



## **Performing on the St. Pete Pier**

Performing at the St. Pete Pier™ is allowed subject to provisions of City Code and the rights of tenants operating a business within the St. Pete Pier™ district.

Accordingly, you should not perform anywhere within the district unless you have read and understood applicable provisions of City Code—including chapter 11, article III (noise); section 20-28 (obstruction of sidewalks and entryways); section 20-79 (panhandling); and sections 20-100–20-102 (handbills). Those sections are attached for reference.

Additionally, you should not perform at the premises of any business within the district without express permission from the operator of that business. Failure to comply may result in relocation, removal, or citation for violation of City Code.

Sincerely,

St. Pete Pier Management Team

**CHAPTER 11, ARTICLE III—NOISE**

Section 11-47—Definitions: This section (available in full here) provides definitions that apply throughout the City Code chapter 11 provisions regulating noise. Selected definitions are as follows:

*Amplification device* means any device, whether freestanding or an integrated component of a larger device (such as an integrated speaker), which augments sound by electronic or any other means in a manner that increases the sound level or volume.

. . .

*Publicly-owned outdoor place* means any real property and the outside of structures thereon that are owned or controlled by a governmental entity.

Section 11-53— Loud and raucous noises enumerated: Selected portions of this section (available in full here) are as follows:

The following acts, among others, and the causing thereof, are declared to be loud, raucous, disturbing, and/or excessive noise, posing a threat to the health, safety and welfare of the residents of the City, and therefore unlawful and in violation of this article:

. . .

- (2) Publicly-owned outdoor places including right-of-way.
  - a. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any park, playground, beach, recreation area or any other outdoor publicly owned outdoor place or right-of-way so that the sound is plainly audible to any person at a distance of 50 feet or more from the source of the sound between 11:00 p.m. and 8:00 a.m. the following morning.
  - b. For activities which have not received a park or street closure permit from the City, playing, using, operating or

permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any park, playground, beach, recreation area or any other outdoor publicly owned outdoor place or right-of-way so that the sound is plainly audible to any person at a distance of 200 feet or more from the source of the sound between 8:00 a.m. and 11:00 p.m.

. . .

(3) Buildings.

- a. Playing, using, operating or permitting to be played, used, or operated any radio, compact disc or tape player, musical instrument, drum, phonograph, sound amplifier or other machine or device that produces, reproduces or amplifies sound in any building in a nonresidential zoning district so that the sound is plainly audible to any person at a distance of 100 feet or more from the building between 11:00 p.m. and 8:00 a.m. the following morning.

. . .

- (6) Bullhorns and airhorns. Directing a bullhorn, or other handheld device used for the amplification of the human voice, or airhorn at any person within 25 feet of the person using the device at the time it is used. This section shall not prohibit the use of these devices when directed in another direction (e.g., upward or downward) when a person is within 25 feet.

. . .

**CHAPTER 20—OFFENSES INVOLVING PUBLIC PEACE AND ORDER**

Section 20-28—Obstruction of sidewalks and entryways: Selected provisions of subsection (a) of this section (available in full here) are as follows:

- (a) *Prohibition.* No person shall, either alone or in conjunction with others, stand, sit, lie, congregate, or place objects or obstructions in such a manner as to obstruct:

- (1) The safe and efficient movement of pedestrian traffic upon any sidewalk, walkway, or right-of-way upon which the public has a right to travel, or
- (2) Any person's safe and efficient access to the entryway of any building, where such entryway abuts a sidewalk, walkway, or right-of-way upon which the public has a right to travel.

Section 20-79—Panhandling: Selected provisions of this section (available in full here) are as follows:

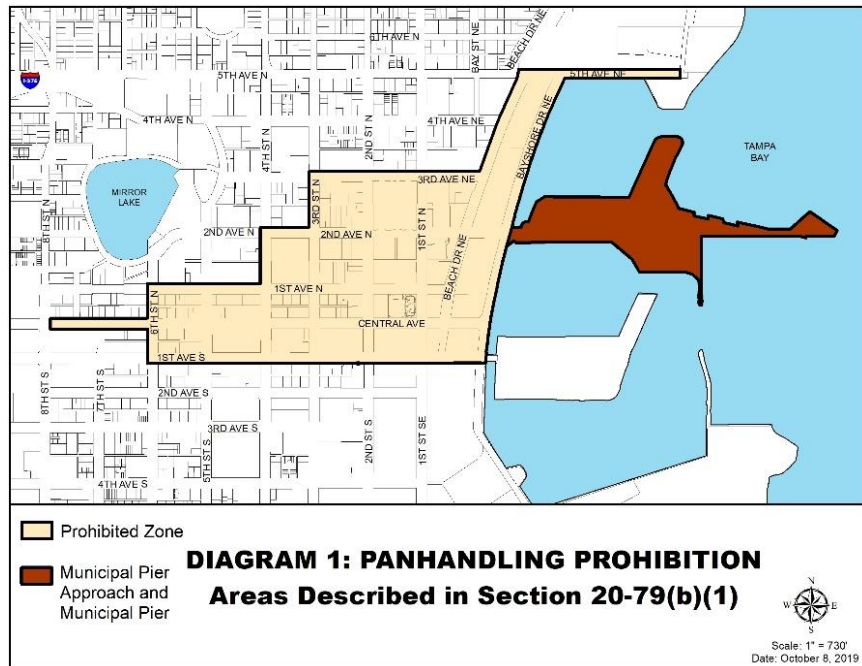
- (a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

. . .

*Panhandling* means any solicitation made in person requesting an immediate donation of money or other thing of value for oneself or another person or entity. Purchase of an item for an amount far exceeding its value, under circumstances where a reasonable person would understand that the purchase is, in substance, a donation, is a donation for the purpose of this section. The term "panhandling" shall not include the act of passively standing or sitting, performing music, or singing with a sign or other indication that a donation is being sought but without any vocal request other than a response to an inquiry by another person.

*Prohibited zone* means all rights-of-way and public property in the area bounded by the following rights-of-way (including sidewalks), which are generally shown on diagram 1:

. . .



(b) It shall be unlawful for any person to engage in an act of panhandling when either the panhandler or the person being solicited is located in, on, or at any of the following locations or areas:

- (1) Prohibited zone (which includes the municipal pier gateway), the municipal pier approach, or the municipal pier;

Sections 20-100–20-102—Handbills: These sections (available in full here), which concern the distribution of handbills in public places are as follows:

**Sec. 20-100. - Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Handbill* means any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, newspaper, magazine, paper, booklet or any other printed or otherwise reproduced original or copies of any material or literature.

*Public place* means the right-of-way, public parks, public buildings and parking lots and structures designed for use in connection therewith.

**Sec. 20-101. - Activities exempt from this division.**

The provisions of this division shall not apply to the distribution of advertising material by the owner or lessee of a premises, or employees of such premises, to persons or motor vehicles located on the premises.

**Sec. 20-102. - Distribution in public places.**

It shall be unlawful for any person to distribute, place, throw, scatter or cast or to cause the distribution, placing, throwing, scattering or casting of any handbill in or upon any public place within the City; provided, however, it shall not be unlawful for any person to hand out or distribute any handbill in any public place to any person willing to accept the handbill.