

ORDINANCE NO. 1675

AN ORDINANCE AMENDING CHAPTER 93 OF TITLE IX OF THE 2015 ORDINANCE CODE OF THE CITY OF OWATONNA, AS AMENDED, ENTITLED "HEALTH AND SANITATION' NUISANCES" BY ADDING THERETO NEW SECTION 93.030 ENTITLED "PERMITS FOR USE OF DESIGNATED PARK AREA".

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OWATONNA, MINNESOTA DO ORDAIN:

Section 1. Chapter 93 of Title IX of the 2015 Ordinance Code of the City of Owatonna entitled "Health and Sanitation; Nuisances" is hereby amended by adding thereto § 93.030 to read as follows:

§93.030 Event Permits for Use of Designated Park Area.

(A) *Definitions.* The following definitions shall apply unless the context clearly indicates otherwise.

- (1.) "Designated Area" means the specific area, shelter, pavilion, trail, greenspace, or other facility for which the Event Permit is issued. The Event Permit does not give exclusive use of the Park to the Permittee, but does grant the Permittee the rights to use the Designated Area during the time for which the Event Permit is issued. The Park is still open to the public. Notice of the Event Permit shall be posted at the Park entrance or other conspicuous locations and at the Designated Area. The Permittee must have the Event Permit in their possession as evidence of the right to use the Designated Area.

- (2.) "Event" means and includes community events including, but not limited to, Relay for Life, Harry Wenger Band Festival, the Farmers Market, Downtown Thursdays, parades, and Pride in the Park. Events include other special events and performances of a similar nature as determined by the Park and Recreation Board from time to time.
- (3.) "Participant" means and includes persons assisting the Permittee organizing the Event, persons performing in the Event, persons registered for the Event, if required, or persons who hold tickets to the Event, if any, or persons otherwise attending the Event.
- (4.) "Permittee" means the person or organization which has been issued an Event Permit by the City.
- (5.) "Special Services" means and includes the exclusive allocation of City resources, including, but not limited to, City personnel, if available, and equipment, property or facilities, if available, for use in conjunction with a specific Event, as requested by the applicant or as required by the City.
- "Special Services" are not provided by the Park and Recreation Department. Requests for special services may be granted or denied at the sole discretion of the City. The cost of Special Services shall be prepaid prior to the Event. Permittee shall be responsible to reimburse to the City for any expenses incurred over and above the prepaid amount.

(B) *Application.* A Permit application is available from the City online at Owatonna.gov and shall be submitted to the City at least 60 days before the date of the proposed Event together with a map of the Designated Area and the applicable Permit fee, as established by the City Council from time to time.

(C) *Approval of Permit.*

(1) The City Council may issue a Permit for use of a Designated Area of park and park facilities if the Event is

(1) consistent with public use and enjoyment of the park;

(2) does not endanger persons using the park or park property; and

(3) is not a nuisance as prohibited under § 93.029 "Noise in Public Parks" or § 95.05 "Public Nuisance Noises Prohibited" except as permitted by the City.

(2) The Permit shall state the dates and times of the Event together with any restrictions, requirements, or other conditions the City deems necessary, including, but no limited to, any requirements for security personnel and liability insurance.

(D) *Denial.* Any applicant whose application for a permit has been denied by the City Council may appeal such denial by delivering to the City Administrator a request for reconsideration of the denial by the City Council. The Council shall promptly hear the request for reconsideration within 10 days of the request and issue its decision within 10 days following the hearing.

(E) *Legal Compliance.* Permittees and Participants will comply with all federal and state statutes and regulations and City Ordinances, regulations, policies, and any special conditions as may be required by the City Council, in its sole discretion.

(F) *Interference.*

- (1) If a person or persons other than Participants are in the Designated Area upon the Permittee's arrival, or who interferes with Permittees use of the Designated Area, the Permittee shall show such person or persons the Event Permit and politely request that they leave the Designated Area. If any problem arises out of the Permittee's use of the Designated Area, the Permittee shall contact the Owatonna Police Department.
- (2) No person shall in any manner disturb, interrupt, disrupt or interfere with any Permitted Event, including causing any loud noise by the use of any sound amplification device, or by other means, in violation of City Ordinances § 93.029 "Noises in Public Parks" and § 95.05 "Public Nuisance Noises Prohibited".

(G) *Penalty.*

- (1) This section may be enforced by injunction, action for abatement or other appropriate civil remedy.
- (2) Any person who violates any provision of this section is guilty of a petty misdemeanor and shall, upon conviction, be subject to a fine of not more than \$300. When, however, the violation is preceded by two or more

convictions within the immediate preceding 12-month period, the violation thereof shall be a misdemeanor and shall, upon conviction, be subject to a fine of not more than \$1,000 or imprisonment for a term not to exceed 90 days, or both.

- (3) In all cases, the City shall be entitled to collect the costs of prosecution to the extent provided by law, Rules of Criminal and Civil Procedure and the Rules of Court. Each act of violation and each day a violation occurs or continues constitutes a separate offense.

Section 2. Effective Date. This Ordinance shall be in full force and effect from and after its passage and publication.

Passed and adopted this 1st day of July, 2025, with a roll call vote:

Aye: Svenby, Voss, Dotson, Burbank, Boeke, McCann and Raney

No: None

Absent: None

Approved and signed this 1st day of July, 2025.



Matt Jessop, Mayor

ATTEST:



Kris M. Busse, City Administrator/City Clerk/Treasurer

Summary Publication

City of Owatonna ORDINANCE 1675

Permits for Use of Designated Park Areas

On July 1, 2025, the Owatonna City Council adopted Proposed Ordinance 25-08, now known as Ordinance 1675 to amend the City's 2015 Code of Ordinance regarding Permits for Use of Designated Park Areas.

Notice is hereby given that pursuant to Minn. Stat. § 333A.01, subd. 10, and Sec. 4.7 of the City Charter, a summary of Ordinance No. 1675 provided as follows:

Ordinance No. 1675 entitled "Permits for Use of Designated Park Area" provides for the issuance of Event Permits for use of "Designated Park Areas", such as a specific green space or pavilion, for a Special Event, such as Relay for Life, Harry Wenger Band Festival, Parades, etc. Applications for Event Permits are available online at owatonna.gov. The permit holders and participants and member of the public attending the event are granted the right to use the Designated Park Areas for the Special Event. The Park remains open to the public. Event Planners and participants must abide by all laws, ordinances, and any special conditions.

No person shall in any manner disturb, interrupt, disrupt or interfere with any Permitted Event, including causing any loud noise by the use of any sound amplification device, or by other means, in violation of City Ordinances § 93.029 "Noises in Public Parks" and § 95.05 "Public Nuisance Noises Prohibited". The Ordinance may be enforced by injunction, action for abatement or other appropriate civil remedy. Any person who violates any provision of this section is guilty of a petty misdemeanor and shall, upon conviction, be subject to a fine of not more than \$300. When, however, the violation is preceded by two or more convictions within the immediate preceding 12-month period, the violation thereof shall be a misdemeanor and shall, upon conviction, be subject to a fine of not more than \$1,000 or imprisonment for a term not to exceed 90 days, or both.

A printed copy of the full ordinance is available for inspection during regular business hours at the City Administrator's Office at City Hall located at 540 West Hills Circle and is also available on the City's website.

First Reading Date	June 17, 2025
Second Reading Date:	July 1, 2025
Publication Date:	July 5, 2025
Effective Date:	July 5, 2025

Dated: July 1, 2025



Matt Jessop, Mayor

ATTEST:



Kris M. Busse, City Administrator/City Clerk