

ARTICLE V. - PARADES

FOOTNOTE(S):

--- (4) ---

Cross reference— Permit for public meetings in public parks and grounds, § 25-1; traffic, ch. 35

DIVISION 1. - GENERALLY

Sec. 32-231. - 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 formation, march, ceremony, show, exhibition, pageant, or procession of any kind, or any similar display, in or upon any street, park or other public place in the city.

Parade permit means a permit as required by this article.

(Code 1964, § 24A-1; Code 1988, § 32-236; Ord. No. 54768, § 1, 3-30-1976)

Cross reference— Definitions generally, § 1-2

Sec. 32-232. - Violations.

It is unlawful to intentionally give false information in obtaining a permit or for any person to violate or fail to comply with the provisions of this article or any applicable provisions thereof.

(Code 1964, § 24A-12; Code 1988, § 32-237; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-233. - Exceptions.

This article does not apply to:

- (1) Funeral processions.
- (2) Students going to and from school classes or participating in educational activities, provided such conduct is under the immediate direction and supervision of the proper school authorities.
- (3) A governmental agency acting within the scope of its functions.

(Code 1964, § 24A-2; Code 1988, § 32-238; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-234. - Public conduct during parades.

- (a) Interference. No person shall unreasonably hamper, obstruct, impede or interfere with any parade assembly or with any person, vehicle or animal participating or used in a parade.
- (b) Driving through parades. No driver of a vehicle shall drive between the vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.

- (c) Parking on parade route. The chief of police shall have the authority when reasonably necessary to prohibit or restrict the parking of vehicles along a highway or part thereof constituting a part of the route of a 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 of such signs. No person shall be liable for violation of this article for parking on a street unposted with a no parking sign.

(Code 1964, § 24A-10; Code 1988, § 32-239; Ord. No. 54768, § 1, 3-30-1976)

Secs. 32-235—32-261. - Reserved.

DIVISION 2. - PERMIT

Sec. 32-262. - Required.

No person shall engage in, participate in, aid, form or start any parade unless a parade permit shall have been obtained from the chief of police.

(Code 1964, § 24A-2; Code 1988, § 32-256; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-263. - Application.

A person seeking issuance of a parade permit shall file an application with the chief of police, on forms provided by the unified government clerk, at least 30 days in advance of the date of the proposed parade. The chief of police may choose whether to consider any application for a permit to conduct a parade that is filed less than 30 days prior to the date such parade is to be conducted. The application for such permit shall be made in writing. In order that adequate arrangements may be made for the proper policing of the parade, the application shall contain the following information:

- (1) The name, address and telephone number of the person seeking to conduct such parade. If such person is not a resident of the city, then there also shall be listed the name, address and telephone number of a local representative;
- (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 marshal and who will be responsible for its conduct;
- (4) The date the parade is to be conducted;
- (5) The route to be traveled, the starting and termination points and the location of reviewing stands, if any;
- (6) The approximate number of persons, animals and vehicles which will constitute such parade, including the type of animals and a description of the vehicles, the number of bands, other musical units, and sound trucks to be used, and the number, type and size of banners, placards and signs to be used;
- (7) The hours the parade will start and terminate;
- (8) A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be traversed;
- (9) The location by streets of any assembly areas for such parade;

- (10) The time when units of the parade will begin to assemble at any such assembly area or areas; and
- (11) Any additional information that the chief of police shall find reasonably necessary to a fair determination as to whether a permit should issue.

(Code 1964, § 24A-3; Code 1988, § 32-257; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-264. - Standards for issuance.

The chief of police shall issue a parade permit when, from a consideration of the application and such other information as may otherwise be obtained, the chief 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 a number of police officers of the unified government to properly police the line of movement and the contiguous areas as to prevent normal police protection to the city.
- (3) 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.
- (4) The conduct of such parade will not adversely affect or interfere with the movement of firefighting equipment en route to a fire.
- (5) The conduct of the parade is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct or to create a disturbance.
- (6) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route.
- (7) 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.
- (8) The parade will not substantially interfere with any other parade for which a permit has already been granted.
- (9) The applicant has provided for services of the number and type of parade monitors that the chief of police considers reasonably necessary to ensure that the parade will be conducted in conformity with the parade permit.
- (10) The applicant has not materially misrepresented any facts or information set forth in the application for a parade permit.
- (11) The applicant has furnished proof that permits or permission have been obtained from the appropriate authorities if the assembly or disbanding locations or the route of march of the parade encroach upon, occupy or traverse any area within the jurisdiction of the federal, state or local government.

(Code 1964, § 24A-4; Code 1988, § 32-258; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-265. - Notice of rejection.

The chief of police shall act upon the application for a parade permit within five days after its filing. If the chief of police disapproves the application, the chief shall mail to the applicant within ten days after the date the application was filed a notice of such action stating the reasons for denial of the permit.

(Code 1964, § 24A-5; Code 1988, § 32-259; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-266. - Appeals.

Upon a denial by the chief of police of an application, the applicant may appeal the denial to the county administrator within ten days by filing a written notice of appeal with the unified government clerk. Upon such appeal, the county administrator may reverse, affirm, or modify the determination of the chief of police.

(Code 1964, § 24A-6; Code 1988, § 32-260; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-267. - Notice of unified government and other officials of issuance.

Immediately upon the issuance of a parade permit, the chief of police shall send copies to the following:

- (1) The unified government board of commissioners;
- (2) The unified government clerk; and
- (3) The chief of the fire department.

(Code 1964, § 24A-7; Code 1988, § 32-261; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-268. - Contents.

Each parade permit shall state the following information:

- (1) Name of person to whom the permit is issued;
- (2) Name of organization represented;
- (3) Name of person designated as parade marshal;
- (4) The date the parade is to be conducted;
- (5) The route to be traveled, the starting point and the termination point;
- (6) The hours the parade will start and terminate;
- (7) The maximum length of the parade in miles or fractions thereof; and
- (8) Such other information as the chief of police shall find necessary to the enforcement of this article.

(Code 1964, § 24A-8; Code 1988, § 32-262; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-269. - Duties of permittee.

- (a) A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances.
- (b) The parade marshal or other person heading or leading such activity shall carry the parade permit during the conduct of the parade and shall display the permit upon request by proper officers, agents or employees of the unified government.
- (c) The parade marshal shall monitor the parade and be available at all times during the parade for the chief of police or his designated representative.

(Code 1964, § 24A-9; Code 1988, § 32-263; Ord. No. 54768, § 1, 3-30-1976)

Sec. 32-270. - Revocation.

The chief of police shall have the authority to revoke a parade permit upon application of the standards for issuance as set forth in section 32-264.

(Code 1964, § 24A-11; Code 1988, § 32-264; Ord. No. 54768, § 1, 3-30-1976)

Secs. 32-271—32-288. - Reserved.