

1. Requested Motion:

Meeting Date: October 7, 2013

Authorize open containers of alcohol at the "Fort Myers Beach Pirate Festival" on October 11-13, 2013 in the designated area of the street festival, as provided in Ordinance 99-15.

Why the action is necessary:

Ordinance 99-15 requires that Town Council approve all requests for open containers during such an event.

What the action accomplishes:

Allows alcohol served at this event to be consumed by the public outdoors in public and semipublic areas within the scope of the event.

2. Agenda:

3. Requirement/Purpose:

4. Submitter of Information:

- Consent
- Administrative

- Resolution
- Ordinance
- Other Special Events Permit

- Council
- Town Staff – Public Works
- Town Attorney

5. Background:

The Greater Fort Myers Beach Chamber of Commerce will be hosting the FMB Pirate Fest 2013. This event will be a three day street festival to be held in the area of Old San Carlos Blvd., between First Street and Third Street. The area will be closed off to traffic for the duration of the event. There will be two vendors selling sealed bottle wine. These businesses will seek alcohol extension of premises to sell their products. Alcohol will be served and live music will be provided. Residents within a 500 foot radius have been notified of this event and the amplified sound, pursuant to Ordinance 12-04. The event will run from 8:00 AM – 6:00 PM on Friday October 11, 2013, 6:00 AM – 10:00 PM Saturday October 12, 2013, and 8:00 AM – 8:00 PM Sunday October 13, 2013. This is an annual special event for which the Town Council has previously approved open containers of alcohol in public areas, as provided in Ordinance 99-15, Chapter 62, Section 5(F). The ordinance does not appear to give staff the ability to approve such requests administratively. Please see the attached special event permit application site plan submitted by The Greater Fort Myers Beach Chamber of Commerce and the notice sent to residents pursuant to Ordinance 12-04.

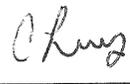
6. Alternative Action:

Council directs staff to deny the event.

7. Management Recommendations:

Staff supports this application of FMB Pirate Fest 2013.

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Park & Recreation Director	Town Clerk
						

9. Council Action:

- Approved
- Denied
- Deferred
- Other

Town of Fort Myers Beach
Special Event Application



Describe event including times, dates, activities and general overview of event.
(Include separate page if needed).

SEE ATTACHED

For special events requesting public assistance-define Public Purpose
(Include separate page if needed).

N/A

Date(s) and times of event	CARDINAL BOAT RACE ^{TC} OCTOBER 11-12-13, 2013 - PIRATE FEST
Name of event	FORT MYERS BEACH PIRATE FEST
Address of event	OLD SAN CARLOS BLVD, FORT MYERS BEACH
Expected # of participants	2,500
Organization	FORT MYERS BEACH CHAMBER OF COMMERCE
Organization address	17200 SAN CARLOS BLVD, FMB, FL 33931
Contact Person	BUD NOCERA
Contact Phone #	239-357-7021
Fax #	239-454-7910
E-mail	bud@fmbchamber.com
Request for Public Assistance	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Amount of Request (If applicable)	N/A

This permit is subject to the applicant meeting all requirements contained in Fort Myers Beach Ordinance #12-04 and compliance with all items in the special event application

FOR GROUPS REQUESTING FINANCIAL ASSISTANCE:

Four (4) copies of the application and all supporting documents must be submitted to the Finance Department no later than April 30th. The request will be considered for inclusion in the next FY budget (October-September).

N/A

Office Use Only:

Date Received: 7/25/2013

Amount Paid: 200.00

By: T. Idm Copeland

Cash/Check #: 14562

Town of Fort Myers Beach Special Event Permit Application Information
Fort Myers Beach Pirate Fest, October 11-13, 2013

Describe event including times, dates, activities and general overview of event: The Fort Myers Beach Pirate Fest is a family-oriented festival implemented to encourage tourism and visitor spending on Fort Myers Beach during the slow business month of October. This will be an un-gated event, open to the public. Amplified sound from the stage next to the Old San Carlos fountain will be minimal and not within 500 feet of residential property. A second stage near the corner of 3rd Street and Old San Carlos Blvd. will not be amplified. Amplified sound will be ended by 6 p.m. on event days (Saturday and Sunday).

Event Program: Attached, Exhibit 1.

Site Plan: Attached, Exhibit 2.

Entertainment Schedule for Stages: Attached, Exhibit 3.

Certificate of Insurance Showing Town of Fort Myers Beach as Additional Insured: Forthcoming by September 10.

Certificate of Insurance Showing Property Owner as Additional Insured: Forthcoming by September 10.

Town Right-of-Way Parking Use and Number of Spaces: All street parking spaces on Old San Carlos between Third Street and First Street will be requested as part of the street closure.

Expected Number of Participants: 2,500.

Vehicle Parking Management: There is sufficient parking in nearby private and public parking lots to handle expected parking demand. Out of town hotel guests will be advised to walk or ride the Lee Tran trolley to the event site. Vendors and entertainers will have parking passes for the Nervous Nellie's lot or will be asked to park under the bridge.

Request to Close Street: Old San Carlos Blvd between First and Third Street is requested to be closed for and barricaded from 6:00 a.m. Saturday until 8:00 p.m. Sunday.

Alcoholic Beverages: No alcohol will be sold by the event organizer. We will be selling soft drinks and bottled water only. However, we do anticipate will have two vendors, one Paradise Wines on Old San Carlos Blvd. selling sealed bottles of fruit wine, and another vendor from out of town who will sell sealed bottles of mead (a wine made from honey). In neither case will bottles be allowed to be opened or consumed on the festival site. We will seek a temporary state license to accommodate the ability of these vendors to sell their products.

Electric Power and Water: Power will be supplied to food vendors in the Children's Area by the property owner. We will ask Semmer Electric supply 110 v. 30 amp service for our Mobile Information Center on Old San Carlos Blvd. This is being done so we can use it directly in the festival area. We will also use some limited water that will be supplied by the property owner in the Children's Area.

Portable Bathrooms: We will rent and provide three portable bathrooms for the event.

EXHIBIT 1

Fort Myers Beach Pirate Festival 2013 Entertainment Schedule

Friday, October 11th		
Event	Time	Location
Site setup. Stages and Builds, not in the street.	8:00 AM	Old San Carlos Boulevard Festival Site
**Costumed Pirates and Musicians will visit participating restaurants	6:00 PM	Businesses along Fort Myers Beach
Pirate Cruise/Pieces of Eight	TBD	TBD
Saturday, October 12th *		
Vendor/Entertainer check- in	6:00 AM	TBD
Captain's Meeting	9:00 AM	Fountain
Costumed Cast Call (Mandatory)	9:30 AM	Fountain
Opening Cannon	10:00 AM	Battle Site
Pirate's Parade	10:00 AM	Old San Carlos/Times Square
Asarte's Gypsy Cabaret	10:00 AM	Cannon Stage
Cap'n Jase n Sparrows	10:45 AM	Crow's Nest Stage
Craic Show	10:45 AM	Cannon Stage
Arrr, Inc.	11:30 AM	Crow's Nest Stage
Asarte's Gypsy Cabaret	11:45 AM	Cannon Stage
Children's Story Time	12:15 PM	Crow's Nest Stage
Craic Show	12:30 PM	Cannon Stage
Converge for Sea Battle	1:45 PM	Battle Site
Sea Battle	2:00 PM	Mantanzas Pass
Arrr, Inc.	2:45 PM	Crow's Nest Stage
Asarte's Gypsy Cabaret	2:45 PM	Cannon Stage
Cap'n Jase n Sparrows	3:30 PM	Crow's Nest Stage
Brandon Martinelli	3:30 PM	Cannon Stage
Arrr, Inc.	4:15 PM	Crow's Nest Stage
Craic Show	4:15 PM	Cannon Stage
Closing Cannon	5:00 PM	Battle Site
Drum Circle	5:15 PM	Fountain
Pirate's Ball	8:00 PM	Nervous Nellie's
Pirate Costume Contest	9:00 PM	Nervous Nellie's
Sunday, October 13th *		
Event	Time	Location
Captain's Meeting	9:00 AM	Fountain
Costumed Cast Call (Mandatory)	9:30 AM	Fountain

EXHIBIT 3

Entertainment Schedule Cannon Stage

10:00 Asarte's Gypsy Cabaret
10:15 Asarte's Gypsy Cabaret
10:30 Asarte's Gypsy Cabaret

10:45 Craic Show
11:00 Craic Show
11:15 Craic Show
11:30 Craic Show

11:45 Asarte's Gypsy Cabaret
12:00 Asarte's Gypsy Cabaret
12:15 Asarte's Gypsy Cabaret

12:30 Craic Show
12:45 Craic Show
1:00 Craic Show
1:15 Craic Show

1:30 Stage Vacant
1:45 Stage Vacant/ Sea Battle Confrontation
2:00 Stage Vacant/ Sea Battle begins
2:15 Stage Vacant/ Sea Battle
2:30 Stage Vacant/ Sea Battle

2:45 Asarte's Gypsy Cabaret
3:00 Asarte's Gypsy Cabaret
3:15 Asarte's Gypsy Cabaret

3:30 Brandon Martinelli
3:45 Brandon Martinelli
4:00 Brandon Martinelli

4:15 Craic Show
4:30 Craic Show
4:45 Craic Show
5:00 Craic Show

Entertainment Schedule

Crow's Nest Stage (NOT AMPLIFIED)

10:00

10:15

10:30

10:45 Cap'n Jase n Sparrows

11:00 Cap'n Jase n Sparrows

11:15 Cap'n Jase n Sparrows

11:30 Arrr, Ink.

11:45 Arrr, Ink.

12:00 Arrr, Ink.

12:15 Children's Storytelling

12:30 Children's Storytelling

12:45 Children's Storytelling

1:00

1:15

1:30 Stage Vacant

1:45 Stage Vacant/ Sea Battle Confrontation

2:00 Stage Vacant/ Sea Battle Begins

2:15 Stage Vacant/ Sea Battle

2:30 Stage Vacant/ Sea Battle

2:45 Arrr, Ink.

3:00 Arrr, Ink.

3:15 Arrr, Ink.

3:30 Cap'n Jase n Sparrows

3:45 Cap'n Jase n Sparrows

4:00 Cap'n Jase n Sparrows

4:15 Arrr, Ink.

4:30 Arrr, Ink.

4:45 Arrr, Ink.

8th Annual

EXHIBIT 2

S.O.B.

Pirate Festival

OCT. 13-14TH

3rd St.

3rd St.

NAME GAME

FESTIVAL ENTRANCE

Vendor

Arr Green Room

Stage 2
50 Seating

FAMILY AREA
* no amplified entertainment

Power

OFF BLDG

Dumpster

Area





2nd St.

2nd St.

Rox Soda & Water

Vendor

Harbor View Inn

Area

125'

Nervous Nellies Parking



Parking

Bridge

1st St.

1st St.

Nervous Nellies

Fountain

Pavilion

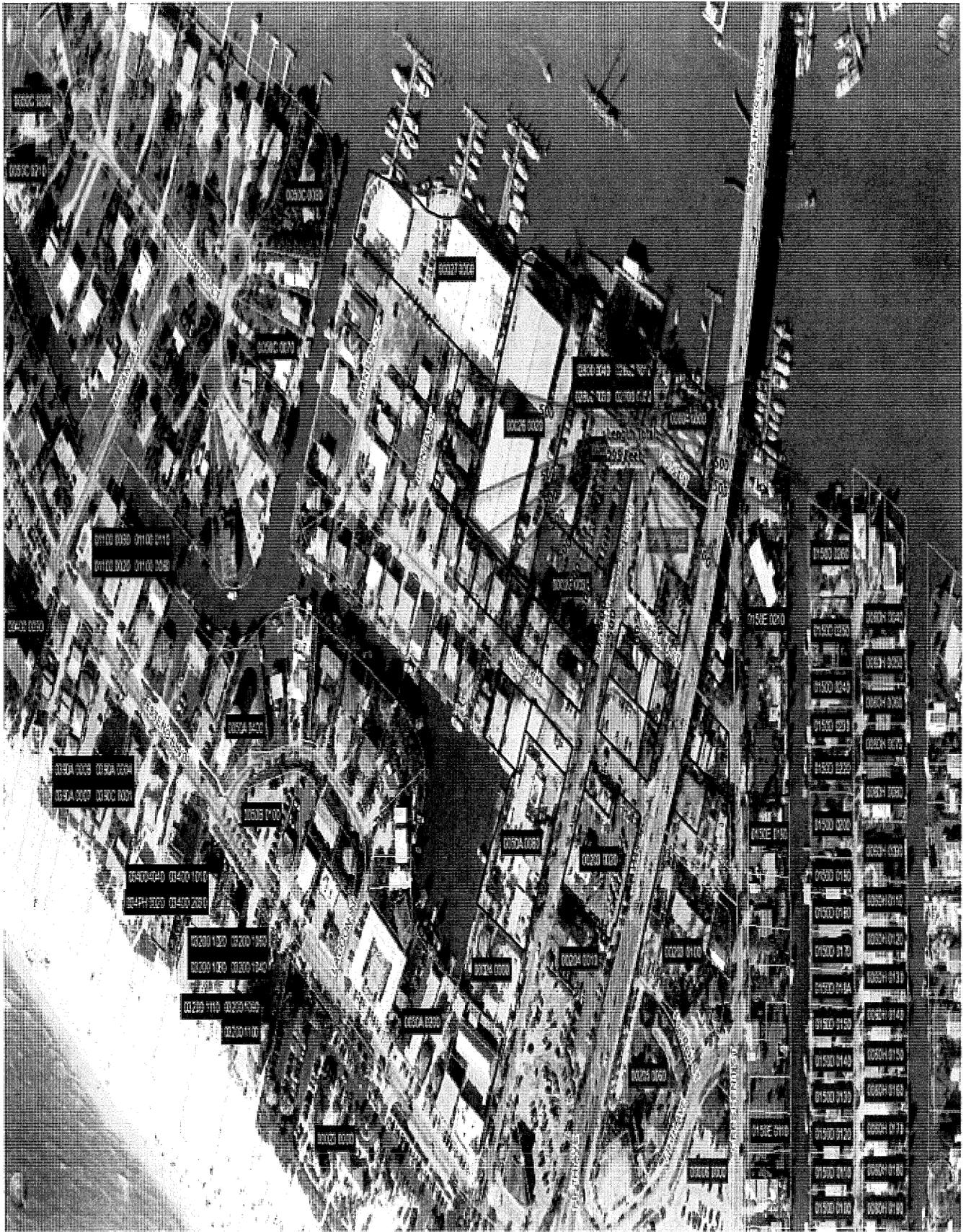
Stage 1
50 Seating

Condos

Encampment

GREEN ROOM





STRAP	Owner Name	Site Address	Last Trans. Date	Last Trans. Amt	Just Value	Taxable Value
19-46-24-W4-0150E:0210	SHIVATORI LEO J TR	414/416 CRESCENT ST # . FORT MYERS BEACH	2-2009	\$100	\$1,392,768	\$1,191,790

SttStreetNumber	SttStreetName	UNIT	SttCity	OwnerName	OwnerAddress1	DORCode	DORDescription
414/416	CRESCENT ST		FORT MYERS BEACH	SALVATORI LEO J TR	9132 STRADA PL 4TH FLR	39	HOTELS, MOTELS
441/445	OLD SAN CARLOS BLVD		FORT MYERS BEACH	FREE LAND GEORGET	231 WATER LILY CT WTR	10	VACANT COMMERCIAL
1042/1044	SECOND ST		FORT MYERS BEACH	SALVATORI LEO J TR	9132 STRADA PL 4TH FLR	11	STORES, ONE STORY
1037/1039	THIRD ST		FORT MYERS BEACH	HOUSEBOAT LLC	237 OLD SAN CARLOS BLVD	8	MULTI-FAMILY LESS THAN 10
1042/1044	SECOND ST		FORT MYERS BEACH	SALVATORI LEO J TR	9132 STRADA PL 4TH FLR	8	MULTI-FAMILY LESS THAN 10
935 THIRD ST			FORT MYERS BEACH	INTERNATIONAL CAPITAL	1336 BASSWOOD RD	8	MULTI-FAMILY LESS THAN 10
929 THIRD ST			FORT MYERS BEACH	TURTURRO RACHEL	929 THIRD ST	1	SINGLE FAMILY RESIDENTIAL
917 THIRD ST			FORT MYERS BEACH	HOULIHAN MAURICE + MARY	917 THIRD ST	1	SINGLE FAMILY RESIDENTIAL
430 BONITA ST			FORT MYERS BEACH	GERMAIN BRUCE K	901 LODI ST	8	MULTI-FAMILY LESS THAN 10
432 BONITA ST			FORT MYERS BEACH	URIAN JULIE A	432 BONITA ST	1	SINGLE FAMILY RESIDENTIAL
438 BONITA ST			FORT MYERS BEACH	CUSHING WILLIAM L	440 BONITA RD #2	8	MULTI-FAMILY LESS THAN 10
934 THIRD ST			FORT MYERS BEACH	TOMALOIO FRANKLIN I + GLORIA J	934 THIRD ST	1	SINGLE FAMILY RESIDENTIAL
838 OLD SAN CARLOS BLVD			FORT MYERS BEACH	RICHARD JOHN W TR	237 OLD SAN CARLOS BLVD	10	VACANT COMMERCIAL
217 OLD SAN CARLOS BLVD			FORT MYERS BEACH	RICHARD JOHN W TR	237 OLD SAN CARLOS BLVD	12	COMMERCIAL MIXED USE
645 OLD SAN CARLOS BLVD			FORT MYERS BEACH	MARINA VILLAGE AT SNUG HARBOR	645 OLD SAN CARLOS BLVD #2	17	OFFICE, ONE STORY
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	HARBOUR HOUSE AT THE INN		N.	COMMON ELEMENT / NOTES PARCELS
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	OBBERG JAMES A + AMANDA A	13967 78TH ST NE	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	OBBERG JAMES A + AMANDA A	13967 78TH ST NE	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	JAGGR FLORIDA LP	235 EUGENIE ST W	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	JAGGR FLORIDA LP	235 EUGENIE ST W	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	GHANEM GEORGE + ROSE	12891 TERABELLA WAY	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	BEASLEY MARK E + JULIE A	6872 DABNEY ST	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	GEZZER GEORGE M	5520 BRIAR LN	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	WILHELM THOMAS D + LYNNE E N	1303 PALISADES DR	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	ADVANTARA TRUST LLC	4753 ESTERO BLVD #1103	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	MOORE BOB D	128 FRONT ST	4	CONDOMINIUM
450 OLD SAN CARLOS BLVD			FORT MYERS BEACH	SAWYER RICHARD R TR	8401 ESTERO BLVD #401	4	CONDOMINIUM

450 OLD SAN CARLOS BLVD	212 FORT MYERS BEACH	E + L HOMES LLC	1528 WINCHELL CT	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	213 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	214 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	215 FORT MYERS BEACH	SERRA LUIGI	26 SEQUOIA RD	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	216 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	217 FORT MYERS BEACH	HARBOUR HOUSE AT THE INN	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	301 FORT MYERS BEACH	PROVENZANO FRANK R + KELLY L	2725 LOMBARDY CRES	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	302 FORT MYERS BEACH	SOLANS ENRIC + ANTOINETTE	1821 BOUTLER DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	303 FORT MYERS BEACH	SOLER JOHN H + SANDRA G	2363 WOODLAND DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	304 FORT MYERS BEACH	HOWARD GREGORY A + KAREN J	235 EUGENIE ST STE 105D	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	305 FORT MYERS BEACH	KINSELY JAMES E + DEBRA M	3501 UNIVERSITY DR NE	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	306 FORT MYERS BEACH	ADVANTAIRA TRUST LLC	914 MONTICELLO DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	307 FORT MYERS BEACH	WHAILEY CHERYL M	PO BOX 65	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	308 FORT MYERS BEACH	POTLATCH DEVELOPMENTS LLC	131 GULF ISLAND DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	309 FORT MYERS BEACH	OBBERG JAMES + AMANDA	13967 78TH ST NE	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	310 FORT MYERS BEACH	JAMIESON JAMES J + SHARON R	131 GULF ISLAND DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	311 FORT MYERS BEACH	CAMPBELL GORDON + PAULETTE	311 CAVENDISH DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	312 FORT MYERS BEACH	FRASCHETTI EDWARD TR	4358 KINGS FOREST BLVD	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	313 FORT MYERS BEACH	IMPACT USA INC	19540 PROGRESS DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	314 FORT MYERS BEACH	IMPACT USA INC	19540 PROGRESS DR	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	315 FORT MYERS BEACH	FRASCHETTI EDWARD TR	4358 KINGS FOREST BLVD	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	316 FORT MYERS BEACH	BAHLKE WILLIAM P + ALMEDA A	201 SE 2ND AVE # 316	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	317 FORT MYERS BEACH	GARAMITA PETER J + LYNNE TR	6311 BALD EAGLE RD	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	318 FORT MYERS BEACH	MILLER BRIAN	112 MILLER RD	4 CONDOMINIUM
450 OLD SAN CARLOS BLVD	G101 FORT MYERS BEACH	T + J HOMES SWFL LLC	450 OLD SAN CARLOS BLVD #G10	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G102 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G103 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G104 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G105 FORT MYERS BEACH	HARBOUR HOUSE AT THE INN	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G106 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G107 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	12 COMMERCIAL MIXED USE
450 OLD SAN CARLOS BLVD	G108 FORT MYERS BEACH	OLD SAN CARLOS INN DEVELOPMENT	416 CRESCENT ST	12 COMMERCIAL MIXED USE

RED - DO NOT MAIL
YELLOW - ONE MAILING ADDRESS



Town of Fort Myers Beach

Alan Mandel
Mayor

Joe Kosinski
Vice Mayor

Dan Andre
Council Member

Jo List
Council Member

Bob Raymond
Council Member

COPY

Date: 8/30/2013

To Property Owner,

Re: Notification of Amplified Sound

This notice is to inform you of an upcoming Special Event to be held at the Bayside Park and along Old San Carlos Boulevard between First and Third streets. The event is called, "FMB Pirate Fest 2013", hosted by The Fort Myers Beach Chamber of Commerce. This event is scheduled for October 11-13, 2013 from 8:00 am – 6:00 pm Friday, 6:00 am – 10:00 pm Saturday and 8:00 am - 8:00 pm Sunday.

"Town Ordinance 12-04 Sec. 22-8(b)(5) In instances where a proposed special event will be held within 500 feet of residential property and will include any amplified sound, the applicant shall provide notice to such owners and advise them of the nature of the event and the dates and times when the event will be held. The 500 feet shall be measured from the perimeter of the site where the special event will take place and for condominium properties, a single written notification to the condominium association shall be sufficient. The notification shall advise the owner(s) of their right to submit a letter of objection to the Town Manager and shall include the date by which any such letter of objection must be submitted."

Please should you have any comments, questions or objection please submit them in writing no later than September 30, 2013, address to Mr. Terry Steward, Town Manager.

Thank You

Tildon Copeland
Public Services Supervisor
Town OF Fort Myers Beach
2523 Estero Boulevard
Fort Myers Beach, FL 33931

Tildon Copeland

From: Bud Nocera <bud@fmbchamber.com>
Sent: Monday, September 16, 2013 8:34 AM
To: Tildon Copeland
Subject: Cardboard boat races

tildon,

We have removed the cardboard boat races from the event program due to the expense of liability insurance for the races.

best regards,

Bud Nocera

--

Bud Nocera, President
Fort Myers Beach Chamber of Commerce
17200 San Carlos Blvd.
Fort Myers Beach, FL 33931
Phone: 239.454.7500 Fax: 239.454.7910