



## TEMPORARY USE & PUBLIC GATHERINGS

### 4.102. Permit Required.

(a) No person shall sell, offer for sale or make a stopping place for the purpose of selling, offering for sale, exhibiting, keeping or storing any merchandise or other property on any public property, including, but not limited to, any street or other public right-of-way, except in conformance with this Chapter. No permit shall be issued for street vendors selling prepared food on Village property unless in conjunction with another event pursuant to this Chapter.

(b) It shall be unlawful to conduct a Temporary Use within the corporate limits of the Village without first obtaining a Temporary Use Permit. Application for such permit shall be in accordance with the terms and conditions contained in Village of Downers Grove Administrative Regulation entitled "Temporary Use Permits: Procedures for Application, Approval and Issue". Any such permit may be subject to the approval of the Director of Community Development or his or her designee on the basis of the adequacy of the parcel size, parking provisions, traffic access and the absence of adverse impacts to adjacent property, the vicinity, or the general public health, safety and welfare. Provided that:

1. A Temporary Use which requires the use of Village services (police, fire, public works) or property may be subject to Village Council approval and a license agreement.

2. In addition to a Temporary Use Permit, certain activities may require additional licensing or permitting from the Village (i.e. liquor license, fingerprinting, etc.).

3. A Temporary Use shall be limited to those permitted uses, special uses, and accessory uses allowed in the zoning district in which the Temporary Use is to be located.

4. No more than six (6) Temporary Use Permits shall be issued to any person, corporation or other legal entity in any calendar year, which individually or in the aggregate, shall not exceed one hundred eighty (180) days in any calendar year, unless otherwise specified in this ordinance.

5. Except for holiday tree sales, a Temporary Use shall not be permitted on any vacant or abandoned lots.

(c) Except as provided in this Chapter, a Temporary Use Permit is required for the following:

1. Sales, shows, and exhibits of merchandise including, but not limited to, arts, crafts, plants and farm products.

2. Carnivals, circuses, festivals, theatrical or musical performances or other live entertainment on the streets and public ways of the Village.

3. Temporary tents, awnings, spectator stands or seating, sheds, canopies, shelters and similar structures, provided that such structures comply with all applicable building, health and safety ordinances of the Village.

4. Outdoor Cafés in accordance with Section 4.104. An Outdoor Café is defined as an outdoor seating area in which food and beverages are served and consumed.

5. Athletic Events such as an organized exercise, race, sport or game reasonably anticipated to obstruct the normal flow of traffic. Such events include, but are not limited to, all footraces, marathons, walk-a-thons, bike-a-thons, sports-related celebrations and bike races.

6. Outdoor Display of Merchandise in accordance with Section 4.103.

7. Block Parties - defined as the closing of one block of a public street for no longer than an eight (8) hour period, that is entirely residential for community activities sponsored by the residents of such block.

8. Any event sponsored by an organization representing ten (10) or more businesses in the Village of Downers Grove.

9. Any other activity or event requiring a Temporary Use Permit as deemed necessary by the Director of Community Development.