



The Corporation of the Town of Tecumseh

Parks & Recreation Services

To: Mayor and Members of Council

From: Kerri Rice, Manager Recreation Programs & Events

Date to Council: March 12, 2019

Report Number: PRS-2019-02

Subject: Taste of Tecumseh Festival 2019

Recommendations

It is recommended:

1. **That** the Optimist Club of St. Clair Beach **be authorized** to sell and serve alcoholic beverages for consumption by patrons at Lakewood Park from Friday, June 14, 2019 through to and including Saturday, June 15, 2019, subject to compliance with the provisions of the Town's Municipal Alcohol Risk Management Policy 31 for the purposes of hosting the 2019 Taste of Tecumseh Festival; and
2. **That** relief **be granted** from the Noise By-law No. 2002-07, as amended, in order to permit the Optimist Club of St. Clair Beach to operate loud speakers or sound amplifying equipment during the 2019 Taste of Tecumseh Festival for the purposes of musical entertainment and event announcements on Friday, June 14, 2019 and Saturday, June 15, 2019 from 5:00 p.m. to 1:00 a.m.

Background

Since 2015, the Optimist Club of St. Clair Beach [Optimist Club] has hosted an event titled A Taste of Tecumseh Food and Wine Festival [Taste of Tecumseh Festival] at Lakewood Park. The event is a licensed event that includes live musical entertainment. The Optimist Club restricts entrance to the event to only those aged 19 and over.

The Taste of Tecumseh Festival is the major fundraising initiative for the Optimist Club. The funds raised at this event are used to support community initiatives such as the annual Victoria Day Fireworks display, the Family Fun Fair event, Free Recreational Skates and Swims, as

well as contributions towards the Recreational Funding program that assists low-income families with registration fees for sports and recreational programs.

Comments

Administration has met with representatives from the Optimist Club to review its plans for the 2019 Taste of Tecumseh Festival. According to the Optimist Club, the event will proceed as follows:

Wednesday, June 12 and Thursday, June 13, 2019 - Optimist Club will be coordinating volunteers to oversee and conduct the event layout and set-up during which time tents and equipment will be erected, including an entertainment stage and sound system. In addition, various food and beverage vendors will be arriving to set up services for the event operations. Required inspections, including Building, Fire, and Health Unit will be completed prior to the festival's operating hours.

Friday, June 14 and Saturday, 15, 2019 - The Festival operating hours will be 5:00 p.m. to 1:00 a.m. on Friday, June 14, 2019 and Saturday, June 15, 2019.

Sunday, June 16 and Monday, June 17, 2019 – Optimist Club will be coordinating volunteers to clean up Lakewood Park to restore it to its original condition for public use. The Parks Department will inspect the site the afternoon of Monday, June 17, 2019. If during the inspection the condition of the park is deemed to be unacceptable, Parks Department staff will be scheduled to clean the site and the labour will be invoiced to the Optimist Club.

Outdoor Special Events Policy:

Outdoor Special Events Policy No. 85 identifies various types of permitted uses for municipal parks, including festivals and events. This Policy provides Administration with guidelines for the scheduling of events within municipal parks based on scheduled maintenance, programming, and potential impact on the surrounding residents. The Policy addresses factors that impact events such as noise restrictions, road closures, parking, park maintenance and clean-up, use of tents and washroom facilities, electrical requirements, food and alcohol services, smoking and use of smokeless of tobacco restrictions, and the need to complete an Application/Facility Use Agreement.

Administration has reviewed Policy No. 85 as it relates to the request made by the Optimist Club to host the Taste Of Tecumseh Festival and has determined that the event is in accordance with the Policy. Therefore, Administration is prepared to execute the Facility Use Agreement accordingly.

Municipal Alcohol Policy:

According to Policy No. 31, Municipal Alcohol Risk Management Policy:

Section 3.1: Selling or consumption of alcohol on municipal property is ONLY permitted in conjunction with festivals or events where the organizers must:

- I. rent a Town facility and adhere to the Facility Rental Agreement
- II. obtain a Special Occasion Permit from the Alcohol and Gaming Commission of Ontario (AGCO)
- III. adhere to all terms and conditions in this policy and the Liquor License Act of Ontario and
- IV. submit an approved Safety Plan

Section 3.3: The only Town facilities available for events that include the sale or consumption of alcohol include:

Location	Details
Municipal Arena	Mezzanine (Room Capacity 75) Centre Ice Room (Room Capacity 200) Horwood Room (Room Capacity 50)
St. Clair Beach Optimist Community Centre	A Room (Room Capacity 50) B Room (Room Capacity 50)
Tecumseh Golden Age Club	Auditorium (Room Capacity 148)

Note: Tecumseh Town Council may change the designation of any Municipal Park, Facility, or Street by resolution at its discretion.

As part of the 2019 Taste of Tecumseh Festival, the Optimist Club is requesting permission to set up a licensed area within Lakewood Park for the purpose of selling, serving and consuming alcoholic beverages. Town Administration has provided the Optimist Club with a copy of the Municipal Alcohol Risk Management Policy No. 31, as well as information related to obtaining a Special Occasion Permit from the AGCO. The Optimist Club has met with representatives from the AGCO to review opportunities to improve and reduce the risk of the event as it relates to serving alcohol and increase security at the event. The Optimist Club will be incorporating the recommendations discussed at the meeting into the event Security Plan and is prepared to implement the plan at the event.

According to the Municipal Alcohol Risk Management Policy, Council may change the designation of any municipal Park Facility, or Street by resolution at its discretion. Administration recommends that subject to compliance with the provisions of the Town's Municipal Alcohol Risk Management Policy, the Optimist Club be authorized to sell, serve and consume alcoholic beverages at Lakewood Park from Friday, June 14, 2019 through to and including Saturday, June 15, 2019.

Noise By-Law:

According to By-law No. 2002-07, a by-law respecting the emission of sounds (Noise By-law):
Section 4: No person within the municipality shall emit or cause the emission of sound resulting from any act listed in Table 4-1, hereinafter set out, if clearly audible at a Point of Reception located in an area of the municipality within a prohibited time shown for such an area.

Prohibition Periods of Time	Residential Area	Agricultural Area	Commercial Area
4. The sound from or created by any radio, phonography, tape player, television, public address system, sound equipment, loud speaker, or any musical or sound producing instrument of whatever kind when the same is played or operated in such a manner or with such volume as to disturb the peace, quiet, comfort or repose of any individual in any office, dwelling house, apartment, hotel, hospital, or any other type of residence.	At all times	At all times	At all times
5. The operation of any auditory signalling device, including but not limited to the ringing of bells or gongs and the blowing of horns or sirens or whistles, or the production, reproduction or amplification of any similar sounds by electronic means except where required or authorized by law or in accordance with good safety practices.	At all times	10:00 p.m. to 8:00 a.m.	10:00 p.m. to 8:00 a.m.

The Optimist Club requires the use of a sound amplifying system for its evening stage entertainment / music and for event announcements. The Optimist Club has indicated it is aware of the surrounding neighbourhood and will make every effort to maintain the sound at an acceptable level. The Optimist Club is requesting a waiver of the Noise By-law in order that they may utilize sound amplifying equipment throughout the event operating hours. Administration recommends that relief be granted from the Noise By-law No. 2002-07, as amended, in order to permit the Optimist Club to operate loud speakers or sound amplifying equipment during the Taste of Tecumseh Festival during the following time periods: Friday, June 14, 2019 from 5:00 p.m. to 1:00 a.m. and Saturday, June 15, 2019 from 5:00 p.m. to 1:00 a.m.

Consultations

Special Event Resource Team

Financial Implications

In accordance with the Fees and Charges Bylaw, the rental fee for the use of Lakewood Park is \$1,750 (Special Event 2 day). Additional fees for site servicing will be applied according to the Fees and Charges Bylaw.

The Optimist Club is responsible for any costs associated for OPP resources. The Tecumseh OPP will invoice the Optimist Club directly.

Link to Strategic Priorities

Applicable	2017-18 Strategic Priorities
<input checked="" type="checkbox"/>	Make the Town of Tecumseh an even better place to live, work and invest through a shared vision for our residents and newcomers.
<input type="checkbox"/>	Ensure that the Town of Tecumseh's current and future growth is built upon the principles of sustainability and strategic decision-making.
<input type="checkbox"/>	Integrate the principles of health and wellness into all of the Town of Tecumseh's plans and priorities.
<input type="checkbox"/>	Steward the Town's "continuous improvement" approach to municipal service delivery to residents and businesses.
<input checked="" type="checkbox"/>	Demonstrate the Town's leadership role in the community by promoting good governance and community engagement, by bringing together organizations serving the Town and the region to pursue common goals.

Communications

Not applicable

Website

Social Media

News Release

Local Newspaper

This report has been reviewed by Senior Administration as indicated below and recommended for submission by the Chief Administrative Officer.

Prepared by:

Kerri Rice
Manager Recreation Programs & Events

Reviewed by:

Paul Anthony, RRFA
Director Parks & Recreation Services

Recommended by:

Tony Haddad, MSA, CMO, CPFA
Chief Administrative Officer

Attachment Number	Attachment Name
None	None