

ORDINANCE NO. 20220505-030

AN ORDINANCE AMENDING CITY CODE TITLE 14 (*USE OF STREETS AND PUBLIC PROPERTY*) TO REPEAL CERTAIN FEE AND INSPECTION REQUIREMENTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Subsections (F), (G) and (H) of City Code Section 14-6-4 (*Temporary Street Closure for Film-Making Activity*) are amended to read as follows:

§14-6-4 TEMPORARY STREET CLOSURE FOR FILM-MAKING ACTIVITY

- (F) The director may approve an application for a permit under this section for an applicant engaged in a commercial film-making activity who:
- (1) employs one or more City peace officers for traffic and crowd control, as determined by the police chief;
 - (2) obtains any other permits required to perform the film-making activity;
 - (3) contacts each property owner, resident, and, if applicable, property manager of property fronting on a block of the street or sidewalk to be temporarily closed or used before the date an application is filed and submits the following:
 - (a) a signature from each affected property owner, resident, and property manager indicating whether the person agrees to or opposes the temporary closure or use; or
 - (b) a statement that an in-person contact attempt with the non-signing person has been made including placement of door hangers provided by the department;
 - (4) provides a certificate of liability insurance naming the City as an additional insured in the amount and type of coverage determined by the city manager;
 - (5) provides a map of the proposed right-of-way to be used in the commercial film-making activity, including the area used to stage the activity; and
 - ~~[(6) agrees to pay a fee or penalty established by ordinance for non-compliance with the terms of the permit; and]~~

- (~~[7]~~ 6) agrees to reimburse the City for the cost of City personnel and equipment used to support the film-making activity, as determined by the director of each affected department.
- (G) The director may approve an application for a permit under this section for an applicant engaged in a mobile film-making activity who:
- (1) employs one or more City peace officers, as determined by the police chief, to control traffic during the temporary use of a public street or sidewalk during a film-making activity;
 - (2) obtains all other permits required to perform the film-making activity;
 - (3) if required by the director, contacts each property owner, resident, and, if applicable, property manager of property fronting on a block of the street or sidewalk to be temporarily used before the date an application is filed and submits the following:
 - (a) a signature from each affected property owner, resident, and property manager indicating whether the person agrees to or opposes the temporary use; or
 - (b) a statement that an in-person contact attempt with the non-signing person has been made including placement of door hangers provided by the department;
 - (4) provides a certificate of liability insurance naming the City as an additional insured in the amount and type of coverage determined by the city manager;
 - ~~(5) agrees to pay a fee or penalty established by ordinance for non-compliance with the terms of the permit;~~
 - (~~[6]~~ 5) provides a map of the proposed public route and area used in the mobile film-making activity, including the location used to stage the activity; and
 - (~~[7]~~ 6) certifies that the mobile film-making activity will not interfere with public use of a street or sidewalk for a period that exceeds 15 minutes.
- (H) The director may approve an application for a permit under this section for an applicant engaged in a student film-making activity who:
- (1) employs one or more City peace officers, as determined by the police chief, to control traffic during the temporary use of a public street or sidewalk during a film-making activity;

- (2) obtains all other permits required to perform the film-making activity;
- (3) contacts each property owner, resident, and, if applicable, property manager of property fronting on a block of the street or sidewalk to be temporarily used before the date an application is filed and submits the following:
 - (a) a signature from each affected property owner, resident, and property manager indicating whether the person agrees to or opposes the temporary use; or
 - (b) a statement that an in-person contact attempt with the non-signing person has been made including placement of door hangers provided by the department;
- (4) provides a certificate of liability insurance naming the City as an additional insured in the amount and type of coverage determined by the city manager; and
- ~~[(5) agrees to pay a fee or penalty established by ordinance for non-compliance with the terms of the permit; and]~~
- ~~[(6)]~~ 5) certifies that the student film-making activity will not interfere with public use of a street or sidewalk.

PART 2. Subsection (A) of City Code Section 14-11-101 (*Applicability; Director; Permit Required*) is repealed and the other subsections renumbered accordingly.

PART 3. Subsection (D) of City Code Section 14-11-132 (*Application Required*) is amended to repeal the investigation fee provision and to read as follows:

(D) In an application, an applicant must agree to:

- (1) comply with permit conditions; and
- ~~[(2) pay an investigation fee that the City assesses for investigations of work performed under a permit after a violation occurs; and]~~
- ~~[(3)]~~ 2) accept service of a written notice of violation presented to the applicant, site manager, site supervisor, project superintendent, or prime contractor by a city official.

PART 4. Subsection (C) of City Code Section 14-11-135 (*Permit Fee*) is repealed and the other subsections renumbered accordingly.

PART 5. This ordinance takes effect on May 16, 2022.

PASSED AND APPROVED


_____, May 5, 2022

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Steve Adler
Mayor

APPROVED:



Anne L. Morgan
City Attorney

ATTEST:



Myrna Rios
City Clerk