

**ORDINANCE NO. 2190**

**AN ORDINANCE AMENDING CHAPTER 12, ARTICLE 3 OF THE MUNICIPAL CODE OF THE CITY OF EDGERTON, KANSAS REGARDING SPECIAL EVENTS AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, KANSAS:

**SECTION 1.** Chapter XII, Article III of the Municipal Code shall be amended to read as follows:

**12-301. PURPOSE.** It is the purpose of this article to provide for the regulation of special events and activities within the City of Edgerton by requiring a permit to conduct the event or activity and by establishing minimum standards for the protection of public health, safety and welfare during the course of the event or activity. Furthermore, it is the intent of this Chapter to protect nearby property owners, residents and businesses from Special Events which may be disruptive, obnoxious, unsafe or inappropriate given site conditions, traffic patterns, and the nature of the proposed use.

**12-302. APPLICATION AND RESTRICTION.** It shall be unlawful for any person to use the streets, parks, or other public places, including sidewalks and City owned parking lots, for any special event, without first obtaining a permit as described in this Chapter.

**12-303. DEFINITIONS.**

- (a) "Not for profit organization" as referred to this Chapter shall mean any organization recognized by the Internal Revenue Service (IRS) as an exempt organization by Internal Revenue Code ("I.R.C.") Section 501(c).
- (b) "Operator" shall mean a person, association of persons, corporation or the agent of the same who owns, controls or has the duty to control the operation of a circus, carnival, sideshow, rodeo, wild west show, animal show, or other similar activities.
- (c) "Special Event" shall mean the use of any public street, public right of way, park or other public facilities which is owned or operated by the City, for events including (but not limited to) amusement or entertainment enterprises, parades and demonstrations, public markets and auctions, any event with public sales of alcohol, and other activities which would require a closure or limitation of some or all of said facilities for the uses to which they are generally available.
- (d) "Sponsoring agency" shall mean any profit or non-profit organization which is sponsoring a special event.

**12-303. SPECIAL EVENT PERMIT REQUIRED.** Any person desiring to secure a permit for a special event or activity shall turn in a fully completed application to the office of the City Clerk

for issuance of a permit at least 15 days in advance, or 45 days in advance for any event where alcohol will be available. Events where alcohol is available must obtain the proper permits as provided in Chapter 3 of the Code of the City of Edgerton.

City organized events are not required to have a permit.

**12-304. FEES.** Upon the filing of an application, the operator or the sponsoring agency shall pay the City Clerk the required fees, as established by the annual City of Edgerton Fee Resolution. Additional charges may apply to applications that require City staff outside of regular business hours.

**12-305. EVENT HOURS.** Special events may be held between the hours of 7AM and midnight. Special events shall not extend beyond five days.

**12-306. COMPLIANCE WITH APPLICABLE LAWS.** Event activities must be in compliance with applicable city, county, state and federal laws and facility regulations. The City of Edgerton has the authority to cancel a Special Event permit for any violations of permit requirements, city ordinances or applicable county, state or federal laws.

**12-307. INSURANCE REQUIRED.** The sponsoring operator or agency shall obtain and continuously maintain comprehensive general liability insurance against damage or liability caused by the permit holder, its officers, members, agents, employees, guests or participants in the special event in an amount of not less than \$1,000,000 combined single limit per occurrence for bodily injury, personal injury and property damage, with an aggregate limit of not less than \$2,000,000.

**12-308. ADDITIONAL PARADE OR DEMONSTRATION REQUIREMENTS.**

- (a) The parade or demonstration shall be conducted only during daylight hours.
- (b) The parade or demonstration shall be conducted on public roadways or right-of-ways and not on private property.
- (c) The City Administrator, or their designee, and law enforcement officers of the City shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street, or part thereof constituting a part of the route of a parade and to post signs to such effect. It shall be unlawful for any person to remove the signs before the event is completed. It shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.
- (d) The parade or demonstration shall proceed orderly and timely;

- (e) No cereal malt or alcoholic beverages shall be sold, served or consumed as a part of the parade or demonstration.
- (f) The City Administrator, in consultation with the City's law enforcement officers, shall have authority to recommend or require an alternative route or location for the parade or demonstration when necessary for the public health, safety or welfare.

**12-309. CLEAN-UP AND RESTORATION.** The operator or sponsoring agency shall clean and restore the location where the special event is held to the condition which existed prior to the occurrence of the event. Upon failure to do so the City shall proceed to clean up the location and bill the operator or sponsoring agency for the costs.

**12-310. DISCLAIMER OF LIABILITY.**

- (a) Nothing in this code shall be construed nor interpreted upon the City of Edgerton or any of its officials, officers, agents or employees:
  - 1) Any liability or responsibility for damages to any property; or
  - 2) Any liability or responsibility for any personal injury
- (b) In addition, neither the City of Edgerton nor any individual duly authorized to enforce this Code, who acts in good faith and without malice in the performance of official duties shall assume or have imposed upon them any personal liability, and they are hereby relieved from personal liability for damage that may occur to any person or property as a result of any act required by this Code in the discharge of official duties.


**SECTION 4. REPEAL OF CONFLICTING ORDINANCES.** All ordinances or sections of ordinances in conflict herewith are hereby repealed.

**SECTION 5. EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its passage, approval and publication once in the City's official paper.

PASSED by the Council and APPROVED by the Mayor on this 8<sup>th</sup> Day of January, 2026.

  
DONALD ROBERTS, Mayor

ATTEST:

  
DUSTI CALLAHAN, City Clerk

APPROVED AS TO FORM:



TODD LUCKMAN for  
Stumbo Hanson, LLP, City Attorneys