

ORDINANCE NO. 2177

AN ORDINANCE OF THE CITY OF REDLANDS
AMENDING CHAPTERS 8.64 AND 12.40
RELATING TO OUTDOOR FESTIVALS,
PARADES AND PUBLIC ASSEMBLIES

BE IT ORDAINED by the City Council of the City of
Redlands as follows:

SECTION 1. Section 8.64.070 of the Redlands Municipal
Code is hereby amended to read as follows:

"Section 8.64.070. License - Issuance - Fee.

When the City Manager, or his designee,
certifies that all conditions have been met,
the City Treasurer shall issue the license
specifying the name and address of the
licensee, the kind of festival licensed and
the number of days of operation authorized.
The licensee shall keep such license posted in
a conspicuous place upon the premises at which
the festival is conducted. No license issued
pursuant to this Chapter shall be transferable
or removed to another location."

SECTION 2. Section 8.64.100 of the Redlands Municipal Code is hereby amended to read as follows:

"8.64.100 Police Protection. Every licensee shall employ, at his own expense, adequate police protection to ensure the public safety. The number and type of officers shall be determined, specified and approved by the City Manager, based upon the recommendations of the Chief of Police, Fire Chief, Public Works Director and other appropriate City Department heads to provide for the preservation of order and protection of property in and around the place of the festival. Funds to employ this specified number of law enforcement officers at the current hourly salary rate for City police officers shall be deposited by the licensee with the City Treasurer at least ten days prior to the specified date the activity is to occur.

Where the City Manager determines that the employment of off-duty peace officers are necessary to meet the requirements of this Chapter, the peace officers shall be under the complete direction and control of the City Manager. The City Manager must be satisfied that the requisite number of peace officers will be provided at all times of operations, plus any specified time prior to and following the event, before a license is issued. The licensee must also furnish to the City Manager, prior to issuance of the license, written permission for City

law enforcement officers or City officials to enter upon the premises for the purpose of any inspections deemed necessary by the City Manager."

SECTION 3. Section 8.64.210 of the Redlands Municipal Code is hereby amended to read as follows:

"8.64.210 Fire Protection.

Every licensee shall provide, at his own expense, adequate fire protection equipment as determined by the City Manager, with the recommendation of the Fire Chief. If the event is located in a hazardous fire area as determined by the Fire Chief, a suitable number of Fire Guards, as approved by the City Manager, shall be employed by the licensee. Flammable vegetation and other fire hazards shall be removed in a manner in such quantity as determined by the Fire Chief. First aid and fire extinguishment equipment shall be provided as directed by the City Manager, based upon the recommendations of the Fire Chief, Police Chief, Public Works Director and other appropriate City Department Heads."

SECTION 4. Section 12.40.040 of the Redlands Municipal Code is hereby amended to read as follows:

"12.40.040 Permit Issuance Authority.

No person shall conduct an assembly or parade in or upon the public property, including but not limited to

public streets, highways, rights-of-way or parks of the City, or participate in any such assembly or parade unless and until a permit to conduct such assembly or parade has been obtained from the City Manager, or, as hereinafter provided, from the Council of the City."

SECTION 5. Section 12.40.050 of the Redlands Municipal Code is hereby amended to read as follows:

"12.40.050 Parade Permit - Application.

Any person who desires to conduct a parade shall apply to the City Manager for a permit at least 21 days in advance of the proposed parade. The application of such permit shall be made in writing on a form approved and provided by the City Manager. In order that adequate arrangements may be made to ensure the public safety during the parade, the application shall contain the following information:

A. The name, address, and telephone number of the person requesting the permit. 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 head of such organization;

- B. The name, address, and telephone number of the person who will be the parade chairman and who will be responsible for its conduct;
- C. The purpose of the parade;
- D. The date when the parade is to be conducted;
- E. The hours the parade will start and terminate;
- F. The route of the parade;
- G. The approximate number of persons who, and the number and kind of vehicles and animals which will constitute the parade;
- H. The location of the assembly area of the parade;
- I. The location of the dispersal area of the parade;
- J. The plans for the assembly and dispersal of the parade, including the times thereof;
- K. A statement as to whether the parade will occupy all or only a portion of the public property, street, highway or public right-of-way proposed to be traversed;
- L. A statement indicating what provisions for sanitary facilities at the assembly and dispersal areas have been made;

M. Based upon consultation with the Chief of Police, Fire Chief and Public Works Director, and other appropriate City Department heads, such other information as the City Manager may require to ensure the public safety before, after, and during the course of the parade."

SECTION 6. Section 12.40.060 of the Redlands Municipal Code is hereby amended to read as follows:

"12.40.060 Parade Permit - Issuance. If there are no prior applications for a parade at the same time and place as the applicant's proposed parade, the City Manager may issue a permit granting the application, subject to the provisions of Section 12.40.080. In the event that there is a prior application for a parade to be held at the same time and place, the City Manager shall deny the later applicant's permit. The applicant shall be notified in writing of the action of the City Manager in granting or denying the permit no later than 15 days after the filing of the application. In the event the application is denied, the written notice of such denial shall set forth the reasons therefor."

SECTION 7. Section 12.40.070 of the Redlands Municipal Code is hereby amended to read as follows:

"12.40.070 Assembly Permit - Application.

A. Application may be made by any person for a permit to hold a public assembly. The application for such public assembly shall be made in writing and filed with the City Manager at least seven days in advance of the date of the proposed public assembly. The application shall contain the following information:

1. The time and place;
2. The name of the person or organization requesting the permit;
3. Based upon consultation with the Chief of Police, Fire Chief and Public Works Director, and other appropriate City Department heads, such other information as may be required by the City Manager to enable him to make adequate arrangements, as circumstances may require, to ensure the public safety before, after and during the proposed public assembly.

B. The City Manager may issue a permit granting the application subject to the provisions of Section 12.40.080, unless a prior application for the same time and place has been made, in which event another time and place may be selected. Upon the selection of an

alternative time and place by the applicant, the City Manager may grant a permit for the public assembly, subject to the provisions of Section 12.40.080. In the event the application is denied, the written notice of such denial shall set forth the reasons therefor.

SECTION 8. Section 12.40.080 of the Redlands Municipal Code is hereby amended to read as follows:

"12.40.080 Permit - Denial. The City Manager may deny an application for a permit for either a public assembly or parade when, after consultation with the Chief of Police, Fire Chief and Public Works Director, in his judgment:

A. The conduct of such public assembly or parade will substantially interrupt the safe and orderly movement of other traffic contiguous to the route of the parade or place of the assembly;

B. The conduct of such public assembly or parade will require the diversion of so great a number of public safety officers of the City to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the City;

C. The concentration of persons, animals and vehicles at such public assembly or at the

assembly or dispersal points of a parade will unduly interfere with proper police and fire protection of areas contiguous to such public assembly or parade;

D. The conduct of such public assembly or parade will interfere with the movement of fire-fighting equipment en route to a fire;

E. The conduct of such public assembly or parade is reasonably likely to cause injury to persons or property;

F. Such public assembly or parade is to be held for the sole purpose of advertising any product, goods, or event, and is designed to be held purely for private profit."

SECTION 9. Section 12.40.090 of the Redlands Municipal Code is hereby amended to read as follows:

"Section 12.40.090 Appeal. Upon a denial of the City Manager of an application made pursuant to Section 12.40.050 or Section 12.40.070, the applicant may appeal within two days thereafter to the City Council by filing his application and a copy of the notice of denial with the City Clerk, and requesting a hearing. The City Clerk shall set the appeal for hearing by the Council at its next regular

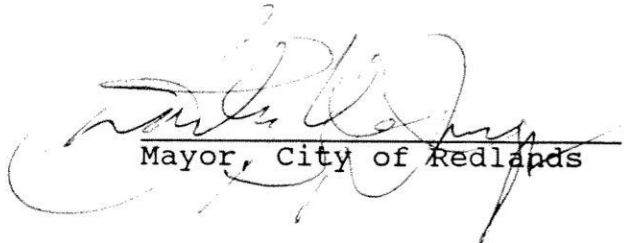
meeting. Upon such appeal, the Council may reverse, affirm or modify in any regard the determination of the City Manager. To carry out the judgment of the Council upon appeal, the City Manager shall be directed to act in conformity with the judgment of the Council."

SECTION 10. Section 12.40.100 of the Redlands Municipal Code is hereby amended to read as follows:

"12.40.100 Violation - Penalty. Any person violating any of the provisions of this Chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than six months, or by both such fine and imprisonment."


SECTION 11. The Mayor shall sign this ordinance and the City Clerk shall certify to the adoption of this ordinance and

shall cause it, or a summary of it, to be published once the Redlands Daily Facts, a newspaper of general circulation within the City, and thereafter, this ordinance shall take effect in accordance with law.



Mayor, City of Redlands

ATTEST:



City Clerk of the City of
Redlands

I, Lorrie Poyzer, City Clerk of the City of Redlands, hereby certify that the foregoing ordinance was duly adopted by the City Council at a regular meeting thereof held on the 5th day of May, 1992, by the following vote:

AYES: Councilmembers Larson, Cunningham, Foster; Mayor DeMirjyn
NOES: None
ABSTAIN: None
ABSENT: Councilmember Milson



City Clerk, City of
Redlands