

## ORDINANCE

AN ORDINANCE PROVIDING FOR REGULATION OF PARADES AND REPEALING ALL OTHER ORDINANCES AND SECTIONS OF ORDINANCES IN CONFLICT THEREWITH:

It is ordained by the Mayor and Council of the City of Alamo, Georgia as follows:

### **Section 1.0 - Definitions.**

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

*"Parade"* means any march or procession consisting of people, animals or vehicles, or a combination thereof, except funeral processions; and any assemblage of persons, upon any public street, sidewalk or other public property or way which does not comply with normal and usual traffic regulations or controls.

*"Public Place"* means any property located within the city and owned by the city, county or school board.

### **Section 2.0 - Permit—Required.**

It shall be unlawful for any person or organization to organize, participate in or conduct any parade, other than a funeral procession, or to cause a congregation of people on the public streets, sidewalks or public ways of the city unless an application for a permit for a parade has been previously filed and a permit therefor has been granted for such person or organization. However, under no circumstances shall more than one permit be issued to the same person or organization in any 12-month period.

### **Section 3.0 - Application.**

An application for a parade permit shall be filed with the city clerk, and the applicant shall pay an administrative fee of \$25.00. Such application shall be in writing, shall be filed at least seven days prior to the proposed parade date and shall contain the following information:

- (1) The names, addresses and telephone numbers of all persons and organizations sponsoring, organizing or conducting the parade.
- (2) The purpose of the parade.
- (3) The date and time of the parade.
- (4) The proposed route of the parade; including its beginning and terminating points, or the proposed fixed locations.

(5) The number and type of vehicles, animals, marching units, bands and floats to be utilized in the parade, and a description of any sound amplification equipment to be used in the parade.

(6) The estimated number of persons to participate in the parade.

(7) The maximum length of the parade.

(8) A statement from the person or organization making the application that such person or organization anticipates no unusual problems concerning either police protection or traffic congestion to be experienced as a consequence of the parade; or if such statement cannot be made, the reasons therefor.

#### **Section 4.0 - Investigation of and report on applicant.**

The city clerk shall forward the application under this article to the chief of police who shall investigate the application and make a report to the city manager. The report shall indicate whether the requirements of Section 3.0 have been met and shall state the official position of the police department regarding the certification specified in Section 3.0 (8). If it is the opinion of the chief of police that the parade will require additional personnel above and beyond that number of police normally scheduled to be on duty on the date of the proposed parade, such information shall also be included in the report.

#### **Section 5.0 - Issuance or denial of permit.**

The city manager shall review the report of the chief of police and if all of the requirements specified in this section have been satisfied by the applicant, the city manager shall issue the applicable parade permit, unless such manager finds that:

(1) The parade will be of a size or nature that requires the diversion of so great a number of police officers of the city to properly police the parade and the areas contiguous thereto that allowing the parade would deny reasonable police protection to the city.

(2) The parade will interfere with another parade for which a permit has been issued.

(3) The information contained in the application is found to be false in any material detail.

(4) The purpose of the parade is illegal or in any way prohibited by law.

(5) The applicant refuses to agree to abide by and comply with the conditions of the permit.

#### **Section 6.0 - Notice of denial; appeal.**

(a) A decision to deny a parade permit shall be in writing with all reasons for such denial enumerated and explained therein and shall be issued to the applicant, at the supplied address, with all due promptness.

(b) Upon the denial of a parade permit, the applicant may appeal such decision to the city council within five days of the date of such decision.

**Section 12.0 - Assemblages obstructing streets, public places prohibited.**

It shall be unlawful for any persons to assemble in a crowd so as to in any manner obstruct the free passage of the streets, sidewalks, public ways and public grounds in the city without a permit. Each person forming a part of such assemblage, and failing to disperse after notice by any duly constituted law officer having jurisdiction, shall be guilty of a misdemeanor.

**Section 13.0 – Violation; penalties**

Any person violating this ordinance or participating in a parade for which no permit has been issued as provided herein shall be guilty of a misdemeanor and punishable by a fine not exceeding \$500.00 and/or confinement for not more than 6 months.

**Section 14.0. Repeal**

This ordinance shall be cumulative of all other ordinances which may govern the subject matter hereof except to the extent that such ordinances or parts of ordinances are in conflict with the provisions of this ordinance. To the extent of any such conflict, such prior ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

**Section 15.0 . Effective Date**

This ordinance shall take effect from and after the 20<sup>th</sup> day of July 2020.

Attest:

Maria Cavilla  
CITY CLERK

Pamela B. Lee SEAL  
MAYOR or MAYOR PRO TEMPORE