

Application for Commercial Film, Video and Audio Production must be submitted to the City Clerk at least thirty (30) days prior to the date of the proposed production.

**APPLICATION
FOR PERMIT FOR COMMERCIAL FILM,
VIDEO, AND AUDIO PRODUCTION
AS REQUIRED BY
CHAPTER 16, LICENSES AND BUSINESS REGULATIONS,
ARTICLE XVII.
COMMERCIAL FILM AND VIDEO PRODUCTIONS**

Date: _____

ORGANIZATION/SPONSOR _____

ADDRESS: _____

CITY _____ STATE _____ ZIP _____

AGENT/REPRESENTATIVE _____ EMAIL _____

CONTACT NUMBERS _____ BUS. _____ CELL _____

WHEREAS, the City Council has determined that the conducting of commercial film, video, and audio production activities within the corporate limits and police jurisdiction of the City must be reasonably regulated and limited in the interests of public safety and welfare and the protection of both public and private property rights and interests;

Ordinance No. 0106-15/16 adopted by the City Council of the City of Selma on October 11, 2016 amended Chapter 16, and as Amended August 8, 2022 of the LICENSES AND BUSINESS REGULATIONS, of the *Code of Ordinances*, by the addition of Article XVII, Commercial Film and Video Productions, as follows:

**APPLICATION FOR COMMERCIAL FILM, VIDEO, AND AUDIO
PRODUCTION PERMIT**

**Chapter 16 – LICENSES AND BUSINESS REGULATIONS
ARTICLE VI. COMMERCIAL FILM AND VIDEO PRODUCTIONS**

Section 11-80. Commercial Film, Video, and Audio Productions

Prohibited Without Permit – Except as otherwise provide in this Article XVII, no motion picture, video production, or audio production may be filmed, taped or otherwise recorded at any public or private site within the corporate limits or police jurisdiction of the City of Selma unless a permit has been issued by the City of Selma for such activity.

Any individual, business, organization, or institution, that is paid, reimbursed, or provided any measure of financial or in-kind support for any costs associated with an audio, film, or video production must obtain a permit prior to working in the City or its police jurisdiction. This applies not only to those shooting feature films or network or cable video programming, but also to those who capture audio or footage for documentaries, commercials, product demonstrations, web sites, or training films; provided, however that no permit shall be required for the following production activities:

- (a) Filming or recording current news.
- (b) Filming or recording for private or family use.
- (c) Filming or recording for use in a school project.
- (d) Filming or recording by or at the direction of the City.
- (e) Filming or recording for the transmission of live entertainment to large-screen monitors within any approved live entertainment venue.
- (f) Filming or recording entirely within a legally established, properly zoned, and properly licensed commercial motion picture, television, radio or photography studio, so long as City resources are not required for such filming.

**APPLICATION FOR COMMERCIAL FILM, VIDEO, AND AUDIO
PRODUCTION PERMIT**

It is respectfully requested that a CFVAP Permit be issued to the following named organization or sponsor: _____

The following required information is submitted for the review and approval of the appropriate City Departments and the City Council:

- a. Purpose of Production: _____
- b. Dates of Production: _____
- c. Time of the Production: from _____ to _____
- d. Estimated number of Participants/Attendees: _____
- e. Estimated number of Vendors: _____
- f. Location of Production (address and/or legal description of property)

g. Owner of Property: _____

Supply to Clerk a letter from owner of property permitting use for activity, if not owned by applicant.

FEE OF \$1,000.00 FOR REQUESTS MADE THIRTY (30) DAYS OR MORE BEFORE ACTUAL DATE OF FILMING, AND \$1,500.00 FOR REQUESTS MADE LESS THAN (30) DAYS BEFORE ACTUAL DATE OF FILMING SHALL BE PAID AT TIME OF APPLICATION.

h. If applicant will need to use City employees for any part of the preparation and clean-up of the site, a separate agreement with the City will be required before issuance of the Permit.

i. Applicant shall guarantee payment of business licenses and sales tax, if applicable to function.

- (1) Police and fire protection (describe on-site security; Selma Police will do routine patrol and will respond to calls.)
- (2) Food and water supply and facilities.
- (3) Health and sanitation facilities (specify number of portable toilet facilities to be furnished).
- (4) Medical facilities and services including emergency vehicles and equipment.

**APPLICATION FOR COMMERCIAL FILM, VIDEO, AND AUDIO
PRODUCTION PERMIT**

- (5) Vehicle access and parking facilities (If the proposed public assembly is expected to require more parking than can be provided at the location of the assembly, the applicant must submit plans showing where additional parking will be provided and a letter from the owner of the property granting approval for such use.)
- (6) Camping and trailer facilities.
- (7) Illumination facilities.
- (8) Communications facilities.
- (9) Noise control and abatement.
- (10) Facilities for daily clean up and waste disposal; final cleanup will be done within twenty-four (24) hours after close (grease or oil disposal shall be monitored).
- (11) Insurance and bonding arrangements – Binder or other proof of coverage in proper amount shall be in the hands of the City Clerk no later than five (5) days before the event.

The following required information is submitted for the review and approval of the appropriate City Departments and the City Council:

Permit Application and Fees

- (a) A completed permit application, together with the required fee as provided below, must be filed with the City Clerk no fewer than thirty (30) business days prior to the date that production is to begin.

The application shall include the following information in form and detail as shall be specified on the City's permit application form:

- (1) The identification and contact information of the permit applicant including Federal Tax ID Number or Social Security Number;
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- (2) Proof of liability insurance coverage with respect to the proposed production in a minimum amount of \$1,000,000.00.
 - (3) Name of the production, identification of proposed production site(s), and schedule showing proposed duration of site use.
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**APPLICATION FOR COMMERCIAL FILM, VIDEO, AND AUDIO
PRODUCTION PERMIT**

(4) Detailed description of proposed on-site activities:

(5) Detailed description of final product, including story line with attached story boards, treatments or scripts as appropriate:

(6) A full description of use and outlet for final product, including air date if applicable:

(7) A full description of any props to be used:

(8) Whether “talent” meaning anyone in front of the camera or recording device will be used and, if so, a full description of the talent, who they are, and how they will be utilized:

(9) An itemization of all lighting, amplified sound, special effects, pyrotechnics, production equipment, vehicles, and aircraft to be utilized and the manner and dates of such utilization:

(10) A listing, by name, address, title and function, of all persons included in the production crew or who will be present on the production site with the crew:

(11) An identification of the accommodations in which the talent and crew will be staying during production:

(12) An identification of the person on location who will be responsible for the company’s adherence to all terms and conditions of this permit:

APPLICATION FOR COMMERCIAL FILM, VIDEO, AND AUDIO PRODUCTION PERMIT

(13) Such other information relating to the proposed production as the City may specify in the permit application form.

(b) The permit application shall be accompanied by payment of a non-refundable application processing fee of \$1,000.00 for requests made thirty (30) days or more before actual date of filming, and \$1,500.00 for requests made less than (30) days before actual date of filming.

Section 11-82. Granting Or Denial Of Permit - The City Council will review and evaluate the permit application to determine whether the permit should be issued with or without conditions after scheduling the application for public comment at a regular Council meeting. In addition to evaluating the potential impact on traffic flow, noise, and other community impacts, the Council will review and evaluate the draft product concept design, script, storyboard, or messaging outline to determine if the permit request should be accommodated. The Council will not approve permit requests for productions that misrepresent or falsely depict City facilities, employees, programs, or property or the community as a whole; contain or imply inappropriate messaging; or suggest or promote illegal or destructive actions.

Section 11-83. General Penalty - Any person violating any of the provisions of this Article XVII shall be guilty of an offense against the city and shall, upon conviction, be punished for each violation as provided in section 1-8 of the city's Code of Ordinances as now in force or as hereafter amended. Each day on which filming, taping, or recording occurs in violation of Article XVII shall constitute a separate offense.

Section 11-84. Immediate Order To Cease And Desist - In addition to authority conferred by otherwise applicable law, the Mayor is hereby authorized, acting directly or through the law enforcement officers of the City, to order any person participating in filming, taping, or recording in violation of this Article to immediately cease and desist. Any person failing to obey such order to cease and desist shall be guilty of an offense punishable as provided in Section 11-83.

INDEMNIFICATION

To the fullest extent permitted by law, the Applicant shall indemnify and hold harmless the City, its administrators, officers, employees and agents, from and against all claims, damages, losses and expenses, including but not limited to attorney's fees, arising out of or resulting from the issuance of the permit to film in the City of Selma or lack thereof. Such obligation shall not be construed to neglect, abridge, or otherwise reduce any other right or obligation or indemnity, which would otherwise exist as to any party or person described in this text. The Applicant shall defend on behalf of the City, its administrators, officers, employees and agents, any suits against the City arising out of or resulting from the issuance of the permit to film in the City of Selma or lack thereof.

**APPLICATION FOR COMMERCIAL FILM, VIDEO, AND AUDIO
PRODUCTION PERMIT**

The undersigned has authority to execute this application; and the requesting organized group, unincorporated association of persons, or corporation promises and agrees to abide by all the terms and conditions of Section 16-325 - 16-329, Code of Ordinances, under which a Commercial Film, Video and Audio Production Permit is issued, and to abide by all rules and regulations of the City of Selma, Alabama.

SIGNATURE OF AGENT

By authority of Section 16-325 of the Code of Ordinances of the City of Selma, the requirement of a CFVAP Permit shall not apply to any activity sponsored by the City, County or State.

The Permit shall be issued only after approval by the appropriate City Officials, as indicated below:

- a. Police Chief: _____ Date: _____
- b. Fire Chief: _____ Date: _____
- c. Public Works Director: _____ Date: _____
- d. Planning & Development Director: _____ Date: _____

ORDINANCE
0112-21/22
AN ORDINANCE TO REVISE ORDINANCE 0106-15/16
TO REGULATE COMMERCIAL FILM, VIDEO AND AUDIO
PRODUCTION ACTIVITIES WITHIN THE CORPORATE LIMITS
AND POLICE JURISDICTION OF THE CITY OF SELMA, ALABAMA

WHEREAS, the City Council desires to amend the qualification fees previously set by Ordinance Number 0106-15/16 adopted by the City Council on October 11, 2016; and

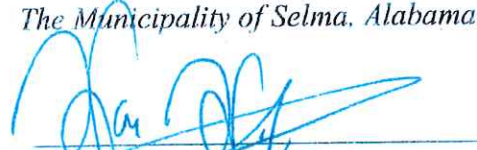
WHEREAS, Section 16-326(c) currently reads as follows: "The permit application shall be accompanied by payment of nonrefundable application processing fee of \$250.00."

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SELMA, that Section 16-326(c) be amended to read as follows:

- (c) The permit application shall be accompanied by payment of a nonrefundable application processing fee of \$1,000.00 for requests made thirty (30) days or more before actual date of filming, and \$1,500.00 for requests made less than (30) days before actual date of filming.


ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA,
THIS THE 26th DAY OF July, 2022.

The Municipality of Selma, Alabama


Warren Young, *President*

ATTEST:


Ivy S. Harrison, *City Clerk*


James Perkins, Jr., *Mayor*

ORDINANCE
O 106-15/16

**AN ORDINANCE TO REGULATE COMMERCIAL FILM, VIDEO AND AUDIO
PRODUCTION ACTIVITIES WITHIN THE CORPORATE LIMITS AND POLICE
JURISDICTION OF THE CITY OF SELMA, ALABAMA**

WHEREAS, the City Council of the City of Selma has determined that the conducting of commercial film, video and audio production activities within the corporate limits and police jurisdiction of the City has the potential to disturb the peace and tranquility of neighborhoods, to interfere with ordinary commercial activities, to pose traffic flow and emergency vehicle access problems, to cast the City, its facilities, businesses and residents in an intentionally false and injurious light, and generally to disrupt the proper enjoyment of both public and private and interests by persons not associated with such activities; and

WHEREAS, the City Council has determined that the conducting of commercial film, video, and audio production activities within the corporate limits and police jurisdiction of the City must be reasonably regulated and limited in the interests of public safety and welfare and the protection of both public and private property rights and interests.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA as follows:

SECTION 1. That Chapter 16, Licenses and Business Regulations, be and it is hereby amended by the addition of Article XVII, Commercial Film and Video Productions, reading in its entirety as follows:

Chapter 16 – License and Business Regulations

ARTICLE XVII. COMMERCIAL FILM AND VIDEO PRODUCTIONS

SECTION 16-325. Commercial Film, Video, and Audio Productions Prohibited Without Permit

Except as otherwise provided in this Article XVII, no motion picture, video production, or audio production may be filmed, taped or otherwise recorded at any public or private site within the corporate limits or police jurisdiction of the City of Selma unless a permit has been issued by the City of Selma for such activity.

Any individual, business, organization, or institution, that is paid, reimbursed, or provided any measure of financial or in-kind support for any costs associated with an audio, film, or video production must obtain a permit prior to working in the City or its police jurisdiction. This applies not only to those shooting feature films or network or cable video programming, but also to those who capture audio or footage for documentaries, commercials, product demonstrations, web sites, or training films; provided, however that no permit shall be required for the following production activities:

- (a) Filming or recording current news.
- (b) Filming or recording for private or family use.
- (c) Filming or recording for use in a school project.
- (d) Filming or recording by or at direction of the City.
- (e) Filming or recording for the transmission of live entertainment to large-screen monitors within an approved live entertainment venue.
- (f) Filming or recording entirely within a legally established, properly zoned, and properly licensed commercial motion picture, television, radio or photography studio, so long as city resources are not required for such filming.

SECTION 16-326. Permit Application And Fees

(a) A completed permit application, together with the required fee as provided below, must be filed with the City Clerk no fewer than thirty (30) business days prior to the date that production is to begin.

(b) The application shall include the following information in form and detail as shall be specified on the City's permit application form:

- (1) The identification and contact information on the permit applicant including the Federal tax ID Number or Social Security Number;
- (2) Proof of liability insurance coverage with respect to the proposed production in a minimum amount of \$1,000,000;
- (3) Name of the production, identification of proposed production site(s), and schedule showing proposed duration of site use;
- (4) Detailed description of proposed on-site activities;
- (5) Detailed description of final product, including story line with attached storyboards, treatments or scripts as appropriate;
- (6) A full description of use and outlet for final product, including air date if applicable;
- (7) A full description of any props to be used;
- (8) Whether "talent" meaning anyone in front of the camera or recording device will be used and, if so, a full description of the talent, who they are, and how they will be utilized;
- (9) An itemization of all lighting, amplified sound, special effects, pyrotechnics, production equipment, vehicles, and aircraft to be utilized and the manner and dates of such utilization;
- (10) A listing, by name, address, title and function, of all persons included in the production crew or who will be present on the production site with the crew;
- (11) An identification of the accommodations in which the talent and crew will be staying during production;
- (12) An identification of the person on location who will be responsible for company's adherence to all terms & conditions of permit;
- (13) Such other information relating to the proposed production as the City may specify in the permit application form;

(c) The permit application shall be accompanied by payment of nonrefundable application processing fee of \$250.00.

(d) An individual, business, organization, or institution that is engaged only in the general business of small scale audio, film, or video production for commercials, product demonstrations, private or family party usage, or website usages and that is generally subject to employment for such productions on a short advance notice basis shall be

exempt from this Ordinance when locally licensed and insured and if the production budget for each individual production remains below \$5,000.

SECTION 16-327. Granting Or Denial Of Permit

The City Council will review and evaluate the permit application to determine whether the permit should be issued with or without conditions after scheduling the application for public comment at a regular Council meeting. In addition to evaluating the potential impact on traffic flow, noise, and other community impacts, the Council will review and evaluate the draft product concept design, script, storyboard, or messaging outline to determine if the permit request should be accommodated. The Council will not approve permit requests for productions that misrepresent or falsely depict the City, City facilities, employees, programs, or property or the community as a whole; contain or imply inappropriate messaging; or suggest or promote illegal or destructive actions.

SECTION 16-328. General Penalty

Any person violating any of the provisions of this Article XVII shall be guilty of an offense against the city and shall, upon conviction, be punished for each violation as provided in section 1-8 of the city's Code of Ordinance as now in force or as hereafter amended. Each day on which filming, taping, or recording occurs in violation of Article XVII shall constitute a separate offense.

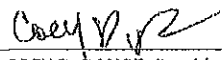
SECTION 16-329. Immediate Order To Cease And Desist

In addition to authority conferred by otherwise applicable law, the mayor is hereby authorized, acting directly or through the law enforcement officers of the City, to order any person participating in filming, taping, or recording in violation of this Article to immediately cease and desist. Any person failing to obey such order to cease and desist shall be guilty of an offense punishable as provided in Section 16-328.


Section 2. That the provisions of this Ordinance are severable and any determination of the invalidity of any portion of this Ordinance shall not affect the validity and enforceability of the remainder of this Ordinance.

Section 3. That this Ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA,
on this the 11th day of October, 2016.


COREY D. BOWIE, *President*

ATTEST:


IVY S. HARRISON, *City Clerk*

APPROVED:


GEORGE P. EVANS, *Mayor*