

ORDINANCE NO. 3315

AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON AMENDING LMC 7.40.080 REGARDING INSURANCE REQUIREMENTS FOR SPECIAL EVENTS TO CORRESPOND WITH ACTIVITY DATES

WHEREAS, currently the City code provides that special even insurance must be written for a period of not less than 24 hours prior to the event and extending for a period of not less than 24 hours following the completion of the event; and

WHEREAS, most special events that require a permit also require insurance, including single day events. The cost of event insurance for the duration of the event is significantly more expensive for 3-day coverage than for the duration of a single day event. Event insurance is typically issued as a 24-hour insurance; and

WHEREAS, amending LMC 7.40.080 to provide that special event insurance shall be written for the days of the event will provide economic savings to community groups while providing sufficient coverage for the City.

NOW THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1 That Chapter 7.40.080 of the Longview Municipal Code shall be, and is hereby amended to read as follows; provided, manifest and numbering errors shall be corrected prior to publication:

7.40.080 Insurance.

The following insurance shall be required in connection with the issuance of a permit for a special event not protected under the First and Fourteenth Amendments of the U.S. Constitution, unless otherwise waived by the city manager or his/her designee: \$1,000,000 commercial general liability insurance per occurrence combined single limits, \$2,000,000 aggregate unless waived by the city.

The public works director/city manager/risk manager is authorized and directed to require written proof of such insurance prior to permit issuance. The insurance policy shall be written on an occurrence basis, shall name the city of Longview as an additional insured, shall be written for a period not less than ~~24 hours prior to the event and extending for a period not less than 24 hours following the completion of the~~

event- ~~the day(s) of the event~~, and shall contain a provision prohibiting cancellation of the policy, except upon 30 days' written notice to the city. (Ord. 3094 § 4, 2009).

Section 2. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 3. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 5. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 6. This Ordinance shall be in full force and effect from and after thirty (30) days from the date of its passage and publication as provided by law.

Passed by the City Council this ____ day of _____, 2016.

Approved by the Mayor this ____ day of _____, 2016.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

James McNamara
City Attorney

Published: _____

Ordinances/insurance req of LMC 7.40.080