

CHAPTER 97: REGULATION OF PUBLIC DANCES

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§ 97.01 REGULATION OF PUBLIC DANCES.

All public dances held in this city shall be conducted in accordance with the provisions of this chapter.

(Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.02 DEFINITIONS.

The terms stated below shall have the following meanings:

DANCE. Any dance where the general may participate, whether or not a charge for admission for dancing is made.

DANCING PLACE. Any room or space or other area, whether indoors or outside, which is open to the general for the purpose of participating in public dancing.

(Ord. passed 4-13-11)

§ 97.03 PERMIT REQUIRED.

(A) No person shall conduct a public dance in this city unless a permit has been obtained from the City Administrator prior to the holding of the dance. The fees for a permit shall be as established by the City Council by the annual city fee schedule. The application shall be submitted to the City Administrator at least 20 days before the date of the proposed dance or adequate time to be reviewed by the City Council. The application shall set forth the name and address of the applicant, who shall be the person responsible for conducting the dance and any business, committee or organization sponsoring the dance, the place where the dance is to be held, the date of the dance and the time of the dance. Proof of insurance required shall be submitted with the application and no permit shall be issued until proof of insurance has been received. The required insurance shall list the city as a named insured and provide a provision to defend, indemnify and hold harmless the city and any of its employees from any claims arising from the event.

(B) In addition to this fee, the applicant shall be responsible for any expense associated with providing security for the event. The City Council shall establish criteria for determining the number of licensed peace officers required to be present at any dance. No permit shall be issued until the fee and arrangements for law enforcement have been secured.

(C) Permits are required for outdoor dances. Indoor dances do not require a permit. All indoor dances must meet fire code capacity as set by the State Fire Marshal.

(Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.04 APPLICATION FOR PERMIT.

Any person desiring a permit to hold a public dance in this city shall submit an application for a permit on the form provided by the City Administrator, submitted to the City Administrator at least ten days before the date of the proposed dance. The application shall set forth the name and address of the applicant, who shall be the person responsible for conducting the public dance, and any business, committee or organization sponsoring the dance, the place where the dance is to be held, the date of the dance and the time of its beginning and end. Proof of all insurance required by this chapter shall be submitted with the application and no permit shall be issued until proof of insurance has been received. A request for any use of a city building or other city property shall be included with the permit application, and no permit shall be issued until the fees for the use of the city building or other city property have also been paid.

Penalty, see § 97.99

§ 97.05 INSURANCE.

All insurance policies required for the event, including any insurance required by law for the sale of alcoholic beverages, shall list the city as a named insured and provide a provision to defend, indemnify and hold harmless the city and any of its employees from any claims arising from the event. Penalty, see § 97.99

§ 97.06 LOCATION.

The applicant shall make sure that adequate parking is available for the persons wishing to attend the dance and make sure that the location is safe and accessible. This information shall also be provided to the City Administrator before a permit shall be issued. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.07 PERMIT TO BE POSTED.

When a permit is issued, the holder of the permit shall post the permit in a prominent location on the premises on which the dance is to be held during the time the dance is occurring. The applicant shall be present at all times while the dance is occurring. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.08 LIQUOR LICENSE REQUIRED.

No person shall give, hold, conduct or permit any public dance where liquor will be served, as defined in M.S. Ch. 340A, as it may be amended from time to time, without obtaining a license from the city. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.09 LICENSED PEACE OFFICER PRESENCE.

No dance shall occur without at least one licensed peace officer or more, if more are required under the criteria established by the City Council, who shall be present at the dancing place during the duration of the dance and after the dance, until all of the participants have left the dancing place. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.10 HOURS.

No dance shall occur between the hours of 1:00 a.m. and 12:00 noon. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.11 MINORS PROHIBITED.

No person under the age of 18 shall be allowed to be present by the permit holder or any peace officer at a dance where alcohol is sold or consumed, unless accompanied by a parent or guardian. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.12 CERTAIN BEHAVIOR PROHIBITED.

No person present at any dance shall engage in any disorderly conduct, as defined by M.S. § 609.72, as it may be amended from time to time, and any disorderly person shall be immediately removed from the dance by the peace officer present at the dancing place. Should a substantial number of persons at the dance engage in disorderly conduct, the peace officer present shall terminate the dance and remove all persons from the dancing place. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.13 LIGHTING.

In order to protect the safety of persons attending a dance, dancing places shall be adequately illuminated and dancing therein while lights are extinguished, dimmed or turned low so as to give inadequate or imperfect illumination is hereby prohibited. All exit areas shall be illuminated at all times during the dance with light having intensity of not less than one footcandle at floor level. Illumination of less than 0.5 foot-candles in any area where dancing is occurring, permitted or encouraged is prohibited. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.14 NOISE.

All dances shall be subject to the provisions of this code regulating noise. (Ord. passed 4-13-11) Penalty, see § 97.99

§ 97.99 PENALTY.

Any permit holder violating any of the provisions of this chapter shall be guilty of a misdemeanor and punished as provided in § 10.99, and their dance permit is suspended immediately at the time of any arrest or citation for violating this chapter. (Ord. passed 4-13-11)