



## **CITY COUNCIL COMMUNICATION**

April 14, 2015

**SUBJECT:** Consider a Request for a Temporary Use Permit

**SUBMITTED BY:** Mike Collins, Director of Planning and Economic Development

**REFERENCE NO:** 15-04-CC

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### **ACTION REQUESTED:**

Motion to approve a request for a Temporary Use Permit for Pride of Texas Music Festival proposed to be located on the Euless Towne Center property, 1201 Airport Freeway, for a time period of Saturday, May 9 through Friday, May 15, 2015.

### **ALTERNATIVES:**

- Approve the request with modifications
- Table the request
- Deny the request

### **SUMMARY OF SUBJECT:**

**Name of Applicant:** Erica Crosley, Pride of Texas Music Festival

**Request / Location:** Temporary Use Permit for a festival to be located at 1201 W. Airport Freeway. The zoning of the property is Planned Development (PD).

This is the second year in a row that an application has been made in cooperation with iT'Z. There were no calls for service or complaints received during the prior year. Pride of Texas Music Festivals are a series of music festivals oriented for performance by elementary, middle school and junior high bands, choirs and orchestras. The festival occurs in five events throughout the State of Texas. A tent will be erected on Saturday, May 9. During a five day period, Monday, May 11, through Friday, May 15, the student music groups will perform within an outdoor weatherproof tent outside of iT'Z. The tent will then be removed on Saturday, May 16.

The performances will take place on a rotating schedule from 9:00am to 6:40pm during the five days of the festival. A 40' X 80' commercial tent with walls will be erected behind the iT'Z building and out of any fire lane. A commercial tent permit will be processed through the Fire Department.

No food service will be provided within the tent, and the festival will be using iT'Z for food service and restroom facilities. A security guard will be supervising the tent on overnight duty.

**(6) Temporary uses.**

The City Council may approve the operation of temporary uses on any property for a specific period of time. Such temporary uses are typically associated with an already existing use and are subject to review to ensure adequate facilities exist or will be provided to serve the public and employees of the temporary use.

a. Permit required. Temporary uses such as a carnival, concrete or asphalt batch plant, seasonal, parking lot, sidewalk, truckload and other temporary sales of merchandise may be permitted provided a temporary use permit is first obtained from the City Council.

b. Effective period. No temporary use permit shall be valid for more than 90 consecutive days and shall be subject to any and all restrictions, requirements, and safeguards established by City Council at the time the temporary use permit is considered.

c. Restrictions and requirements. Such restrictions, requirements or safeguards may include, but are not limited to, hours of operation, duration of the use, parking, setbacks, signage and any other requirement deemed necessary to protect the general welfare of the community and minimize negative impacts on adjacent properties.

The applicant has provided an application detailing their intended operations. Staff has reviewed the application and recommends approval.

**SUPPORTING DOCUMENTS:**

- Temporary Use Permit Request
- Exhibit(s)
- Map 1, Map 2, and Map 3

**APPROVED BY:**

\_\_\_\_\_ **LG** \_\_\_\_\_

City Manager's Office

\_\_\_\_\_ **KS** \_\_\_\_\_

City Secretary's Office