

COUNTY LOCAL LAWS

INSPECTIONS, LICENSES AND PERMITS,]] DEPARTMENT OF PUBLIC WORKS, THE EXECUTIVE SHALL DECIDE TO GRANT OR DENY THE PERMIT WITHIN FIFTEEN DAYS. IF DENIED, THE EXECUTIVE SHALL STATE HIS REASONS FOR SUCH DENIAL IN WRITING.

ALL PERMITS APPLIED FOR SHALL BE GRANTED UNLESS THE EXECUTIVE FINDS:

A. THAT ONE OR MORE OF THE PRINCIPAL PERFORMERS SCHEDULED TO APPEAR HAVE A PAST HISTORY (WITHIN THE PRIOR SIX MONTHS) OF VIOLENCE AND ASSOCIATED DAMAGE TO PERSONS OR PROPERTY SUCH AS WOULD REASONABLY INDICATE A LIKELIHOOD OF VIOLENCE RESULTING FROM HIS OR THEIR PERFORMANCE, OR

B. THAT INADEQUATE TOILET FACILITIES EXIST AT THE CONCERT LOCATION, OR

C. THAT THE FACILITY WHEREIN THE CONCERT IS TO BE HELD HAS INSUFFICIENT PARKING FACILITIES TO HANDLE THE ANTICIPATED NUMBER OF PERSONS TO ATTEND THE CONCERT OR CONCERTS, AND THAT FIRE LANES MAY BE BLOCKED BY AUTOMOBILES UNABLE TO PARK WITHIN THE FACILITIES FURNISHED, OR

D. THAT INADEQUATE POLICE PROTECTION OR SECURITY EXISTS. (CB 6, 1972)

14.306 REVIEW BY COURT

IN THE EVENT A PERMIT SHALL BE DENIED, BY THE EXECUTIVE PURSUANT TO THIS SUBTITLE, THE COUNTY SOLICITOR SHALL, WITHIN THREE DAYS OF THE DENIAL FILE A PETITION IN THE CIRCUIT COURT FOR HOWARD COUNTY REQUESTING THE COURT TO REVIEW THE DECISION OF THE EXECUTIVE, AND SHALL FORTHWITH MAIL A COPY OF SAID PETITION TO THE OWNER AT THE ADDRESS SHOWN ON THE APPLICATION. UPON RECEIPT OF A PETITION, THE COURT SHALL SET A HEARING DATE, AND THE COURT SHALL RENDER A DECISION EITHER UPHOLDING OR REVERSING THE DENIAL WITHIN TEN DAYS UNLESS THE TIME FOR RENDERING A DECISION HAS BEEN EXTENDED BY THE COURT FOR GOOD CAUSE.

THE BURDEN OF PROVING THAT THE PERMIT SHOULD BE DENIED SHALL REST ON THE EXECUTIVE.

IN THE EVENT THE DENIAL IS UPHELD BY THE CIRCUIT COURT, THE OWNER SHALL HAVE THE RIGHT TO APPEAL TO THE