

ORDINANCE NUMBER 04-2023-05

AN ORDINANCE AMENDING ORDINANCE NUMBER 06-2014-02 DATED THE 2ND DAY OF JUNE, 2014 AND REPEALING ANY OTHER ORDINANCE IN CONFLICT OF THE PROVISIONS OF THIS ORDINANCE, AND TO PROVIDE AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GENEVA ALABAMA, AS FOLLOWS:

THAT ORDINANCE NO. 04-2023-05 is hereby enacted and shall read as follows: Parades, marches, demonstrations, foot races, car shows, dances, street sales, sidewalk sales, and (or) any additional activity that requires the closing of any street or sidewalk, any portion of any street or sidewalk, alley or lane, or impedes traffic, either vehicular or foot traffic, on any property under the control of the City shall be prohibited except through strict compliance with all conditions and requirements herein provided.

ARTICLE II. - PARADES

Sec. 26-27. - Permit required.

(a) All activities addressed in this article shall require a permit, except funeral processions.

(b) Permits may be applied for as follows:

(1) Applications may be obtained at the city clerk's office any working day between the hours of 8:00 a.m. and 5:00 p.m.

(2) Applications must be returned to the city clerk's office at least 30 days prior to the event requested. This 30-day requirement may be waived for long-standing traditional parades such as the Homecoming and River Festival parades, however, the application must be received with enough time for the Chief of Police, City Clerk, and City Council to properly review the application.

(3) Application will include but not limited to the following:

(a) The name, address and telephone number of the person seeking the permit and will be responsible for the event and the conduct of the participants;

(b) The group or organization they are representing;

(c) The date, hour, and proposed street or location involved in the event.

Sec. 26-28. - Standards and procedures for issuance; rules to be followed.

(a) No threat to public safety or the well-being of the public is present.

(b)No promotion of private for profit business or product allowed beyond the sponsorship of normal parade units.

(c)No fees can be charged in association with participation in a parade.

(d)All events on city streets must be expeditiously conducted as to not interfere with normal, routine functions for an unreasonable period of time.

(e)Any event requiring more than 90 minutes is subject to security charges reimbursing the city for police security beyond 90 minutes.

(f)No permits will be issued that requires the closing of any portion of West Maple Avenue.

(g)All entries will be “Family Friendly”. Adult themes and/or vulgarity will not be allowed. No profane music will be allowed.

(h)Parades must include at least 12 entries, not including support vehicles such as Police, Fire, and Rescue. An entry shall be defined as:

(i) A single float, trailer, boat, or wagon pulled by another vehicle must be at least ten (10) feet in length or approved by the Mayor or Police Chief prior;

(ii) A group of vehicles supported by a single organization. Some examples are: Shriner’s go-carts, cars, motorcycles, or 4-wheelers, belonging to a single club, etc;

(iii) A group of individual people supported by a single organization. Some examples are: Cheerleaders, a marching band, a formation of soldiers, etc:

(iv) A stand-alone character or mascot.

(i)Fireworks, explosives, and projectiles are prohibited.

(j). All applicants shall be reviewed, and if deemed necessary, researched by the Mayor, Chief of Police, and other department heads as needed.

(k)All alcohol laws and ordinances shall be in full effect.

(l)Final approval or disapproval shall be upon majority vote of the city council OR by the Mayor if the city council does not have the opportunity to meet before the date of the parade.

(m)The Mayor and Chief of Police may approve recognition or honor parade such as an athletic championship or other appropriate celebration at his discretion.

Sec. 26-29. – Conduct, Security and liability.

A. All local, county and state law enforcement agencies are empowered with arresting authority.

B. All laws and regulations pertaining to nudity, public exposure, public disturbance, health, and safety are in full effect.

C. The Chief of Police has total control of all conduct, parking, and traffic flow.

D. All liability for any activity addressed herein is absorbed by the sponsor and the City shall be absolutely indemnified and held harmless of any liability under signature of the sponsor contained in the application.

Sec. 26-30. - Penalty.

Individuals and organizations found guilty of violating any section of this article shall be fined not less than \$100.00 or more than \$500.00 or sentenced up to six months in prison.

Secs. 26-31—26-48. - Reserved.

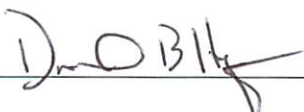
The invalidity or unenforceability of any particular provision of the Ordinance shall not affect any other provision, if any clause, sentence, section or provision of this ordinance is held invalid or inoperative or unenforceable, the remainder of the ordinance shall not be affected thereby.

This ordinance shall become effective on publication.

The City Clerk is hereby directed to cause this ordinance to be published one time in the Geneva County Reaper, a newspaper of general circulation in the City of Geneva, Alabama.

ADOPTED AND APPROVED on this 1st day of May, 2023.

The City of Geneva, Alabama

By:  _____
David B. Hayes, Mayor

ATTEST:

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Lisa Johnson, City Clerk