

ORDINANCE NO. 3495

TITLE: AN ORDINANCE GRANTING TO THE ALBANY SLOW PITCH SOFTBALL ASSOCIATION THE RIGHT AND PRIVILEGE OF OPERATING CONCESSIONS IN BRYANT PARK IN THE CITY OF ALBANY FROM JUNE 1 THROUGH AUGUST 31 OF EACH YEAR, MAKING FRANCHISE TERMINABLE AT THE OPTION OF THE CITY: PROVIDING FOR A LICENSE FEE AND DECLARING AN EMERGENCY.

THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Section 1: PERMISSION GRANTED -- Restrictions

There is hereby granted to the Albany Slow Pitch Softball Association the right and privilege of operating concession stands in the Bryant Park of the City of Albany from June 1 through August 31 of each year as herein provided.

Section 2: TERM

The term of this granted privilege shall be for one (1) year renewable at the option of the City.

Section 3: LICENSE FEE

The grantee shall pay an annual license fee in the amount of FIFTY DOLLARS (\$50.00) payable on June 1 of each year.

Section 4: INSURANCE

The grantee shall file with the City Recorder proof of coverage by public liability insurance in an amount not less than FIVE THOUSAND DOLLARS (\$5,000.00) in respect to injury or death of any person.

Section 5: TERMINATION FOR CAUSE

In the event the grantee shall fail to pay the fees as herein provided, then this franchise shall immediately terminate. The City shall also have grounds for terminating this franchise in the event that the grantee violates any of the laws relating to public parks or shall not maintain the premises on which the concession stands are maintained in good, clean and sanitary condition.

Section 6: EMERGENCY CLAUSE

Inasmuch as the provisions of this Ordinance are necessary for the immediate preservation of the peace safety, good order and public welfare of the citizens and inhabitant of the City of Albany, Oregon, an emergency is hereby declared to exist and this ordinance shall be in full force and effect immediately upon its passage by the Council and approval by the Mayor.

Passed by the Council: June 30, 1970

Approved by the Mayor: June 30, 1970

Russell W. Tripp
Mayor

Effective Date: June 30, 1970

ATTEST:

Ernestine A. Bean
City Recorder