

# WASHINGTON COUNTY, WISCONSIN

Date of enactment: 1/19/12

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## VOTE

### 2011 ORDINANCE 18

AN ORDINANCE to amend Section 4.39 relating to: Washington County Fair Park Use.

*The people of the County of Washington, represented in the Board of Supervisors, do ordain as follows:*

**SECTION 1.** Section 4.39 of the code is amended to read:

**4.39**(AM 11- ) **WASHINGTON COUNTY FAIR PARK USE.** (1)(AM 11- ) **Use of Fair Park.** (a) Purpose. It is declared to be the intent of this subsection to establish procedures for ~~groups~~ organizations or persons seeking the use of the Washington County Fair Park. Washington County Fair Park is operated by the Washington County Agricultural and Industrial Society (“AIS”) under the terms of a Lease and Operating Agreement.

\* \* \*

(c) Application. Any person seeking the use of the Washington County Fair Park shall apply in writing to the ~~Fair Park staff~~ AIS.

(d) Education and Culture Committee Policies. The Education and Culture Committee is hereby authorized and directed to establish policies for use of the Fair Park. Implementation of these policies by the Agricultural and Industrial Society shall be based on ~~County Fair Agreement~~ Lease and Operating Agreement and the following criteria, in addition to any other criteria deemed relevant by the Agricultural and Industrial Society: 1. Size of the function; 2. Nature of the event, including whether the event is open to the public or private; 3. Capacity of the Fair Park to handle such event; and 4. The best interests of Washington County.

(e) Agreement with Sponsoring Organization or Person. The ~~Fair Park staff~~ AIS shall enter into a written agreement with the sponsoring organization or person relating to the use of the Fair Park covering such items as are deemed appropriate by the Agricultural and Industrial Society upon the ~~advice~~ recommendation of the ~~County Attorney~~ Education and Culture Committee The written agreement between AIS and sponsoring organization or person may specify the public or private nature of the event and may further declare, on a limited basis, Fair Park building and/or grounds private and not open for public access during certain events.

(f) Fair Park Rules. The Agricultural and Industrial Society is hereby authorized to establish, and from time to time, revise and require adherence, as part of its agreement with sponsoring organization or persons, rules relating to the use of the Washington County Fair Park. Such rules shall be incorporated in the written agreement referred to in sub. (e) hereof and shall be maintained and available in the Fair Park offices.

(2)(AM 11- ) **Placement and Ownership of Structures.** (b) Use of Structures. Use of Fair Park structures shall be permitted to agricultural and other societies of similar nature for approved agricultural fairs, industrial fairs and exhibitions and for such other purposes as promote the public welfare through the application process referred to in sub. (1)(c).

1 (c) Placement of Structures. No structure of any kind shall be placed upon the  
2 grounds of Washington County Fair Park except in compliance with this section. The Education  
3 and Culture Committee must approve the placement of structures on the County Fair Park  
4 grounds.

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6 \* \* \*

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8 (f) Ownership, Exclusive Use. Any structures placed on the Fair Park  
9 grounds shall become the property of ~~the Agricultural and Industrial Society~~ Washington  
10 County, subject to and consistent with the terms of ~~its lease with Washington County~~ consistent  
11 ~~with the terms of the Lease and Operating Agreement between the Agricultural and Industrial~~  
12 ~~Society lease with~~ and Washington County. Organizations placing structures with County  
13 approval may be permitted the exclusive right to use said structure for purposes consistent with  
14 this policy. This right of use shall be as more particularly defined in ~~a lease~~ Lease and Service  
15 Agreement between the County or the Agricultural and Industrial Society and the organization  
16 placing the structure on the Fair Park grounds.

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18 \* \* \*

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20 (h) Insurance. Any individual or group using a building on County Fair Park  
21 grounds shall maintain liability insurance and any other insurance according to the written  
22 agreement referred to in sub. (1)(e) hereof.

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26 (j) Temporary Structures. 1. Temporary structure includes any building,  
27 booth, tent, trailer or shelter of any kind which has been lawfully placed on the County Fair Park  
28 grounds for use during the Fair.

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30 2. No temporary structure shall be placed on the County Fair Park  
31 grounds except as permitted by the County policy regarding placement of structures and with  
32 approval of ~~Fair Park staff~~ the Education and Culture Committee. Permitted temporary  
33 structures shall remain on the County Fair Park grounds only during the run of the County Fair.  
34 Placement of temporary structures in advance of the Fair shall be as scheduled and permitted by  
35 the ~~Fair Park~~ AIS staff.

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37 3. All temporary structures shall be removed from the County Fair  
38 Park grounds as required by ~~Fair Park~~ AIS staff and within 10 days following the conclusion of  
39 the Fair. Upon removal, the owner or user of the temporary structure shall restore the Fair Park  
40 grounds to the condition immediately prior to the placement of said structure. Any structures  
41 remaining on the County Fair Park grounds or placed without permission shall become the  
42 property of Washington County to be used or disposed of in the sole discretion of Washington  
43 County. No compensation shall be paid to the owner or user of the temporary structure for either  
44 the structure or its contents.

45  
46 4. Temporary structures shall be insured and maintained as directed  
47 by written agreements with ~~Fair Park~~ AIS staff.

