

SECTION 4

904.000. **REGULATION OF PUBLIC DANCES.**

904.001. **DEFINITIONS.** As used in this Ordinance the following words and terms shall have the meanings stated:

- A. PUBLIC DANCE. Public Dance means any dance wherein the public may participate by payment, directly or indirectly, of an admission fee or price for dancing, which fee may be in the form of a club membership, or payment of money, directly or indirectly.

- B. PUBLIC DANCING PLACE. Public Dancing Place means any room, place, or space open to public patronage in which dancing, wherein the public may participate, is carried on and to which admission may be had by the public by payment, directly or indirectly, of an admission fee or price for dancing.

(Ord. 94-06, Sec. 1, 10/18/94)

904.002 **Security.** Any public dance is required to have security personnel on duty at its own expense if more than 150 people are anticipated or in fact, do attend said dance.

(Ord. 94-06, Sec. 2, 10/18/94)

904.003 **Notice to Winsted Police Department.** At least 30 days prior to the holding of any dance whereat 500 or more people will attend, the person or entity holding the dance shall, in writing, notify the Winsted Police Department of the date, time and location of any said dance and such other information as the Chief of Police shall request. Any other dance (whereat less than 500 people will attend) shall only require 15 days prior written notification to said Winsted Police Department along with such information as the Chief of Police shall request.

(Ord. 94-06, Sec. 3, 10/18/94)

904.004. A. **LICENSE REQUIRED.** It is unlawful for any person or entity to operate a public dancing place, or hold a public dance, as herein defined, without first having obtained a license therefore from the City Clerk. Said license shall be issued upon the applicant's meeting the notification requirements to the Winsted Police Department previously described hereinabove, together with the payment of a fee as follows:

- 1. \$10.00 license fee for each dance; or in lieu thereof;

2. If any person or entity desires to obtain a license for public dances for a one-year period may do so by paying a fee of \$150.00 on or before July 1 of any year for a 12-month period from July 1 of said year to June 30 of the following year.

Notwithstanding the fees mentioned herein, the applicant shall also pay an additional permit fee in a sum equal to the amount determined by the Chief of Police as is necessary to compensate the City of Winsted for its costs, including all salary, benefits and overhead that it incurs or is anticipated to incur as a result of the need (in the Winsted Police Chief's opinion) to hire additional police officers for the date upon which the dance is to be held. Whether the dance holder has paid a single dance permit fee or an annual permit fee, the additional permit costs mentioned in the preceding sentence shall be paid on or before 20 days prior to the date on which the dance is to be held. In the event such fees are not timely paid, said dance shall not be held and to hold same will be a violation of this Ordinance. All fees shall be paid to the City Clerk. If any conditions contained in this Ordinance or required by the Chief of Police have not been complied with prior to the holding of said dance or within the time limits mentioned herein, the Chief of Police (or in his/her stead, the acting Chief of Police) shall close down any dance and/or not allow any such dance to be held.

- B. Grievance Procedure. The person or entity applying for a dance license (i.e. the applicant) shall have the right to request that the Chief of Police reconsider the amount of police hours that are needed for the dance. This request for reconsideration must be made within 48 hours after the Chief of Police notifies the applicant of the amount of compensation being required to be made by the applicant for its dance license. If the Chief of Police and the applicant cannot settle on the appropriate amount of police hours necessary, the applicant shall have the right to request that the City Council determine whether the dance can be held with less police protection than is being requested by the Chief of Police.

(Ord. 94-06, Sec. 4, 10/18/94)

- 904.005. Nothing in this Ordinance shall be applicable to any dance sponsored by a local school or City of Winsted and held on said school's or said City's property and no license shall be required for same.

(Ord. 94-06, Sec. 5, 10/18/94)

- 904.006. **Misdemeanor.** Any person or entity who violates any term or condition of this Ordinance is guilty of a Misdemeanor and may be punished by such fine and/or jail as is allowed by State Statute.

(Ord. 94-06, Sec. 6, 10/18/94)

904.007. **REPEAL.** This Ordinance repeals Ordinance No. 18-05 and any other Ordinance or other portions of Ordinances inconsistent herewith or dealing with public dances.

(Ord. 94-06, Sec. 7, 10/18/94)