



STAFF REPORT

Title: Feast at the Beach 2023 - Authorization Under Restricted Activities with Public Spaces

Meeting Date: August 8, 2023

Executive Summary:

The Cold Lake Regional Chamber of Commerce Feast on the Beach event is scheduled to occur September 1 and 2, 2023 at Kinosoo Beach.

On August 1, 2023 the City received a Special Events Application from Cold Lake Regional Chamber of Commerce requesting permission for the parking of four (4) recreational camping trailers and/or vehicles from Thursday, August 31, 2023 to Sunday, September 3, 2023 at Kinosoo Beach. In addition, they have requested permission to sell alcohol and goods and/or merchandise during the event.

The purpose of this report originates from the requirements of Bylaw No. 539-PL-14 Regulating Activities and Behaviour in Parks and Public Facilities, being a bylaw to regulate activities and behaviour within parks, open spaces and public facilities within the City of Cold Lake.

Administration presents this report to Council to consider Cold Lake Regional Chamber of Commerce' request for the parking of recreational camping trailers and/or vehicles, the sale of alcohol, and the sale of goods and/or merchandise, subject to the conditions outlined in this report.

Background:

The Cold Lake Regional Chamber of Commerce Feast at the Beach event is described as a "family-friendly, food and music, wind-down festival to the shores of Cold Lake". This year the Chamber looks to introduce evening barge fireworks to the event.

As noted above, the purpose of this report originates from the requirements of Bylaw No. 539-PL-14 Regulating Activities and Behaviour in Parks and Public Facilities, being a bylaw to regulate activities and behaviour within parks, open spaces and public facilities within the City of Cold Lake. (the 'Bylaw').

It is important to note the following articles of Bylaw 539-PL-14, a Bylaw Regulating Activities and Behaviour in Parks and Public Facilities:



1. Article 7.1 “No person shall enter or remain in a public facility when it is closed to the public.”
2. Article 7.5. “No person shall cause or permit an event or a sequence of events in the nature of an amusement, assembly, entertainment, parade, athletic or sports contest in a public facility without written permission, or a permit from the CAO or their designate.”
3. Article 7.9. “No person shall make available for sale goods and services in a Park/Public Facility unless such activity is permitted by regulations or in the case of a public park/open space Council has given prior written approval.”
4. Article 7.11 “Except in areas designated or intended for vehicle movement or parking, no person shall park or drive any vehicle, including an off-highway vehicle in or upon any park area or public facility unless permission has been obtained from the City of Cold Lake.”
5. Article 7.12. “No person shall camp, erect a tent or park a recreational vehicle in a Park/Public Facility, open space, except in areas designated by Council and in accordance with any conditions that may be applied by Council.” including subsections therein.”
6. Article 7.21: “Council may, by resolution, designate parks/open spaces or areas within parks/open spaces, where any of the activities prohibited herein, to be permitted.”

In addition to the above, Article 5.4. of Bylaw 540-PL-14, a Bylaw Regulating Off Highway Vehicles, states

“No person shall park or operate an off-highway vehicle in or on:

- 5.4.1. a school ground;
- 5.4.2. a play ground;
- 5.4.3. a parking lot;
- 5.4.4. on private property without the expressed permission of the owner;
- 5.4.5. in a City park;
- 5.4.6. on a public beach, including Kinosoo Beach;
- 5.4.7. at the Energy Centre;
- 5.4.8. at Imperial Park;
- 5.4.9. at any City arena;
- 5.4.10. on any City property without prior written permission from the CAO;
- 5.4.11. on a pedestrian pathway, including the Millennium Trail;
- 5.4.12. at a commercial establishment that is not a Service station;
- 5.4.13. in any cemetery; and
- 5.4.14. any area where prohibited by sign.”



Similar requests have been presented to Council in the past and the following recommended conditions from Administration are consistent with those requests, as follows:

- Water or sewer services will not be provided;
- Dumping of gray water or sewage is only permitted at a licensed facility.
- Any outdoor fires are subject to approval by the City of Cold Lake Fire Chief.
- Cleanliness of the area shall be maintained at all times.
- Cold Lake Regional Chamber of Commerce provide a damage deposit in the amount of \$1,000. The Damage Deposit will be returned to Cold Lake Regional Chamber of Commerce following completion of the event, and subject to any damage identified by the City as a result of the event, and public spaces being left in a condition satisfactory to the City. The City reserves the right to charge Cold Lake Regional Chamber of Commerce for any and all damages and/or clean-up that exceeds the damage deposit.
- Cold Lake Regional Chamber of Commerce will provide proof of current liability insurance which indemnifies and saves harmless the City against any claims of third parties up to a limit of \$5,000,000 per occurrence, and without limiting the generality of the foregoing, all claims of third parties for personal injury or property damage arising from the event.
- The City of Cold Lake reserves the right to revoke the parking of recreational camping trailers and/or vehicles on public space, sale of alcohol, and the sale of goods and/or merchandise, at any time, should problems arise that do not result in a solution suitable to the City of Cold Lake.

Alternatives:

Council may consider the following options:

1. Permit Cold Lake Regional Chamber of Commerce to:
 - a. Park of four (4) recreational camping trailers and/or vehicles, Thursday August 31, 2023 to Sunday September 3, 2023;
 - b. Sell alcohol during the event on September 1 and 2, 2023;
 - c. Sell goods and/or merchandise during the event on September 1 and 2, 2023.

at Kinosoo Beach, subject to the conditions outline in this report, as presented.



2. Permit Cold Lake Regional Chamber of Commerce to:
 - a. Park of four (4) recreational camping trailers and/or vehicles, Thursday August 31, 2023 to Sunday September 3, 2023;
 - b. Sell alcohol during the event on September 1 and 2, 2023;
 - c. Sell goods and/or merchandise during the event on September 1 and 2, 2023.at Kinosoo Beach, subject to the conditions outline in this report, as amended.

3. Receive the Cold Lake Regional Chamber of Commerce request for parking of recreational camping trailers and/or vehicles, sale of alcohol, and the sale of goods and/or merchandise September 1 and 2, 2023, as information.

Recommended Action:

That Council pass a motion to permit the Cold Lake Regional Chamber of Commerce to:

1. Park of four (4) recreational camping trailers and/or vehicles, Thursday August 31, 2023 to Sunday September 3, 2023;
2. Sell alcohol during the event on September 1 and 2, 2023;
3. Sell goods and/or merchandise during the event on September 1 and 2, 2023.

at Kinosoo Beach, subject to the following conditions:

- Water or sewer services will not be provided;
- Dumping of gray water or sewage is only permitted at a licensed facility.
- Any outdoor fires are subject to approval by the City of Cold Lake Fire Chief.
- Cold Lake Regional Chamber of Commerce provide a damage deposit in the amount of \$1,000. The Damage Deposit will be returned to Cold Lake Regional Chamber of Commerce following completion of the event, and subject to any damage identified by the City as a result of the event, and public spaces being left in a condition satisfactory to the City. The City reserves the right to charge Cold Lake Regional Chamber of Commerce for any and all damages and/or clean-up that exceeds the damage deposit.
- Cold Lake Regional Chamber of Commerce will provide proof of current liability insurance which indemnifies and saves harmless the City against any claims of third parties up to a limit of \$5,000,000 per occurrence, and without limiting the generality of the foregoing, all claims of third parties for personal injury or property damage arising from the event.
- The City of Cold Lake reserves the right to revoke the parking of recreational camping trailers and/or vehicles on public space, sale of alcohol, and the sale of



goods and/or merchandise, at any time, should problems arise that do not result in a solution suitable to the City of Cold Lake.

Budget Implications (Yes or No):

Yes

Submitted by:

Kevin Nagoya, Chief Administrative Officer