

## **MUSIC FESTIVAL ORDINANCE**

This ordinance is enacted in the interest of the public health, safety, and general welfare to provide for the control and regulation of musical or entertainment festivals conducted in the open and of groups or gatherings of persons for the purpose of listening to or participating in such festivals.

### **SECTION 1**

This ordinance is enacted pursuant to Section 15.1-510 of the Code of Virginia for the purpose of providing necessary regulation for the conducting of musical or entertainment festivals conducted in open spaces not within an enclosed structure and of any gathering or groups of individuals for the purpose of listening to or participating in entertainment which consists primarily of musical renditions conducted in open spaces not within an enclosed structure in the interest of the public health, safety, and welfare of the citizens and inhabitants of Buckingham County.

### **SECTION 2**

When used in this ordinance, the following words shall mean:

- A Board shall mean the Board of Supervisors of Buckingham County, Virginia.
- B Musical or entertainment festival shall mean any gathering of groups or individuals for the purpose of listening to or participating in entertainment which consists primarily of musical renditions conducted in open spaces not within an enclosed structure.

### **SECTION 3**

- A No person, firm, corporation, or partnership shall stage, promote, or conduct any musical or entertainment festival in the unincorporated areas of Buckingham County unless there shall have been first obtained from the Board a special entertainment permit for said festival.
- B Application for such special entertainment permits shall be in writing on forms provided for the purpose and filed in duplicate with the Clerk of the Board at least 21 days before the date of such festival. Such applications shall have attached thereto and made a part thereof the plans, statements, approvals, and other documents required by this ordinance. A copy of such applications shall be sent by certified mail by the Clerk to each member of the Board the day such applications are filed.
- C The Board shall act on such applications within 10 days from the filing of the same. If granted, the permit shall be issued in writing on a form for the purpose and mailed by the Clerk to the applicant at the address indicated. If denied, the refusal shall be in writing and the reasons for such denial stated therein, and mailed by the Clerk to the applicant at the address indicated on the application.

### **SECTION 4**

Such permit shall not be issued unless the following conditions are met and the following plans, statements, and approvals are submitted to the Board with the application:

- A Said application for special entertainment permit shall have attached to it a copy of the ticket or badge of admission to said festival, containing the date(s) and time(s) of said festival, together with a statement by the applicant of the total number of tickets to be offered for sale and the best reasonable estimate by the applicant of the number of persons expected to be in attendance.
- B A statement of the name and address of the promoters of the festival, the financial backing of the festival, and the names of all persons or groups who will perform at said festival.
- C A statement of the location of the proposed festival, the name and address of the owner of the property on which said festival is to be held, and the nature and interest of the applicant therein.
- D A plan for adequate sanitation facilities and garbage, trash, and sewage disposal for persons at the festival. This plan shall meet the requirements of all State and local statutes, ordinances, and regulations, and shall be approved by the County Health Officer.
- E A plan for providing food, water, and lodging for the persons at the festival. This plan shall meet the requirements of all State and local statutes, ordinances, and regulations, and shall be approved by the County Health Officer.
- F A plan for adequate medical facilities for persons at the festival, approved by the County Health Officer.
- G A plan for adequate parking facilities and traffic control in and around the festival area.
- H A plan for adequate fire protection. This plan shall meet the requirements of all State and local statutes, ordinances, and regulations, and shall be approved by the County Forest Warden.
- I A statement specifying whether any outdoor lights or lighting is to be utilized, and if so, a plan showing the location of such lights and shielding devices or other equipment to prevent unreasonable glow beyond the property on which the festival is located.
- J A statement that no music shall be played, either by mechanical device or live performance, in such a manner that the sound emanating there from shall be unreasonably audible beyond the property on which the festival is located.

