ORDINANCE 2011- 01
PARADE AND EVENTS

ARTICLE I. IN GENERAL

Sec. 01-1. Definitions.

The following words and terms, when used in this chapter, shall, for the purpose of this chapter, have the meanings respectively ascribed to them by this section.

Applicant means any person, firm, partnership, association, corporation, company or organization of any kind who shall have filed a written application for a parade/event permit.

Chief of police is the chief of police of the town, or that police officer designated by him to act in his stead under the provisions of this chapter.

Parade shall mean any parade, march, motorcade, promenade, ceremony, show, demonstration, assembly, exhibition, pageant, footrace, procession of any kind, or any similar display, consisting of persons, animals or vehicles, or any combination thereof, having a common purpose, design, destination or goal upon any street, park or public place in the city, which said activity does not comply with or is not governed by normal and usual traffic regulation or control.

Permittee means the person to whom a parade permit is granted pursuant to this chapter.

Sidewalk means that portion of a street between the curb lines, or lateral lines of a roadway, and the adjacent property lines intended for the use of pedestrians.

Street means the entire width between the boundary lines of every way publicly maintained, when any part thereof is open to the use of the public for purposes of vehicular travel.

Sec. 01-2. Exemptions.

This chapter shall not apply to funeral processions, students going to and from school classes or participating in education activities, provided such conduct is under the immediate direction and supervision of the proper school authorities or a governmental agency acting in the scope of its functions.

Sec. 01-3. Parking along parade route.

The chief of police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along the highway or part thereof constituting a part of the route of the parade. The chief of police shall post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.

Sec. 01-4. Interference.

No person shall unreasonably hamper, obstruct, impede or interfere with any parade or parade assembly or with any person, vehicle or animal participating or used in the parade.

Sec. 01-5. Driving through parade.

No driver of a vehicle shall drive between the vehicles or persons comprising the parade.

Sec. 01-6. Stopping or rerouting parade.

Notwithstanding the parade permit granted, when in the judgment of the superior law enforcement officer of the city on the scene, an imminent threat to life or property exists, he shall have the authority to stop such parade or to reroute it.

Secs. 01-7--01-20. Reserved.

ARTICLE II. PERMIT

Sec. 01-21. Required.

No person shall engage in, participate in, aid, form or start any parade, unless a parade/event permit shall have been obtained from the chief of police, or that police officer designated by him to act in his stead under the provisions of this chapter.

Sec. 01-22. Application--Filing.

A person seeking the issuance of a permit under this chapter shall file an application in person between the hours of 8:00 a.m. and 2:00 p.m. on Mondays through Fridays with the chief of police on forms provided by such officer. An application for a permit shall be filed with the chief of police not less than ninety (90) days, Saturdays, Sundays and legal holidays excluded, nor more than hundred and twenty (120) days before the date upon which the parade is proposed to be conducted. However, when good cause can be shown, the Trinity Town Council may, in its sole discretion, waive or lessen said ninety (90) days advance filing requirement by majority vote of the members in attendance.

Sec. 01-23. Same--Contents.

The application for a parade/event permit shall set forth the following information:

(1) The name, address and telephone number of the person seeking to conduct such parade;

(2) If the parade is proposed to be conducted for, on behalf of or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organization;

(3) The name, address and telephone number of the person who will be the parade chairman and who will be responsible for its conduct;

(4) The date when the parade is to be conducted;

(5) The route to be traveled, the starting point and the termination point;

(6) The approximate number of persons who, and animals and vehicles which, will constitute such parade; the type of animals, and description of the vehicles;

(7) The hours when such parade will start and terminate;

(8) The location by streets of any assembly areas for such parade;

(9) The time at which units of the parade will begin to assemble at any such assembly area or areas;

(10) If the parade is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for such permit shall file with the chief of

police a communication in writing from the person proposing to hold the parade, authorizing the applicant to apply for the permit on his behalf;

(11) Whether or not marshals will be provided and, if so, their duties and identification;

(12) Any additional information which the chief of police shall find reasonably necessary to a fair determination as to whether a permit should issue.

Sec. 01-24. Action on application.

The chief of police shall act upon the application for a permit within fourteen (14) days after the filing thereof, Saturdays, Sundays and legal holidays excluded.

Sec. 01-25. Issuance.

The chief of police shall issue a permit as provided for under this article when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:

(1) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;

(2) The conduct of the parade will not require the diversion of so great number of police officers of the town to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the town;

(3) The conduct of such parade will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the town other than that to be occupied by the proposed line of march and areas contiguous thereto;

(4) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas;

(5) The conduct of such parade will not interfere with the movement of fire-fighting equipment enroute to a fire;

(6) The conduct of the parade is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct or create a disturbance;

(7) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays enroute;

(8) The conduct of the parade will not interfere or conflict with any other parade;

(9) No other parade permit has been granted, or is under consideration, for any portion of the time sought by the applicant, nor shall a permit be granted for a parade which will commence after sunset;

(10) The parade is not to be held for the sole purpose of advertising any product, goods or event, and is not designed to be held purely for private profit.

Sec. 01-26. Contents.

Each parade permit shall state the following information:

(1) Starting time and time of conclusion.

(2) The portions of the streets to be traversed that may be occupied by the parade.

(3) The maximum length of the parade in miles or fractions thereof.

(4) Such other information as the chief of police shall find necessary to the enforcement of this chapter, including a copy of the application for which such permit is granted which shall form a part thereof, except as otherwise noted.

Sec. 01-27. Copy sent to officials.

Immediately after the issuance of a parade/event permit, the chief of police shall send a copy thereof to the mayor, and to any other public officials affected thereby.

Sec. 01-28 Compliance by permittee.

A permittee under this article shall comply with all permit directions and conditions, all application commitments and with all applicable laws and ordinances. The parade chairman or other person heading or leading such activity shall carry the parade/event permit on his person during the conduct of the parade.

Sec. 01-29 Denial; appeal.

Any applicant aggrieved shall have the right to appeal the denial of a permit to the mayor. The appeal shall be taken within two (2) days after notice of denial, Saturdays, Sundays and legal holidays excluded. The mayor shall act upon the appeal within two (2) days after its receipt by him, excluding Saturdays, Sundays and legal holidays.

Sec. 01-30 Revocation.

The chief of police shall have the authority to revoke a parade permit issued under this article upon violation of the standards for issuance as herein set forth.

Sec. 01-31 Repeal.

All ordinances or parts thereof in conflict herewith are hereby repealed.

Sec. 01-32 Adoption.

This Ordinance shall become effective immediately upon its adoption and publication according to law.

ADOPTED AND APPROVED BY THE TRINITY TOWN COUNCIL IN REGULAR SESSION THIS 24 DAY OF JANUARY, 2011.

BY: Vaughn Goodwin
Mayor Vaughn Goodwin

ATTEST:

(Seal)

Barbara L Jones
Barbara L. Jones, CMC
Town Clerk/Administrator

Barbara L. Jones
Notary Public, AL State at Large
My Commission Expires April 16, 2013

INSTRUCTION SHEET FOR THE APPLICATION FOR PARADE/EVENT PERMIT *
TRINITY POLICE DEPARTMENT
TRINITY, ALABAMA

1) Include name, address and contact numbers for your contact person. (approved permit can be returned to you by fax if you include a number)

2) Include name, address and contact number for organization.

3) Include name, address and contact number for parade/ event chairman.

4) Give the reason or purpose for the parade/event. *

5) Date of parade or event.

6) Include beginning and ending times (as close as possible)

7) Give location of parade/event assembly area or areas.

8) Give assembly time.

9) *IMPORTANT* You must include actual parade route, not a general description. Must be specific and give exact directions of entire parade route.

10) Include MAXIMUM number of persons, vehicles, and animals expected to participate.

11) If a parade, list all streets to be traversed by name.

12) Give parade unit spacing (participants must be informed of this guideline).

13) If you will have marshals, indicate the duties they will perform and how they will be identified. (ex: vests, caps, shirts, etc.)

14) This space allows you to include any additional information not covered above.

* * * * *

- A Parade as defined by Town Ord. 2011-01 shall mean any parade, march, motorcade, promenade, ceremony, show, demonstration, assembly, exhibition, pageant, footrace, procession of any kind, or any similar display, consisting of persons, animals or vehicles, or any combination thereof, having a common purpose, design, destination or goal upon any street, park or public place in the city, which said activity does not comply with or is not governed by normal and usual traffic regulation or control.

- Application for Permit must be submitted to the Chief of Police not less than ninety (90) days before the date upon which the parade/event is proposed to be conducted.

APPLICATION FOR PARADE / EVENT PERMIT
TOWN OF TRINITY, ALABAMA

1) The name, address and telephone number of the person seeking to conduct such parade and/or event: (Please include a fax number if possible)

2) If the parade/event is proposed to be conducted for, on behalf of, or by and organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible heads of such organization:

3) The name, address and telephone number of the person who will be the parade /event chairman and who will be responsible for its conduct:

4) State briefly the purpose of the parade / event:

5) The date when the parade / event is to be conducted:

6) The hours when such parade / event will start and terminate:

7) The location or streets of any assembly areas for such parade / event:

8) The time at which units of the parade / event will begin to assemble at any such assembly area or areas:

9) If a parade, the route to be traveled, the starting point and the termination point::

10) If a parade, what streets or portions of streets are proposed to be traversed?

11) If a parade, the interval of space to be maintained between units of such parade:

12) The approximate number of persons who, and animals and vehicles which will constitute such parade, the type of animals, and description of the vehicles or approximate number expected to attend the event::

13) Will marshals be provided and if so, their duties and identification:

14) Additional information:

Date of Application: _____

_____

APPLICANT

Completed Form may be faxed to the Chief of Police's office at 256-353-3694