must provide a plan that includes: (a) location and signage of recycling containers; (b) a description of the waste reduction and recycling services that will be provided; (c) proof of the waste reduction and recycling services that will be provided so that materials are properly diverted.
 - 4.5.2 The waste reduction and recycling services must meet the following standards:
 - 4.5.2.1 recycling capacity must equal or exceed landfill trash capacity (1:1 ratio);



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- 4.5.2.2 aluminum, plastics, and cardboard must be recycled;
- 4.5.2.3 ~~event staff trained to direct attendees and vendors to common landfill trash and recycling/diversion areas;~~
- 4.5.2.4 ~~5.2.3~~ landfill trash, recycling, and organic diversion bins must be grouped adjacent to each other in common collection areas, properly labeled, and properly maintained;
- 4.5.2.5 ~~5.2.4~~ diversion containers for landfill trash, recyclables, and organics are stored and maintained to prevent vectors, illegal dumping, leaking, blowing, and falling out.
- 4.5.3 An applicant may request a waiver or propose an alternative compliance method for waste reduction and diversion related to alternative materials substitution, restrictions on placement of diversion containers, or potential violation of one or more federal, state, county, or city requirements.
- 4.5.4 To further the purposes of this plan, an event organizer needs to educate event staff and vendors about the availability and location of landfill trash and diversion containers.
- 4.5.4 ~~5.5~~ After an event, the event organizer must provide evidence (copies of invoices, receipts, weight tickets) that waste reduction and recycling services were provided. The purpose of providing this information is to confirm compliance with the plan.
- 4.6 Emissions Management Plan. This requirement applies to a Tier 4 special event.
 - 4.6.1 ~~Before an event. An applicant is required to submit an emission management plan that describes the anticipated equipment and usage; and describes the plans to reduce emissions, where feasible.~~
 - 4.6.2 ~~4.6.1~~ After an event. On a form approved by ACE-SO, The event organizer must submit documentation that identifies the actual equipment types used and, to the extent feasible, identifies equipment usage and the activities relied upon to reduce emissions.
 - 4.6.3 ~~ACE will provide a form for the plan due before the event and the report due after the event.~~
- 4.7 Mobility Plan. This requirement applies to a Tier 4 special event.
 - 4.7.1 An applicant required to submit a plan for bicycle parking that also encourages alternative transportation must complete a form that includes:
 - 4.7.1.1 ~~The Amount of bicycle parking within the special event venue and in close proximity to the special event venue.~~
 - 4.7.1.2 Total bicycle capacity of temporary bicycle racks to be rented.
 - 4.7.1.3 If the event has occurred more than one time, identify the bicycle parking goal.
 - 4.7.1.4 Map of designated parking areas, preferably adjacent to existing or temporary bicycle racks, for bike share and dockless bicycles and scooters.
 - 4.7.1.5 Plan for signage and wayfinding to bicycle parking for event attendees.



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- 4.7.1.6 Information about arriving to the event by bicycle for use on the event's website.
- 4.7.2 An applicant must implement one strategy in each of the following categories: (a) information and incentives; (b) multi-modal access; (c) public transit and sharing rides; and (d) bicycling, bike share, and scooter share.
- 4.7.3 An applicant must prepare a surveying and reporting strategy related to encouraging alternative transportation that attempts to capture travel patterns of attendees and includes an opportunity for feedback. An applicant complies with this rule if the event organizer sends all attendees who provide an email address a link for a standard online survey created by ACE-ATD.
- 4.7.34.7.4 An event organizer must provide the following information after the special event:
- 4.7.3.14.7.4.1 To the extent feasible, a summary of ~~attendee origin data (e.g. zip code data via ticket sales).~~
- 4.7.3.24.7.4.2 Results of the survey described in Rule 4.7.3.
- 4.7.3.34.7.4.3 Evidence of how the event's capacity for bicycling parking for personally-owned bicycles, dockless bicycles and scooters, and bike share was utilized. ~~(copies of invoices or receipts; or photographs or observations noted during the event).~~
- 4.7.3.44.7.4.4 Documentation of which strategies worked and did not work plus general observations of mobility and parking demands during the event.
- 4.7.3.54.7.4.5 Documentation of how the event organizer intends to modify its strategies for next year's event.
- 4.7.3.64.7.4.6 If an event organizer did not achieve the parking goal for the current year, why the event organizer believes this result occurred.
- 4.7.3.74.7.4.7 After an event organizer debriefs with ACE, identify the bicycle parking goal for next year.
- 4.7.44.7.5 ACE encourages an applicant of a Tier 1, 2, or 3 event to submit a mobility plan.
- 4.8 ACE recommends submitting a plan to address rain or other weather-related issues when the applicant submits the initial application.



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5 Sound Equipment Requirements.

5.1 Information required.

- 5.1.1 Accurate stage dimensions with orientation of sound.
- 5.1.2 The number of main speakers and the size of the speaker cones.
- 5.1.3 The number of subwoofer speakers and the size of the speaker cones.
- 5.1.4 The number of monitor speakers and the size of the speaker cones.
- 5.1.5 The number of any other speakers being used and the size of the speaker cones.
- 5.1.6 A talent list that includes the name or, if the name is not known at the time an application is submitted, the talent category of each performer.
 - 5.1.6.1 Category A: Artists who currently play in stadiums, arenas, or amphitheaters.
 - 5.1.6.2 Category B: Artists who currently play large clubs or theaters.
 - 5.1.6.3 Category C: Artists who currently play small clubs.

5.2 Preliminary recommendation.

- 5.2.1 An application must include anticipated stage size and sound equipment system, and confirmed or anticipated talent category to receive a preliminary recommendation.
- 5.2.2 Except as provided in Rule 5.2.1, an application will be considered complete for purposes of a preliminary recommendation related to sound equipment if the application includes sufficient information about the proposed venue, location, and character of the sound equipment and sound programming for ACE-MED to analyze potential impacts.
- 5.2.3 If the applicant makes substantive changes to the information described in 5.2.2, ACE-MED may amend the recommendation.

~~5.3 If ACE-MED determines that a proposed site is not suitable for the proposed outdoor sound equipment or sound programming, ACE-MED will explore options to modify the event to allow an appropriate use of sound equipment and provide guidance to applicant to consider, regarding changes to the application.~~

5.45.3 Notification required.

- ~~5.4.15.3.1~~ An applicant must comply with the notice requirements for a Tier 3 or 4 special event that includes the use of sound equipment and lasts at least 24 hours.
- ~~5.4.25.3.2~~ An applicant must comply with the notice requirements for a Tier 2 event if the special event venue is located near residential uses and is the type or scale that could have a potential sound impact.
- ~~5.4.35.3.3~~ If an applicant is required to provide notice under Rule 5.43.1 or 5.43.2 and under Rule 6, the applicant is only required to provide the notice required in Rule 6.
- ~~5.4.45.3.4~~ Persons entitled to notice.

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~~5.4.4.1~~5.3.4.1 The owner of a single-family residential use located within 600 feet of the proposed special event venue.

~~5.4.4.2~~5.3.4.2 A multi-family residential use adjacent to the proposed special event venue.

~~5.4.4.3~~5.3.4.3 A ~~registered community organization~~ neighborhood associated registered with the City's Community Registry and with declared boundaries within 600 feet of the proposed special event venue.

~~5.4.5~~5.3.5 Notification process.

~~5.4.5.1~~5.3.5.1 ACE will provide the applicant with an approved notification template.

~~5.4.5.2~~5.3.5.2 ACE will provide the applicant with a list of addresses of the interested persons entitled to notice.

~~5.5.4~~5.4 Sound impact plan.

~~5.5.4.1~~5.4.1 ACE-MED will review an application based on the type of permit sought and its potential impacts to the surrounding community.

~~5.5.4.1.1~~5.4.1.1 The review may include on-site inspections and sound measurements, discussions with nearby residents and business owners, and any additional research relevant to assessing potential impacts.

~~5.5.4.1.2~~5.4.1.2 For an event on city parkland, ACE-MED will coordinate its review with ACE-PARD.

~~5.5.4.1.3~~5.4.1.3 For an event in a right of way closure area, ACE-MED will coordinate its review with ACE-ATD.

~~5.5.4.2~~5.4.2 Based on the application review, ACE-MED will approve or deny the use of outdoor sound equipment and, if the application is approved, prepare a sound impact plan with appropriate conditions and restrictions.

~~5.5.4.3~~5.4.3 If necessary to protect public health and safety, the sound impact plan may include additional restrictions such as (a) decibel limits, which may include a C-weighted decibel limit in addition to a standard A-weighted decibel limit; and (b) hours sound equipment may be operated.

~~5.5.4.4~~5.4.4 When reviewing an application, the following factors will be considered:

~~5.5.4.4.1~~5.4.4.1 suitability of the site for outdoor music based on topography and proximity to existing ~~and future~~ residential, commercial, and civic uses;

~~5.5.4.4.2~~5.4.4.2 size and capacity of the site or venue covered by the application;

~~5.5.4.4.3~~5.4.4.3 sound-mitigating design features proposed in the application, including building design, stage construction and orientation, buffering, size, location, and orientation of speakers;

~~5.5.4.4.4~~5.4.4.4 restrictions on decibel levels or hours of operation proposed by the applicant;

~~5.5.4.4.5~~5.4.4.5 ownership and operation of decibel meters;

~~5.5.4.4.6~~5.4.4.6 availability of a responsible party to attend and monitor outdoor music events;



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- ~~5.5.4.75~~ 4.4.7 potential for additional sound mitigation; and
- ~~5.5.4.85~~ 4.4.8 history of noise complaints and violations at the site.
- ~~5.5.55~~ 4.5 Outdoor special event venues located within 600 feet of residential uses.
- ~~5.5.5.15~~ 4.5.1 When site that is the subject of the application is located within 600' of residential uses, the application may require additional review that considers the scale and intensity of the proposed sound equipment to reduce potential impacts to the surrounding community.
- ~~5.5.5.25~~ 4.5.2 The result of the review may result in conditions that limit the scale and intensity of the sound equipment, decibel limits, and hours of operation.



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6 Public Right-of-Way Closures.

6.1 Duties of the ACE-ATD

- 6.1.1 ACE-ATD maintains a step by step timeline worksheet for each street event.
- 6.1.2 In addition to approving the form of notification and method to distribute a notification, ACE-ATD is authorized to require a courtesy advisory notice for a street and to approve the method used to distribute the notice.
- 6.1.3 ACE-ATD may waive a rule or requirement related to a public right-of-way closure.

6.2 Notification is required for a Tier 3 or 4 special event that requires a closure permit under Chapter 14-8 (*Temporary Closure for Special Events and Block Parties*).

- 6.2.1 ACE will provide the applicant with an approved notification template.
- 6.2.2 ACE will provide the applicant with a list of addresses of the interested persons entitled to notice.
- 6.2.3 At least ten days before the event, the applicant is required to post additional signage in and around the right-of-way closure area.

6.3 Moving Events

- 6.3.1 A moving event or when two or more street events will occur substantially simultaneous, ACE-ATD will not approve a closure that will completely close or cross at grade at (a) 5th and 6th Streets, from Mopac to IH-35 or; (b) Lamar Boulevard from West 38th Street to Ben White Boulevard.
- 6.3.2 ACE-ATD may not approve a moving event that will prevent two-way vehicular traffic on Oltorf Street at any time.
- 6.3.3 A moving event may not prevent reasonable access to a geographic area that otherwise not have access as a result of the moving event.
- 6.3.4 ACE-ATD may not approve a moving event between the hours of 7AM-7PM, Monday through Friday, within the area bounded by Lamar Boulevard, IH 35, Oltorf Street and Martin Luther King Jr. (MLK) Boulevard, unless the moving event will occur on a legal holiday recognized by the City or State of Texas.

6.4 Stationary Events. During a stationary event, the following conditions must be maintained:

- 6.4.1 The Lamar Boulevard from West 38th Street to Ben White Boulevard must not be occupied.
- 6.4.2 East-West access must be maintained on at least two of the following streets:
 - 6.4.2.1 Cesar Chavez Street, from Mopac to IH-35;
 - 6.4.2.2 Fifth and Sixth Streets (as one-way paired streets); or
 - 6.4.2.3 Eleventh Street
- 6.4.3 North-South access must be maintained on one of the following two alternatives between Riverside Dr. and 11th Street:



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- 6.4.3.1 Congress Avenue; or
- 6.4.3.2 Guadalupe Street and Lavaca Street (as one-way paired streets).
- 6.4.4 North-South access must be maintained on one of the following two alternatives between Cesar Chavez St. and Martin Luther King Jr. Boulevard.
 - 6.4.4.1 IH-35 Service Roads; or
 - 6.4.4.2 San Jacinto Boulevard and Brazos Street (as one-way paired streets).
- 6.4.5 Reasonable access to parking facilities must be maintained during a stationary event.
- 6.5 Walking Events: A walking event must utilize a bubble for temporary traffic control unless exempted by ACE-ATD and ACD-APD.
- 6.6 Event Coordination
 - 6.6.1 A street event or two or more substantially simultaneous street events may not result in the complete closure of the Ann W. Richards Congress Avenue Bridge and the Drake South First Street Bridge simultaneously.
 - 6.6.2 ACE-ATD may require an event organizer to provide proof that Capital Metro was contacted to address bus routes, alternatives and various modes of transportation. This proof must be in a form acceptable to ACE-ATD.
 - 6.6.3 The ACE-ATD may not approve a right-of-way closure for a special event if it will occur in close geographic or time proximity to the location of another ACE-approved special event with a right-of-way closure or temporary change of use permit, unless the ACE-ATD determines that (a) sufficient separation between events exists; and (2) all the right-of-way closures and temporary change of use permit activities can be accommodated.
- 6.7 Traffic Control Devices
 - 6.7.1 An event organizer must pre-stage temporary traffic control devices so that the most traveled public streets are closed last. The traffic control plan must identify priority streets and timeframes for their closing and re-opening.
 - 6.7.2 During a street event, a temporary traffic control device must be removed from a public street located within an area of high volume roadway traffic when participant safety will not be compromised.
 - 6.7.3 A temporary traffic control device may not pre-staged more than 20 hours before the start of the street event.
 - 6.7.4 Before a temporary control device may be removed from the roadway, the last participant must clear the block.
 - 6.7.5 When a street event concludes, each temporary traffic control device must be removed in the manner required by ACE-ATD.
 - 6.7.6 Written consent from the property owner is required before a temporary traffic control device may be placed on private property.



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- 6.7.7 A temporary traffic control device that is pre-staged in the public right-of-way may not be located on an active travel-way or a curb ramp; and may not be placed in a manner that reduces the usable width of a sidewalk to less than five feet.



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7. Requirements for Temporary Changes to a Site and Temporary Structures.

7.1 TCOU (Change of Occupancy Use Limits)

7.1.1 A building may not be used for a special event unless the building has an assembly-type certificate of occupancy or ACE-AFD approves a TCOU.

7.1.2 ~~A TCOU is required for a gathering of more than 49 people for civic, social, recreational or religious functions, in buildings and any associated spaces confined by fences, walls, or similar structures.~~

~~7.1.3~~ 7.1.2 The final occupant load will be based on the approved layout plan. If the layout plan is inaccurate, then ACE-AFD may revise the occupant load as needed. If the advanced ticket sales or invitations exceed the approved occupant load, the applicant must revise the layout plan to incorporate a queuing line.

~~7.1.4~~ 7.1.3 The following are required before a TCOU may be approved:

~~7.1.4.1~~ 7.1.3.1 Building must have a valid certificate of occupancy. The applicant must provide ACE-AFD evidence of the approved certificate of occupancy. An applicant may request a copy of the certificate of occupancy from Development Service Department's Commercial Plan Review Division.

~~7.1.4.2~~ 7.1.3.2 Application must identify the current use of occupancy.

~~7.1.4.3~~ 7.1.3.3 Temporary or permanent building and site area modifications may be required based layout plan review and site inspection findings. These modifications may relate to:

~~7.1.4.3.1~~ 7.1.3.3.1 Egress and exiting.

~~7.1.4.3.2~~ 7.1.3.3.2 Fire suppression and fire alarm systems.

~~7.1.4.3.3~~ 7.1.3.3.3 Portable fire extinguishers.

~~7.1.4.3.4~~ 7.1.3.3.4 Emergency lighting.

~~7.1.4.3.5~~ 7.1.3.3.5 Occupancy load limits.

~~7.1.4.3.6~~ 7.1.3.3.6 Fire lanes.

~~7.1.4.3.7~~ 7.1.3.3.7 Fire Hazard and hazardous material mitigation.

~~7.1.4.3.8~~ 7.1.3.3.8 Occupancy hazards.

~~7.1.5~~ 7.1.4 All building life safety systems must have current inspections with no noted deficiencies. (fire alarm, fire sprinklers, standpipe systems, hood suppression systems, fire extinguishers, emergency power and lighting).

~~7.1.6~~ 7.1.5 Fire alarm system must have music shunt installed for any sound equipment.

~~7.1.6.1~~ 7.1.5.1 Required for indoor sound equipment in buildings with 300 or more occupants.

~~7.1.6.2~~ 7.1.5.2 Alarm plan submittals, additions to alarm system and ACE-AFD inspections prior to event may be required.

~~7.1.7~~ 7.1.6 If the building is not approved for an assembly, a TCOU permit is required. A TCOU may be approved if conditions for occupancy are met.

~~7.1.8~~ 7.1.7 Changes in floor plans or layout of the event.

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- ~~7.1.8.1~~7.1.7.1 During an event, if the layout plan changes, then the changed layout plan may require an additional TCOU and additional inspections. If an additional TCOU is required, the event organizer will be assessed additional fees.
- ~~7.1.8.2~~7.1.7.2 Before an event begins, if the layout plan changes after ACE-AFD review is complete, then the changed layout plan will require additional plan review and the event organizer will be assessed an additional plan review fee.
- ~~7.1.8.3~~7.1.7.3 After ACE-AFD review is complete, if the event organizer or the event organizer's designee fails to communicate layout plan changes, then ACE-AFD's review and approvals are not effective.
- ~~7.1.9~~7.1.8 Fire watch- ACE-AFD may require a fire watch or standby if additional fire and life safety hazards are identified during the review process.
- ~~7.1.10~~7.1.9 The following may be required due to the size, complexity and/or unique safety issues regarding the activities associated with the proposed event:
- ~~7.1.10.1~~7.1.9.1 After hours Inspection services,
- ~~7.1.10.2~~7.1.9.2 Fire watch, onsite stand-by inspectors and/or stand-by fire apparatus.
- 7.2 Temporary Use Permits (Uses Allowed at a Site).
- 7.2.1 When an applicant wants to hold a special event at a location where the use of the location for a special event is inconsistent with the permanent use of the property, the applicant must submit a request to ACE.
- 7.2.2 Temporary use requests will only be reviewed for properties in non-residential zoning districts.
- 7.2.3 A circus, carnival, rodeo, fair or similar activity must be at least 200 feet from a residence and located in a General Commercial Services (CS) or less restrictive zoning district.
- 7.2.4 ACE's review of the temporary use request may include on-site inspections, discussions with interested persons (residential and business), or other relevant information.
- 7.2.5 ACE may approve the request after determining that it:
- 7.2.5.1 will not impair the normal, safe, and effective operation of a permanent use on the same site;
- 7.2.5.2 will be compatible with nearby uses;
- 7.2.5.3 will not adversely affect public health, safety, or convenience;
- 7.2.5.4 will not create a traffic hazard or congestion; and
- 7.2.5.5 will not interrupt or interfere with the normal conduct of uses and activities in the vicinity.
- 7.2.6 As part of the approval, ACE may include conditions determined necessary to ensure compatibility and minimize adverse effects on nearby uses.



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- 7.2.7 If ACE determines the proposed site is not suitable for a special event, the staff will explore options to modify the event to allow it to be suitable, and provide guidance to the applicant for their consideration regarding changes to the application that would make it acceptable.

7.3 Temporary Structures.

- 7.3.1 A building permit is required if
- 7.3.1.1 the proposed temporary structure will have more than 120 square feet of floor space and will be occupied by ten or more individuals; or
 - 7.3.1.2 a membrane structure (tent) will be erected on a building, balcony, deck, stage, platform, or other structure.
- 7.3.2 Examples include stages, risers, decks, bleachers, temporary walls, and elevated tents.
- 7.3.3 An applicant must provide the following information for each temporary structure:
- 7.3.3.1 dimensions
 - 7.3.3.2 square footage
 - 7.3.3.3 elevations
 - 7.3.3.4 walls
 - 7.3.3.5 exits
 - 7.3.3.6 width of exits
 - 7.3.3.7 construction type
 - 7.3.3.8 system model number
 - 7.3.3.9 intended use of the structure
 - 7.3.3.10 where the structure will be used at event, including placement on a roof, balcony, deck, or other structure.
 - 7.3.3.11 fire sprinkler clearance.
 - 7.3.3.12 power line clearance.
- 7.3.4 Engineer Verification. ACE-DSD may require an applicant to provide an engineer's verification related to structural integrity and load requirements.
- 7.3.4.1 The verifying engineer must be registered by the State of Texas.
 - 7.3.4.2 A verification is required when the structure is not included within Chapter 25-12 (*Technical Codes*) or the accompanying criteria manuals; or does not match the manufacturer's requirements or engineered drawings; or the occupancy needs to be increased.
 - 7.3.4.3 Examples include: modified containers, large occupancy risers, grandstands, site-built structures with non-engineered components and multi-story membrane structures.
- 7.3.5 A temporary structure that will be occupied by the general public must comply with Texas Accessibility Standards.
- 7.3.6 If the structure includes plumbing or electrical work, a separate permit must be obtained and the work must be performed by a licensed professional except for



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work that is exempt from permit requirements as set forth in the City's Electrical and Plumbing Codes.

7.3.7 Before a temporary structure may be occupied or used, the structure must pass all inspections required by Chapter 25-12 (*Technical Code*).

7.3.8 Exemptions. The following types of temporary structures are not subject to the City's building permit requirements:

7.3.8.1 Pre-engineered structures on wheels with a valid license plate.

7.3.8.2 Uncovered platforms and membrane structures that have no more than a seven-inch raise at the required egress and located at natural ground level.

7.3.8.3 Stages, risers, and platforms that meet all of the following requirements: (a) located indoors; (b) single level, (c) less than 30 inches in height, (d) owned by the facility, (e) erected by the facility, and (f) is subject to a 3rd-party permanent inspection and certification program. This rule does not exempt these temporary structures from DSD inspections.



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8 AFD-Specific Approvals.

8.1 General Requirements

8.1.1 ACE-AFD will issue approvals consistent with the requirements of the Fire Code.

8.1.2 One or more of the following may be required due to the size, complexity, or unique safety issues presented by the activity:

8.1.2.1 After hours inspections and/or on-site stand-by inspectors.

8.1.2.2 A fire watch and/or other stand-by fire apparatus.

8.1.3 Tents or Air Inflated Structures.

8.1.3.1 Tents or groups of tents with an aggregate area over 400 square feet and air-inflated structures that exceed 100 square feet are subject ACE-AFD review.

8.1.3.2 The layout plan for a tent or air inflated structure subject to this rule must include the layout for the inside of the tent or structure, the fencing around and in the tent or structure, and the egress paths.

8.1.3 ACE-AFD will review proposed tents consistent with the requirements in Chapter 31 of the Fire Code.

8.1.3.3 After a structure is installed, ACE-AFD may require an inspection by a third party structural engineer to confirm that installation conforms to the manufacturer's requirements. When required, the event organizer must provide the inspection to ACE-AFD before the structure is approved.

8.1.3.4 Each tent must be NFPA 701 compliant and include proof of compliance from the manufacturer, which is attached to the tent fabric.

8.1.6 If an applicant requests an emergency tent permit less than 10 days before the event starts, ACE-AFD will review the request if the necessary resources and personnel to accommodate the request are available. This request and fee requires at least two hours of ACE-AFD time, and following deadlines are met:

8.1.6.1 For a weekend or Monday event, the request must be submitted no later than Thursday before the event.

8.1.6.2 For an event on a Tuesday through Friday, the request must be submitted the day before the event.

8.1.7.2.5 Exceptions.

8.1.7.2.5.1 Tents used exclusively for recreational camping.

8.1.7.2.5.2 A funeral tent and curtains or attached extensions, if used for a funeral service.

8.1.7.3.2.5.3 A tent that is less than 400 square feet and is not attached to or located within 20 feet of a building.

8.1.7.4.2.5.4 A group of tents that are open all sides if each tent is 700 square feet or less and the aggregate area of multiple tents placed side by side without a firebreak clearance of at least 12 feet is 700 square feet or less.

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~~8.1.7.58.2.5.5~~ Inflatable playground equipment at a one or two family residence.

~~8.1.7.68.2.5.6~~ Inflatable playground equipment used for no more than 24 hours at places of worship or education facilities (for children 6th grade and younger) if located at least 20 feet from the nearest building.

~~8.2.3~~ Fireworks/Pyrotechnics/Flame Performances

~~8.2.3.1~~ A special event may not include an aerial fireworks display (1.3g or 1.4g), pyrotechnics, special flame effects, or theatrical open flame performances unless ACE-AFD approves a fireworks permit.

~~8.2.3.2~~ Before ACE-AFD can approve an activity described in Rule 8.2.1, an applicant must submit a professionally drawn layout plan of the grounds where the display is to be held.

~~8.2.3.3~~ For a commercial display, an applicant must submit:

~~8.2.3.3.1~~ a list of the fireworks or materials to be used;

~~8.2.3.3.2~~ a Material Safety Data Sheet (MSDS) for each firework or material used;

~~8.2.3.3.3~~ for a firework display using 1.3g, a public display permit from the State Fire Marshal's Office; and

~~8.2.3.3.4~~ a copy of a Fireworks Pyrotechnic Operator (FPO) License issued by the State of Texas Fire Marshal's Office, if applicable; or

~~8.2.3.3.5~~ copy of the operator's Fireworks Flame Effects/Fireworks Special Effects (FEO/SEO) operator license issued by the State of Texas Fire Marshal's Office, if applicable.

~~8.2.3.4~~ For a commercial display, the public display must comply with state requirements found in the Insurance Code and State Fireworks Rules.

~~8.2.3.5~~ A consumer display is limited to ground devices that contain 50mg or less of explosive composition and smoke devices classed as explosive 1.4G, firecrackers, and small smoke bombs only.

~~8.2.6~~ One or more of the following may be required due to the size, complexity, or unique safety issues presented by this activity.

~~8.2.6.1~~ An after-hours inspection and on-site standby inspectors.

~~8.2.6.2~~ A fire watch or other standby fire apparatus.

~~8.2.7.3.6~~ Certificate of Insurance.

~~8.2.7.3.6.1~~ An applicant must obtain a certificate of insurance in the amounts described below:

~~8.2.7.3.6.1.1~~ If the display is aerial in nature, a certificate of insurance for a minimum of \$1,000,000 bodily injury and \$500,000 property damage is required.

~~8.2.7.3.6.1.2~~ If the display is non-aerial, a certificate of insurance for a minimum of \$500,000 bodily injury and \$300,000 property damage insurance is required.



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~~8.2-7-28.3.6.2~~ The City of Austin must be named as co-insured on the policy.

~~8.3-38.4~~ Carnival/Circus

~~8.3-18.4.1~~ A special event with anticipated attendance of more than 50 individuals and also includes a circus or carnival are subject to ACE-AFD approval.

~~8.3-28.4.2~~ If the event includes rides, a State of Texas inspection tag must be affixed to each ride and must comply with applicable Fire Code requirements.

~~8.3-38.4.3~~ A tent used at a carnival or circus must comply with all tent rules.

~~8.3.4~~ A food vendor at a carnival or circus must comply with all City Code and State law requirements.

~~8.3.5~~ One or more of the following may be required due to the size, complexity, or unique safety issues presented by the event:

~~8.3.5.1~~ After hours inspections and on-site standby inspectors.

~~8.3.5.2~~ A fire watch or other standby fire apparatus.

~~8.4-8.5~~ Temporary Helistop

~~8.4-18.5.1~~ A helistop is the land, water, or structure used or intended to be used to land or take off by a helicopter, and includes its buildings and facilities (if any).

~~8.4-28.5.2~~ Approvals. If a temporary helistop will be utilized during a special event, an applicant must submit the following approvals with its request for a temporary helistop.

~~8.4-2-18.5.2.1~~ A temporary helistop may not be erected for helicopter landing or takeoff unless approved by ACD-AFD or other AFD employee designated by the Fire Chief.

~~8.4-2-28.5.2.2~~ A helistop may not be located on the roof of a building or parking garage unless approved by the Building Official.

~~8.4-2-38.5.2.3~~ An approval from the Federal Aviation Administration (FAA) that the site can be used as a helistop.

~~8.4-38.5.3~~ Requirements:

~~8.4-3-18.5.3.1~~ Before a helistop may be approved, it must comply with all provisions of the currently adopted Fire Code Chapter 20 requirements, including Sections 2001, 2003, and 2007.

~~8.4-3-28.5.3.2~~ If the helistop will include temporary refueling, the helistop must also comply with the applicable provisions in Fire Code Section 2006.

~~8.4-3-38.5.3.3~~ A request for a helistop to be located on the roof of a building or parking garage must include an engineer's letter verifying that the proposed landing area is structurally adequate to operate as a helistop. The verifying engineer must be registered with the State of Texas.

~~8.4-3-48.5.3.4~~ A helistop located on a building or other structure must include at least two exits or exit access stairways or ramps that give individuals access to the structure's exits.

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AUSTIN CENTER
FOR EVENTS

**PROPOSED ADMINISTRATIVE RULES
FOR CITY CODE CHAPTER 4-20 (*Special Events*)**

8.58.6 Open Burning.

8.5.18.6.1 An open fire or fire on any public street, alley, road, or other public or private ground during a special event is subject to ACE-AFD approval. This does not apply to a recreational fire.

8.5.28.6.2 A fire described in Rule 8.5.1 must comply with the Fire Code, including Section 307.

8.5.38.6.3 An applicant must submit a professionally drawn layout plan that shows the location of the burn area and any structures on the property; the distances between the structures and the burn area; and the location of water sources, including fire hydrants.

8.5.48.6.4 The applicant for an open burn permit must be the owner of the land on which the fire is to be kindled.

8.5.58.6.5 The open burn permit must be kept on site before, during, and immediately after burn.

8.5.68.6.6 If AFD receives complaints that the smoke emissions generated by the burning operation create a health or safety concern and the event organizer is unable or unwilling to make changes to the burning operation to address the health or safety concern, AFD may halt burning operations.

8.5.78.6.7 Burning Not Allowed.

8.5.7.18.6.7.1 If Red Flag Day conditions exist, burning is not allowed.

8.5.7.28.6.7.2 If AFD determines that the burning operation constitutes a hazardous condition, AFD may halt burning operations.

8.68.7 Trade Show/Exhibit

8.6.18.7.1 If a trade show or exhibit will require modifications to a facility's existing layout or will increase a level of hazard, a permit is required.

8.6.1.18.7.1.1 This includes temporary vendor displays or booths within the assembly area of the facility and event centers, convention centers, arenas, hotel ballroom or meeting rooms that deviate from the standard configuration.

8.6.1.28.7.1.2 A facility deviates from the standard configuration if the event will not use the customary seating, dining tables, small stages, dance floors, and buffets.

8.6.1.38.7.1.3 Examples include: The layout for a car show or an event that will include a camper-trailer display, heavy construction equipment, semi-trucks, or anything other than tables/chairs and material draped walls for booths.

8.6.28.7.2 An applicant must submit a layout of the floor plan that describes the proposed configuration.

8.6.38.7.3 A site inspection is required before a configuration can be approved.



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~~8.78.8~~ Festival/Fair

- ~~8.8.1~~ Event organizer must provide emergency vehicle access and fire lanes into the event area. The access and lanes must meet current Fire Code requirements.
- ~~8.8.2~~ A layout plan described in Rule 4.2 is required.
- ~~8.8.3~~ An event organizer must provide ACE-AFD with a tent manifest to determine compliance with the Fire Code. The manifest must identify:
- ~~8.8.3.1~~ the number and size of the tents;
 - ~~8.8.3.2~~ the number of side walls; and
 - ~~8.8.3.3~~ the number of tents that will be constructed on a platform or deck.
- ~~8.7.1~~ A cooking tent/temporary structure used for cooking must be located a minimum of 20 feet from a permanent structure.
- ~~8.7.2~~ A cooking tent with sidewalls may not be located within 20 feet of another tent.
- ~~8.7.3~~ There must be at least 20 feet between a vehicle and a tent/temporary structure.
- ~~8.7.4~~ A 12 foot fire break is required between cooking vendors who cook and non-cooking vendors.
- ~~8.7.5~~ A food vendor, including an out of town food vendor, must display a current permit to operate a temporary food establishment issued by the health authority.
- ~~8.7.6~~ An enclosed tent requires proper exits and signs that have a battery back up or tritium and are placed at least seven feet above the ground level.
- ~~8.7.7~~ Two or more signs that state "No Smoking" must be posted inside each tent area. During a site inspection, ACE-AFD may require the event organizer to post additional "No Smoking" signs.
- ~~8.7.8.8.3.4~~ Ten feet is required between cooking and heating equipment and any exit or combustible.
- ~~8.7.9~~ One or more of the following may be required due to the size, complexity, or unique safety issues presented by the activity:
- ~~8.7.9.1~~ After hours inspections and on-site stand-by inspectors.
 - ~~8.7.9.28.8.3.5~~ A fire watch or other stand-by fire apparatus.

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Austin-Travis County Emergency Medical Services Resource Matrix

Austin-Travis County Emergency Medical Services Resource Matrix

| Event Type | Anticipated Crowd (Approximated) | Knowledge of 9-1-1 Access & CPR | Event specifics staffing to be determined by public safety risk | First Aid Station(s) | Basic Life Support (BLS) Mobile Team(s) | Advanced Life Support (ALS) Mobile Team(s) | Advanced Life Support (ALS) Transport Ambulance |
|------------------------------------------------|----------------------------------|---------------------------------|-----------------------------------------------------------------|----------------------|-----------------------------------------|--------------------------------------------|-------------------------------------------------|
| Concert/Music Festival/Block Party/Street Fair | ≤5000 | X | X | * | ○ | | |
| | 5000-15,000 | X | X | | X | ○ | X |
| | >15,000 | X | X | X | ○ | X | X |
| Athletic/Sporting Event | ≤5000 | X | X | ○ | ○ | | |
| | 5000-15,000 | X | X | | X | ○ | X |
| | >15,000 | X | X | X | X | X | X |
| Parade | ≤5000 | X | X | | ○ | ○ | |
| | 5000-15,000 | X | X | | X | ○ | ○ |
| | >15,000 | X | X | | X | X | X |
| Conference / Convention | ≤5000 | X | X | | * | | |
| | 5000-15,000 | X | X | * | X | * | * |
| | >15,000 | X | X | X | X | * | X |

X Required Resource

* Recommended resource

Public Safety risk indicators include marketing, advertising and promotion of event, location of venue, weather, time of day/year, indoor/outdoor, access/egress issues, historical perspective, call volume, and public safety intelligence.

The number of specific resources required for each event will be determined after review of public safety risk indicators.



**Please note that for all events requiring any of the above medical assets, a contract or letter of intent with the medical provider must be submitted.*