



CITY OF FORT BRAGG

Incorporated August 5, 1889
416 N. Franklin Street
Fort Bragg, California 95437
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LIMITED TERM PERMIT ACTION NOTIFICATION

This document provides notification of the decision as indicated below. If you have any questions, please contact the Community Development Department at City Hall.

APPLICATION NO.: Limited Term Permit (**LTP XX-22**)

PROPERTY OWNER: City of Fort Bragg

APPLICANT: City of Fort Bragg – Visit Fort Bragg Committee

REQUEST: Limited Term Permit to authorize busking (entertaining with music, dance, song, etc.) to occur on the first Friday of the month, December 2, 2022, through December 1, 2023, between the hours of 4:00 PM to 9:00 PM.

LOCATION: Downtown Fort Bragg

DATE OF ACTION: **November X, 2022**

ACTION BY: **XX** Community Development Director

ACTION TAKEN: Approved (See attached Findings and Conditions)

EFFECTIVE DATE OF ACTION: **November X, 2022**

LOCAL APPEAL PROCESS AND FEE: Decisions of the Community Development Director shall be final unless appealed to the Planning Commission in writing within 10 days of the decision date with a filing fee of \$1,000 to be filed with the Community Development Department.

NOTIFICATION MAILED TO: City of Fort Bragg
Att: Cristal Munoz
416 N. Franklin Street
Fort Bragg, CA 95437

DATE OF MAILING: November X, 2022

CONDITIONS OF APPROVAL: See attached findings and conditions

Community Development Department Statement: I hereby certify that conditions which must be met prior to issuance of this permit have been met and that this permit is deemed by the City of Fort Bragg Community Development Department to be a valid permit subject to all conditions of approval.

Community Development Director

Date

Statement of Responsible Party: I am responsible for assuring the temporary event is carried out in compliance with all applicable regulatory requirements, and I hereby certify that I have reviewed the conditions of approval and the project will be carried out in conformance with the specified conditions as attached.

Responsible Party

Date

Notice: This permit must be signed and returned to the Community Development Department.

Attachment: Findings and Conditions

FINDINGS AND CONDITIONS:

LTP **XX-22** has been approved based on the findings and conditions cited below:

FINDINGS

1. The proposed short term activity as described in the application and supplemental materials, as modified by any conditions of approval, is in conformity with the City of Fort Bragg's Inland Land Use and Development Code (ILUDC), including but not limited to all applicable standards of Section 18.71.030 of the Inland Land Use and Development Code, and the proposed short term activity will not adversely affect the environment;
2. The proposed project is a temporary use for a limited term and is compatible with existing uses on the property;
3. For the purposes of the environmental determination, this project has been determined to be exempt from further environmental review pursuant to the CEQA Guidelines, Section 15304(e), minor temporary use of land; and
4. The proposed location of the use and conditions under which it may be operated or maintained will not be detrimental to the public health, safety, or welfare, or materially injurious to properties or improvements in the vicinity.

STANDARD CONDITIONS

1. This action shall become final on the 11th working day following the decision unless an appeal to the City Council is filed pursuant to Chapter 18.92.030;
2. The application, along with supplemental exhibits and related material, shall be considered elements of this permit, and compliance therewith is mandatory, unless an amendment has been approved by the City;
3. This permit shall be subject to the securing of all necessary permits for the proposed development from City, County, State and Federal agencies having jurisdiction. All plans submitted with required permit applications shall be consistent with this approval;
4. This permit shall be subject to revocation or modification upon a finding of any one or more of the following:
 - A. That such permit was obtained or extended by fraud.
 - B. That one or more of the conditions upon which such permit was granted have been violated.
 - C. That the use for which the permit was granted is so conducted as to be detrimental to the public health, welfare or safety or as to be a nuisance.
 - D. A final judgment of a court of competent jurisdiction has declared one or more conditions to be void or ineffective, or has enjoined or otherwise prohibited the enforcement or operation of one or more conditions; and
5. The site occupied by the short term activity shall be cleaned of debris, litter, or other evidence of the temporary activity on completion or removal of the activity, and shall thereafter be used in compliance with this Development Code.

SPECIAL CONDITIONS

1. This permit is granted for a limited term and is valid the first Friday of every month beginning December 2, 2022, through December 1, 2023, between the hours of 4:00 PM to 9:00 PM.
2. Interested performers shall complete and submit a VFB First Friday Busking Application. Please contact Cristal Munoz at cmunoz@fortbragg.com or 707-961-2823 x103.
3. Buskers shall secure a business license if receiving payment from VFB Committee (otherwise, tip jars are allowed).
4. NO electrical connections to structures shall be allowed.

5. Buskers shall only be allowed where there is adequate room to accommodate normal pedestrian and handicapped access. In all cases doorways must not be impeded and a minimum width of 4 feet clearance must be maintained.
6. This permit may be suspended at any time to avoid conflicts with activities in the public right-of-way, such as construction, parades, or emergencies.
7. Busking shall not negatively impact health, safety or public welfare – no use of vulgarity, profane language, aggressive quips, etc.
8. During the event, an approved VFB First Friday Busking Application shall be available upon request.
9. The City of Fort Bragg, its employees, officers, and volunteers are not responsible for and shall be held harmless and fully indemnified by the user for any claims arising out of accidents, personal injury, damage to or loss of personal property, or wrongful death that occur during or result partially or entirely from use of City facilities.
10. The indemnification provided by this paragraph shall cover all acts whether negligent, grossly negligent or intentional. The City shall be allowed to select legal counsel and be reimbursed for legal costs for any matter covered by this paragraph.