

## Section 237 - Civic Facilities Conduct and Use Regulations

### Section 237.00. Definitions.

Subd. 1. "Civic Facilities" include the St. Cloud Municipal Athletic Complex, including its parking areas, the St. Cloud Civic Center, including its parking areas and adjacent exterior common areas, and the Paramount Theater.

Subd. 2. "Civic Center" includes all land and rights including water, improvements and personal property which is designated as the St. Cloud Civic Center.

Subd. 3. "Municipal Athletic Complex" includes all land and rights including water, improvements and personal property which is designated as the St. Cloud Municipal Athletic Complex-Ice Arena, Stadium and Veterans Golf Course.

Subd. 4. "Director" is the Director of Civic Facilities for the City of St. Cloud.

Subd. 5. "Civic Center Manager" is the manager of the Civic Center for the City of St. Cloud.

Subd. 6. "Municipal Athletic Complex Manager" is the manager of the Municipal Athletic Complex for the City of St. Cloud.

Subd. 7. "Vehicle" is any conveyance on wheels or tracks, whether motor-powered, animal-drawn or self-propelled. The term will include any trailer of any kind or description. Exception is made for baby carriages.

Subd. 8. "Pedestrian Walkway" is that portion of the downtown skyway, including stair tower, elevator tower and ground level walkway that is located on Civic Center property.

Subd. 9. "Event" means a theater performance or show, athletic contest or other entertainment or amusement, or a public gathering to which the general public is admitted.

Subd. 10. "Catering" means the dispensing and/or sale of food, beverage or novelty items by a permitted caterer/vendor acting with the expressed permission of the appropriate building manager.

Subd. 11. "Decorating" means all activities relating to the provision of furnishings (i.e. pipes, drapes, tables, chairs) for an event including but not limited to the setup and takedown of those furnishings and clean up following the event.

Section 237:10. Event Scheduling. The Civic Facilities Director will have discretionary authority to schedule events and all other uses of the Civic Center or the Municipal Athletic Complex in accordance with the following policy:

Subd. 1. Every effort will be made to accommodate each and every potential user.

Subd. 2. When more than one potential user requests a similar date, generally speaking, events producing the greatest revenue to the City of St. Cloud, either short or long term, will be given the greatest consideration.

a. Consideration will include repeat or steady customers.

- b. Consideration may also be extended to those events with the greater potential for spin-off commerce to the St. Cloud retail market.
- c. The City Administration may, from time to time, develop more explicit guidelines/policies to accommodate changing market conditions and community-use standards.

Section 237:15. Rental Fees. Rental fees and charges for use of the Municipal Athletic Complex and Civic Center will be set forth in Sections 540:00 and 545:00 of this Code.

Section 237:20. Civic Facilities Catering and Decorating Permits. No person will perform catering or decorating services in any civic facility without having obtained a permit from the Director.

Subd. 1. Catering Permit Application. Catering permits will be issued by the Director to all persons holding a current Food Catering License issued by the St. Cloud Health Department who comply with the requirements set forth below. Failure of any caterer to conform to all requirements set forth below may result in immediate revocation of a Civic Facilities Catering permit.

- a. Application will be made annually on or before November 15 to the Director on the forms provided by the Director. Approved permits will remain in force for a calendar year (January 1 to December 31). Any person making application for a catering permit will pay an annual fee in an amount established from time to time by resolution of the City Council.
- b. At the time of filing the permit application, proof of financial responsibility with regard to liability must be furnished to the City. Proof of financial responsibility will include as a minimum a certificate that there is in effect for the permit period an insurance policy in an amount of not less than \$300,000 combined single limit coverage. Any insurance policy will name the City of St. Cloud as an additional insured under the policy. Any insurance policy will include a provision that the coverage provided will not be cancelled until a minimum of ten days prior written notice has been given to the City. Liability insurance policies will be approved as to form by the City Attorney.
- c. Each applicant will provide verification which in the discretion of the Director is sufficient to show the ability to serve meals in the quantities and at the intervals requested in the application.
- d. Each caterer will abide by the Civic Facilities Caterers Rules and Regulations.

Subd. 2. Catering Fee. Any person performing catering services in the Civic Facilities will be required to pay a fee set forth in Section 580:00 of this Code.

Subd. 3. Decorating Permit Application. Decorating permits will be issued by the Director to all persons who comply with the requirements set forth below. Failure of any decorator to conform to all requirements set forth below may result in immediate revocation of a Civic Facilities Decorating Permit.

- a. Application will be made prior to providing services to the Director on the forms provided by the Director.

- b. Each decorator will abide by the Civic Facilities' Decorator's rules and regulations.

Subd. 4. Decorating Fee. Any person performing decorating services in the Civic Facilities will be required to pay a fee set forth in Section 580:00 of this Code.

Section 237:25. Licensee's Liability. Any person using or occupying the Civic Facilities will be liable for any damage or injury to the Civic Facilities or to its personnel occasioned by the activities or occupancy of that person regardless of whether that occupancy occurs by formal lease or by use of the Civic Facilities as a public place.

Section 237:30. General Standards of Conduct. It will be a violation of this ordinance for any person, while on or about Civic Facilities:

Subd. 1. To gain access to or make use of any facilities without obtaining a ticket or paying a fee in situations where the obtaining of a ticket or the paying of a fee is required.

Subd. 2. To dispose of refuse or litter, except in receptacles provided for that purpose.

Subd. 3. To bring onto and dispose of refuse or litter not created as part of a Civic Facilities event.

Subd. 4. To deface, damage or alter the appearance of any structure, property, sign or equipment.

Subd. 5. To hunt, snare, trap or otherwise disturb any animals, birds or other wildlife.

Subd. 6. To dig or remove any sod, trees, shrubs, flowers or foliage of any kind.

Subd. 7. To wash animals except at times and in locations specifically designated for the purpose.

Subd. 8. To ride or lead any animal except in such areas as designated as exercise rings or specially designated as a posted area.

Subd. 9. To smoke in any area where "No Smoking" signs are posted.

Subd. 10. For any person except a police officer in the performance of duty upon any Civic Facility to carry any gun or firearm of any description, other than a pistol permitted by state law, unless it is dismantled or broken apart or carried in a case in a manner that it cannot be discharged.

Subd. 11. To use, discharge or shoot any air rifle, air pistol, BB gun, sling shot or arrows from bows.

Subd. 12. To enter or remain in any building at the Civic Facilities with bare feet except in locker/shower areas of Civic Facilities. To enter or remain in any building common areas without a shirt/blouse or to remove shirt/blouse while in any building at the Civic Facilities. Exception is made for any entertainment, exhibit or display that is part of a scheduled event at the Civic Center Municipal Athletic Complex.

Subd. 13. To intentionally make dirty or unsanitary restrooms, washrooms and shower

rooms in Civic Facilities. No person over the age of six years will enter the restrooms, shower rooms or other room designated for the opposite sex.

Subd. 14. To climb, walk, stand or set upon any trees, monuments, fountains, railings, fences or upon any other property not designed or customarily so used.

Subd. 15. To disturb or interfere unreasonably with any person or party occupying any area or participating in any activity under the authority of a lease issued pursuant to this ordinance.

Subd. 16. To take part in or abet the playing of any games involving or otherwise propelling objects such as baseballs, golf balls, stones, arrows, javelins, model airplanes, snow and ice chunks or snowballs, except in the areas set apart for such forms of recreation.

Subd. 17. To fail to obey the directions of all traffic and parking control signs in outside parking lot and/or parking ramp.

Subd. 18. To ride or propel rollerblades, rollerskates or skateboards anywhere upon Civic Facilities.

Subd. 19. To ride a bicycle upon any interior portions of the Civic Facilities or to lock or chain a bicycle to any object other than a bike rack.

Subd. 20. To operate a snowmobile upon the Civic Facilities.

Subd. 21. To use profane, vulgar or indecent language so as to be audible and offensive.

Subd. 22. To engage in brawling or fighting or in conduct tending to reasonably arouse alarm, anger or resentment in others.

Subd. 23. To intentionally throw any object, thing or article onto a stage, playing field, audience or seating area, or area where an event is conducted which may be likely to endanger any person or property or interfere with the orderly play or conduct of the event.

Subd. 24. To intentionally run on or go onto a stage, playing field or area where an event is conducted.

Subd. 25. To obstruct an aisle, block a properly marked exit or take or obstruct the seat of another.

Section 237:35. Conduct Requiring Manager's Approval. Unless the prior written approval of the Manager is obtained, it will be a violation of this ordinance for any person, while on or about Civic Facilities:

Subd. 1. To make use of the Civic Facilities or any part thereof while part of an organized group.

Subd. 2. To post any sign or notice.

Subd. 3. To bring upon the Civic Facilities or possess any intoxicating beverages or non-intoxicating malt beverages as defined in Minnesota Statutes Chapter 340A other than those furnished by the City directly or through its vendors.

Subd. 4. To use a mobile livestock trailer or other conveyance on paved areas of the Civic Facilities.

Subd. 5. To clean a mobile livestock trailer or other conveyance on paved areas of the Civic Facilities.

Subd. 6. To build fires at any location.

Subd. 7. To bring onto the Civic Facilities any animal. This rule will not prohibit a blind, physically handicapped or deaf person from taking a service dog onto the Civic Facilities, if the service dog can be properly identified as being from a recognized school for seeing eye, hearing ear, service, or guide dogs and if the dog is properly harnessed or leashed so that the blind, physically handicapped, or deaf person may maintain control of the dog.

Subd. 8. To be in the Civic Facilities during times when the Civic Facilities are closed, as posted.

Subd. 9. To bring into the Civic Facilities any food, beverage, bottle or other breakable, disposable container designed to hold food, beverage or other consumable commodity.

Subd. 10. To promote, solicit, sell, barter or trade any commodity or item of monetary value, including but not limited to any admission ticket, on any part of the Civic Facilities premises, provided that the sale of an admission ticket for its face value or less than its face value will not be a violation of this ordinance. For purposes of this ordinance, a complimentary ticket will be deemed to have a face value of zero.

Subd. 11. To construct, erect or place any building or structure, including tents, of whatever kind, whether permanent or temporary in character, or run or string any public service utility into, upon or across the Civic Facilities.

Subd. 12. To announce, advertise or call the public attention in any way to any article or service for sale or hire.

Subd. 13. No person will set up tents, shacks or any temporary shelter for the purpose of overnight camping nor will any person leave in the Civic Facilities after closing hours any movable structure or any special vehicle to be used or that could be used for such purposes, such as house trailer, camp trailer, camp wagon, or the like.

Section 237:40. Vehicle and Parking Regulations. It will be a violation of this ordinance for any person, while on the Civic Facilities property:

Subd. 1. To operate a vehicle in such a manner as would, if done on a public street, constitute a violation of Minnesota Statutes § 169.

Subd. 2. To park any vehicle at any location except such locations as are specifically designated as parking stalls, except with the express prior approval of the Manager.

Subd. 3. Where lines or marks are drawn to indicate parking stalls, to park a vehicle in such a manner that the vehicle is not completely within a stall bordered by such line or markers.

Subd. 4. To park in any area posted as a fire lane.

Subd. 5. To park in the vicinity of a loading or dock area except for vehicles which are actually in the process of loading or unloading supplies, equipment or other merchandise.

Subd. 6. To drive a vehicle in any area except on a parkway, parking lot, path or other roadway designated for the vehicle.

Subd. 7. To provide driver's training except with the express prior approval of the Manager.