

BILL/ RESOLUTION REQUEST

1. Title: Approve an Amendment to subsection 10 of section 39-121 of the Denver Revised Municipal Code pertaining to fees and charges to be paid to City for Admission-Based Events in parks.

2. Requesting Agency: Parks and Recreation

3. Contact Person *with actual knowledge of proposed ordinance*

Name:Fred Weiss

Phone:720-913-0735

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4. Contact Person *with actual knowledge of proposed ordinance who will present the item at Mayor Council and who will be available for first and second reading, if necessary*

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5. Describe the proposed ordinance, including what the proposed ordinance is intended to accomplish, who's involved

a. Scope of Work

This ordinance request will set up the revenue and fee mechanisms for the Admission Based Events Policy process. This is the culmination of almost four years of community based discussion, research and work which resulted in recommendations about fees and revenue from this new type of permitted event. The ordinance is amended as generally described below:

Seat Tax. Because the amount of the Admissions-Based Event Charge will be based on whether the Facilities Development Admissions Tax under article VII of chapter 53 of the Denver revised municipal code ("Seat Tax") is applicable for the admissions-based event, a determination as to the applicability of the Seat Tax must be made for each event. If the Seat Tax is applicable to an admissions-based event in a park, then the tax must be collected and remitted to the Department of Finance as prescribed by the Seat Tax ordinance.

Admissions-Based Event Charge

The permit holder for the admissions-based event shall be responsible for paying to the City and County of Denver a percentage of the gross ticket sales which does not include any applicable for the event. The percentage amount to be paid for the admissions-based event is fifteen percent (15%) of gross ticket sales reduced by the amount of any Seat Tax applicable for the event. This is the Admissions-Based Event Charge.

Guaranteed Minimum. In order to assure that at least a minimal guaranteed amount is paid for any admissions-based event, the permit applicant must pay a non-refundable amount equal to one and a half (1 ½) times the total permit fees applicable for the type of event proposed by the permit applicant (e.g., festival, race, walk, special occasion or event facility event) This is the Guaranteed Minimum.

Set-up/Dismantling Charge and Damage Deposit. The set-up/dismantling charge and damage deposit requirements, along with other charges and costs for equipment, stages, show wagon, and support associated with events, provided for in sub-section 39-121(10) shall be applicable, as specified, for an admissions-based event. For an admissions-based event which is a part of a larger non-admissions-based event, these charges and deposits will not be required if paid as part of the larger event.

b. Duration

N/A

c. Location

City Park, Civic Center Park, Confluence Park, Skyline Park, Ruby Hill Park, Parkfield Park, Stapleton Central Park, Event Facilities and Special Occasion Sites

d. Affected Council District

8, 10, 9, 7, 11, 5, 6, Denver Mountain Parks

e. Benefits

Allow for additional revenue to Denver Parks and Recreation thru fees from this new permit type.

f. Costs

None

6. Is there any controversy surrounding this ordinance, groups or individuals who may have concerns about it? Please explain.

Bill Request Number: BR10-1015

Date: 11/8/2010