

# CHAPTER 31

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## LARGE ASSEMBLIES

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### **Sec. 31.01 Intent**

It is the intention of the Town Board to regulate the assembly of large numbers of people on private land wherever such land does not have established facilities to provide for the health, sanitary, fire, police, transportation, and utility services regularly provided at established large assembly gathering places in order that the health, safety, and welfare of all persons in the Town, residents and visitors alike, may be protected.

### **Sec. 31.02 Permit Required.**

No person may do any of the following, alone or in combination with one or more other persons: Allow, permit, sponsor, maintain, promote, conduct, advertise, act as entrepreneur for, undertake, organize, manage, provide a location for, sell tickets for, give tickets away for, or allow persons to be admitted to an actual or reasonably anticipated assembly of 300 or more persons unless a large assembly permit for the assembly has been approved by the Town Board.

### **Sec. 31.03 Application for Permit.**

- (1) **Application to Town Board.** Application for a large assembly permit must be made to the Town Board at least 60 days in advance of the assembly. The application must be submitted to the Town Clerk.
- (2) **Fee.** The application fee for a large assembly permit is \$500.00. The fee must be submitted to the Town Clerk at the time the application is submitted, and the application will be considered incomplete if not accompanied by the required fee. The application fee is not refundable.
- (3) **Application Contents.** An application for a large assembly permit must contain the following:

- (a) The address and legal description of all property upon which the assembly is to be held.
  - (b) A statement of the size of the property upon which the assembly is to be held.
  - (c) The name, residence address, and mailing address of all owners of the property upon which the assembly is to be held.
  - (d) Proof of ownership of all property upon which the assembly is to be held.
  - (e) Unless the applicant is the only owner of record of the property upon which the assembly is to be held, a statement made upon oath or affirmation by all owners of record of such property that the applicant has permission to use such property for an assembly of 300 or more persons on certain stated dates.
  - (f) A statement describing the nature or purpose of the assembly.
  - (g) The specific days and hours during which the assembly is to be held.
  - (h) The maximum number of persons the applicant will permit to assemble. The maximum number must not exceed the maximum number that can reasonably assemble at the location of the assembly in consideration of the nature of the assembly and, where the assembly is to continue overnight, the maximum number must not be more than is allowed to sleep within the boundaries of the location of the assembly under the zoning or health regulations of the Town, county or state.
  - (i) Proof that the applicant will fully comply with the standards in HSS 178, Wis. Adm. Code at the time of the assembly.
  - (j) The name, residence address, and mailing address of all persons required to sign the application and, in the case of a corporation, a certified copy of the articles of incorporation, together with the name, residence address and mailing address of each person holding 10% or more of the stock of such corporation.
  - (k) The application shall contain a statement made upon oath or affirmation that the statements contained therein are true and correct to the best knowledge of the applicant.
  - (l) The application shall be signed and sworn to or affirmed by the individual making application; by all officers in the case of a corporation; by all partners in the case of a partnership; by all officers of any other entity that can be sued; or, in the case of any other entity, by all members of such entity.
- (4) **Board Review.**
- (a) The Town Board will review any application for a large assembly permit and may approve an application, approve an application with conditions, or reject an application. Any decision of the Town Board shall be final.
  - (b) Any permit shall allow no more than the maximum number of people stated on the application.
- (5) **Insurance.** Before the applicant may take physical possession of an approved large assembly permit, the applicant must submit to the Town Clerk an insurance policy and/or bond that will insure the Town and its representatives, agents, officers, servants, and employees against any liability or causes of action that might arise by reason of granting the large assembly permit and against any damages caused by the persons attending the assembly. The amount and other

terms of the insurance policy and/or bond will be set by the Town Board at the time the permit is approved by the Town Board.

#### **Sec. 31.04 Use of Permit.**

The permittee must comply with all conditions of the permit. The permittee must prevent the number of people assembled (including nonpaying participants such as entertainers or workers) from exceeding the maximum number of people allowed to assemble under the terms of the permit.

#### **Sec. 31.05 Revocation.**

Any permit may be revoked by the Town Board at any time if it is determined that the permit was approved on the basis of incorrect information or if any of the conditions necessary for the approval of the permit, or contained in the permit, are not complied with, or if any condition previously met ceases to be complied with.

#### **Sec. 31.06 Enforcement.**

- (1) **Nuisance.** The holding of an assembly in violation of any term of a large assembly permit or in violation of any provision of this Chapter is deemed to be a public nuisance and may be abated as such. The provisions of this Chapter may be enforced by an injunction in any court of competent jurisdiction.
- (2) **Forfeiture.** Any person who violates any provision of this Chapter shall forfeit not less than \$1,000.00 nor more than \$10,000.00. Each day a violation occurs or exists shall be considered a separate offense.