COUNCIL BILL NO. _____ ORDINANCE NO. __7511_____

AMENDING Part 9-8 of the Code of Marietta, to update time limits to apply for permits, and streamline guidelines to facilitate better traffic flow around special events.

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NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MARIETTA, GEORGIA THAT:

Section 1: Article 9-8-010 Definitions is hereby amended as follows:

A. "Parade" is any parade, march, ceremony, demonstration, show, exhibition, pageant, road race/walk or procession of any kind, or any similar display, in or upon any street, sidewalk, park or other public place in the city.

Article 9-8-030

B. Students going to and from school classes or participating in school sponsored activities; providing such conduct is under the immediate direction and supervision of the proper school authorities; or

Article 9-8-040

A. Filing Period. An application for a parade permit for a road race/walk shall be filed not less than sixty days or more than 365 days before the date on which it is proposed to conduct the parade. An application for a parade permit for a parade, march, or other non-fund raisers that requires road closures shall be filed not less than 30 days in advance or more than 365 days before the date on which it is proposed to conduct the parade. An application for a demonstration, ceremony or other events that do not require road closures shall be filed not less than 3 business days in advance or more than 30 days prior to the event;

B. 1. The name, address and telephone number of the person seeking to conduct the parade, and a copy of a state issued photo ID;
3. The name, address and telephone number of the person who will be the parade leader and who will be responsible for its conduct along with a 24 hour contact name and phone number;
5. The route to be traveled, the starting point and the termination point from a pre-approved list of routes provided by the police department;
13. All road races/walks routes need to be selected from pre-approved routes supplied by the police department;
14. All cones and barricades must be provided by the organization requesting the permit. The number of barricades required for routes will be supplied to the permittee by the police department. This does not apply to non-fund raising events;

15. All road races/walks must be off the roadway by 11:00 am.
16. No events will be allowed on the following days: Memorial Day, July 2 – July 6, September 11, December 22-27, weekdays during non-holiday work days, and Sundays;
17. Only one event a day, and only two events per month;
18. No type of voice amplification will be allowed in residential areas;
19. All applications for permits will attach an approved hold harmless agreement with the City of Marietta.

C. Late Applications. The city manager, where good cause is shown therefore, shall have the authority to consider any application hereunder which is filed less than the required deadline before the date the parade is proposed to be conducted.

Article 9-8-060

The office of the city manager shall act upon the application for a parade permit within five business days after the filing thereof. If the city disapproves the application, then there shall be mailed to the applicant within five business days after the date upon which the application was filed, a notice of the action, stating the reasons for the denial of the permit or communicate sooner if the date for the parade requires a quicker response.

Article 9-8-070

Any person aggrieved shall have the right to appeal the denial of a parade permit to the city council. The appeal shall be taken within two business days after notice. The council shall act upon the appeal within two business days after its receipt and may grant or deny a permit by a majority vote of the members present.

Article 9-8-100

9-8-100 Permit fees

Permit fees are established for road races/walks that require road closures:

A. Fees for the road race/walk will be listed on the city's chart of fees.
B. All fees must be paid to the city 30 days prior to the event.
C. Cost of additional services will also be listed on the city's chart of fees. The cost of providing any additional services will be paid to the city 30 days prior to the event.
D. Fees may be waived if the permittee pays the officers working the event directly.

Article 9-8-120

B. Driving Through Parades. No driver of a vehicle shall drive between the vehicles or persons comprising a parade when the vehicles or persons are in motion and are conspicuously designated as a parade unless directed by authorized traffic control personnel.

Section 2: This ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia Law 1983, page 4119.

DATE: _____January 12, 2011_____ **APPROVED: _____**
R. Steve Tumlin, Jr., Mayor

ATTEST: _____
Stephanie Guy
City Clerk

Approved as to form: _____
Douglas R. Haynie,
City Attorney