

**RESOLUTION 17-033**  
**(Special Events Resolution)**

**WHEREAS**, various types of events, herein referred to collectively as "**Special Events**", within Teton County, place additional or unique demands upon law enforcement, fire protection, and emergency service personnel of Teton County; create hazardous traffic conditions and cause obstructions to traffic; create conditions which are public nuisances; create conditions which constitute sanitation and other health problems; and

**WHEREAS**, the Board of Commissioners of Teton County, acting to protect and safeguard the public health, safety and general welfare, is authorized, among other things, to take general charge of the supervision, management and control of all county and county managed properties; county and public roads, including the regulation of the same and prohibition of processions or assemblages on said roads; and is authorized to abate nuisances and to create rules and regulations for the prevention of disease and for the promotion of public safety; and is authorized to prevent the obstruction of highways and bridges; to regulate and license the distribution of food through the Teton District Board of Health, per the **Teton District Food Safety Rule**; to regulate, prohibit and license the sale of **alcoholic** beverages; to provide for fire protection; and, generally, to provide for the enforcement of the laws of the State of Wyoming and the resolutions of the County Commissioners of Teton County; and

**WHEREAS**, the Board of County Commissioners of Teton County feels that it is necessary to enact a resolution providing law enforcement and other agencies advance notice of the occurrence of such special events including knowledge of responsible parties sponsoring the same, so that appropriate action can be taken by the appropriate authorities of the County in the event of the occurrence of such **Special Events**;

**NOW, THEREFORE, BE IT RESOLVED**, that the following provisions of this resolution shall govern in all cases provided for herein:

1. **REQUIREMENT OF NOTICE**. Any person sponsoring any **Special Event**, as defined herein, in the unincorporated portion of Teton County shall **give notice** of the intention to hold such **Special Event** to the parties, in the manner, and within the time set forth herein.

**COPY**

2. DEFINITIONS. As used herein the following words shall have the following meanings:

- a. "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.
- b. "Sponsor" shall mean the party which organizes, sponsors, conducts, creates, facilitates, sets up, or coordinates a special event.
- c. "Parade" means any march or procession consisting of people, animals or vehicles, or a combination thereof, except funeral processions, upon any public street, county road, or state highway, which does not comply with normal and usual traffic regulations or controls.
- d. "Nuisance" shall mean anything or condition defined as a nuisance or public nuisance by Wyo. Stat. §18-2-115 and Teton County Land Development Regulation 8.9.5, or any condition or event where the noise, music, crowds, odors, and disturbances resulting therefrom substantially interfere with the enjoyment of property by occupants in the neighborhood, or any event which public resources (fire, law enforcement, ambulance, etc.) are unable to provide adequate support or the ability to provide support is diminished because of location, traffic, multiple events, size of event, etc..
- e. "Special Event" means any of the following
  - i. Any **parade or special event** which is held outside the corporate limits of any city or town on a county road or state highway but cannot comply with all applicable traffic statutes. This shall include, but not be limited to, parades, fairs, exhibitions, motion picture filming, bicycle races and foot races.
  - ii. Any **public gathering** of more than **50** guests on site at one time that meets any one of these 5 conditions:
    1. The size and or conduct of the event will create **adverse impact to public safety** through diminished access to: normal law enforcement, buildings, structures, fire hydrants and fire apparatus access roads or unduly interfere with

proper fire and police protection or public safety services of any kind at the event or in the areas contiguous to it

2. **Substantial interruption of the safe and orderly movement of traffic** on or any unusually heavy traffic upon, or any **substantial change in traffic patterns** of, or any interference or obstruction of, or **stopping and standing or parking on any state, county or public highway, road, street or right-of-way** or any usage of any of the same other than ordinary vehicular traffic.
  3. **Substantial impact to the Jackson/Teton County Pathways system** that will cause an interruption of the safe and orderly movement of pedestrians and cyclists on the pathway system, including but not limited to, parades, fairs, exhibitions, motion picture filming, bicycle races and foot races.
  4. In light of the number and concentration of persons, animals and vehicles at such event there are **insufficient restrooms or other sanitation facilities** unless special provisions are made therefore, including but not limited to the use of **portable toilets, etc.**
  5. **Alcoholic beverages** will be provided to the participants or spectators under circumstances requiring the issuance, by the County, of a **temporary malt beverage permit or catering permit** or other license or permit to dispense alcoholic beverages.
  6. Any event on county owned land.
3. **NOTICE OF SPECIAL EVENT.** The notice required to be filed, by any person sponsoring any special event shall set forth the following information:

a. **All Events**

- i. The name, address and telephone number of the sponsor of

the special event.

- ii. If the special event is proposed to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organization.
- iii. The name, address and telephone number of the person who will be **responsible** for the conduct of the special event conducted.
- iv. The **date** when the special event is to be.
- v. In the event of any **parades** or other special events utilizing highways, roads or streets, the starting point, **route** and termination point of the same and whether any county roads or state highways will need to be temporarily closed pursuant to Wyo. Stat. §24-1-106.
- vi. The approximate **number of persons** who, and animals and vehicles which, will be involved in such event; and a description of the same.
- vii. The hours when such event will **start** and **terminate**.
- viii. A statement as to whether the event will occupy all or any portion of the **route of any highway**, road, street, or pathway proposed to be traversed.
- ix. The **nature of the event**, specifying all activities expected to be associated therewith.
- x. Whether **alcoholic beverages** will be sold and, if so, by whom, and the type of permit or license authorizing the sale of such alcoholic beverages.
- xi. Whether food and/or any type of beverages will be sold at the event.
- xii. The approximate **number of volunteers or staff** working at the event.
- xiii. The **location** and **capacity** of any **parking** areas to be utilized.
- xiv. The location, **number** and **capacity** of any **restrooms** or other sanitation facilities to be utilized.
- xv. The location, **number** and **capacity** of any **trashcans** or

other disposal facilities to be utilized.

- xvi. If the special event is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for such permit shall file a communication, in writing, from the person proposing to hold the event authorizing the applicant to apply for the permit on its behalf.
  - xvii. Whether or not **sound amplification** will be utilized and the nature of the same.
  - xviii. Whether or not **fireworks** will be utilized and a description of the same.
  - xix. The **location and type** of any **emergency medical facilities or personnel** to be utilized or made available.
  - xx. A detailed **plan for traffic control, parking attendants or control or crowd control personnel** intended to be utilized.
  - xxi. Permission from landowner.
  - xxii. If county lands or properties managed by the County are anticipated to be used in the event including, but not limited to, parks, pathways, roads, buildings; approval from the County for such use.
  - xxiii. If pathways are to be utilized for a race, walk, or bike event, the applicant will need to provide crossing guards or arrange for crossing guards at locations designated by the county.
4. The Board of County Commissioners reserves the right to also require a communications plan, security plan, medical plan and safety plan should they feel the amount of people at the event warrants the additional information.
5. **FILING.** A notice of special event shall be made in writing on a form approved and furnished online by Teton County Commissioners' Administration Office of Teton County and shall:
- a. Be filed not less than 45 days before the date upon which it is proposed to conduct the Special Event.
6. **NOTICE TO COUNTY AND OTHER OFFICIALS.** Immediately upon the

receipt of such notice, the staff of Teton County shall send a copy thereof to the following.

- a. Sheriff
- b. Emergency Management Coordinator
- c. Fire Marshal
- d. County Clerk
- e. Parks & Recreation Director
- f. Code Compliance Officer
- g. Environmental Health Division
- h. County Road Supervisor.

7. NOTICE DOES NOT CONSTITUTE APPROVAL. Receipt of the aforesaid notice of a Special Event or failure to enjoin the happening of such Special Event or otherwise regulate or control it by the County Commissioners of Teton County, or any of the other aforesaid agencies, including the Teton County Sheriff's Office, shall not constitute an approval on the part of any of the same of the Special Event nor make any of the same a co-sponsor thereof or liable for any claims, damages, suits, costs or expenses arising therefrom. In addition to the foregoing **neither the giving of the notice required herein, nor the failure on the part of any of the aforesaid agencies to forbid or enjoin the same or to otherwise regulate or control the same shall constitute a release of any person from liability for the violation of any law, statute or regulation of any state, local or municipal body or agency.**
8. All permits required by the respective agencies will be issued independently by each agency, i.e. Alcoholic Liquor Catering Permit from County Clerk, Food Permit from Teton County Environmental Health, etc.. Once all independent permits have been issued and all agencies that needed to be notified have signed off on the special event, the County Commissioner's Administrator shall issue a Special Event Compliance Certificate, based on the information provided by applicant.
9. The Special Event shall be denied by the County Commissioner's Administrator if any of the following are found:
- a. The special event constitutes a nuisance as defined by this resolution and the applicant is unable to mitigate the impacts of

the nuisance satisfactorily to Teton County.

b. Requirements of this resolution are not met.

10. A denial of a Special Event Compliance Certificate may be reviewed by the Board of County Commissioners if requested by the applicant within 5 days of the denial being issued by the County Commissioner's Administrator. The request for review shall be made to the County Commissioner's Administrator. Review by the Board of County Commissioners of the denial of the special event is not a contested case and shall not be reviewed under the provisions of the Wyoming Administrative Procedures Act.

11. Four or more outdoor receptions on the same site per calendar year (excluding non-profit events) must comply with Teton County Land Development Regulations 6.1.3.C

12. ENFORCEMENT. The Board of County Commissioners of Teton County, acting through the County and Prosecuting Attorney or any other duly authorized enforcement official, shall enforce the provisions of this resolution.

13. All officials, departments and employees of the County of Teton vested with the authority or duty to issue permits, certificates, or licenses shall comply with the provisions of this resolution and shall issue no permit, certificate or license to any sponsor failing to meet the requirements of this resolution.

14. This resolution shall be enforceable by injunctive action, in addition to all other remedies at law or in equity.

15. VALIDITY. If any provision of this resolution is declared to be invalid by a decision of any court of competent jurisdiction, it is hereby declared to be the legislative intent that:

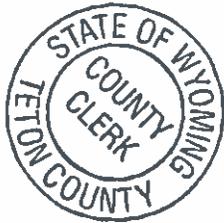
a. The effect of such decision shall be limited to that provision or those provisions which are expressly stated in the decision to be invalid; and

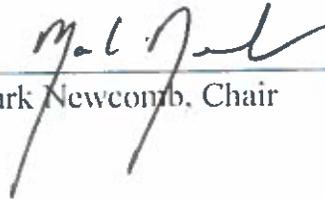
b. Such decision shall not affect, impair or nullify this resolution as a whole or any other part thereof, but the rest of this resolution shall continue in full force and effect

c. EFFECTIVE DATE. This resolution shall be in full force and effect from the effective date of adoption by the Board of County Commissioners in compliance with the applicable state law.

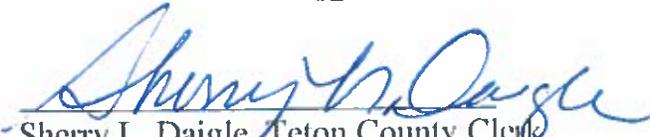
PASSED, APPROVED AND ADOPTED on this 11 day of September, 2017.

BOARD OF COUNTY COMMISSIONERS  
OF TETON COUNTY, WYOMING



  
\_\_\_\_\_  
Mark Newcomb, Chair

Attest:

  
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Sherry L. Daigle, Teton County Clerk