ORDINANCE # 2012-04
INTRODUCED BY Rolling
DATE INTRODUCED 12/6/11
ITEM NUMBER 2011-12-04
PUBLIC HEARING 1/3/12
ADOPTED/TABLED 1/3/12 as amended
EFFECTIVE 1/20/12
BOOK # ____ PAGE # ____
RECORDATION #
AMENDED BY ORDINANCE #
DATE AMENDED

ADOPTION INTRODUCTION

AMENDED

CITY OF COVINGTON
ORDINANCE NUMBER 2012-04

AN ORDINANCE OF THE CITY OF COVINGTON AMENDING THE FOLLOWING PROVISIONS OF THE COVINGTON CODE OF ORDINANCES: CHAPTER 86, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE II. PARADES, FESTIVALS AND OTHER SPECIAL EVENTS

WHEREAS, a certain amendment has been suggested to the section of the Code addressing Parades, Festivals and Other Special Events; and

WHEREAS, the Covington City Council deems this amendment appropriate to protect the health, safety and welfare of the citizens of Covington; and

WHEREAS, the City Council has held its public hearing in accordance with law,

NOW, THEREFORE, be it ordained by the City Council of the City of Covington, at its regular session convened, that Chapter 86, Streets, Sidewalks and Other Public Places, Article II. Parades, Festivals and Other Special Events, shall be amended to read as follows:

Sec. 86-32. Permit required; application and standards for issuance of special event permit.

(a) (8) If the event is a parade, the parade route meets with its approval and the parade is scheduled to move along its route from its point of ~~termination~~ origin expeditiously and without unreasonable delays;

(b) Street vendors, selling on foot, from pushcarts, or properly registered licensed trailers or self-propelled vehicles shall be permitted during the holding of city authorized parades ~~provided they are Louisiana residents~~. Such vendors shall register with the city's permit department and obtain a temporary vendor's permit. The fee for such permit shall be as follows:

Number of Carts	*Amount*
1—5	~~$100.00~~$200.00
6—10	~~$150.00~~$300.00
11—15	~~$200.00~~$400.00
16—20	~~$250.00~~$500.00

This is a one-time charge per event.

Sec. 86-33. Special event permit application; review.

(k) At least 45 days prior to the start of the Carnival/Mardi Gras season, Mardi Gras parade organizations shall provide written documentation to the mayor, specifying that all financial agreements have been met with the city and the providers of the floats that will be used in each parade, ~~and that rule~~ and that the floats will be available for the parade at the stipulated date and time.

Sec. 86-35. Parade route.

(a) *Parade route.* An organization sponsoring a parade which desires to use the public

rights-of-way to parade in the city shall submit an application for a special event permit. The application shall include a request for a specific parade route and be made at least 45 days prior to the parade date except for applications for Carnival/Mardi Gras parades, which must be received by the event coordinator at city hall. The police department, fire department and public works departments reserve the right to recommend to the mayor any changes in the routes when it is deemed to be in the best interest of the citizens of the city.

Sec. 86-36. Float regulations.

(g) Every float in a night parade shall be well illuminated in such a way as ~~to~~ not to cause a safety hazard. Direct lighting shall not be focused toward the spectators.

Sec. 86-37. Marching clubs and bands.

(b) *Bands.*

(1) Every band, marching club, or other marching participation group unit that contains at least one person under the age of 18 shall provide a minimum of one adult ~~chaperon~~ chaperone to every ten participants, regardless of age.

(2) Every band ~~chaperon~~ chaperone must be at least 21 years old and recognized by wearing some form of identification.

Sec. 86-39. Auxiliary vehicles.

(d) Unauthorized sounding of sirens from other than fire, police, or emergency medical services (EMS) is ~~prohibited,~~ prohibited.

Sec. 86-40. Public safety.

(a) The unauthorized presence of elevating-type vehicles, such as "cherry pickers" along the parade route is prohibited.

(b) Ladders, scaffolding or any type of platform or portable elevating devices are prohibited on the street of any parade route between the curbs or lateral curb lines of any street intersecting the parade route.

(c) Ladders shall be placed as many feet back from the curb or lateral curb line as the ladder is high.

(d) Fastening two or more ladders together is prohibited.

(e) During the Carnival/Mardi Gras parade season, as described in this article, it shall be unlawful for any person in charge of a vehicle, horse or vending contrivance to personally park, stop, loiter or stand in such a manner as to obstruct, impede or inhibit the passage of any parade, or to obstruct, impede or inhibit the passage of traffic on any intersection of adjacent street to the parade route.

(f) It shall be unlawful for any person, at any time, to place or cause to be placed any type of obstruction, including but not limited to ropes, tents, scaffolds, ladders, ice chests, blankets or barricades, which may act as an impediment to vehicular or pedestrian traffic on any right-of-way along a parade route without first securing proper permission from the police department. For the purpose of this section, the right-of-way is that portion of ground dedicated to the city for public use as a street, median, or the use and shall include that portion of ground between the paved portion of the dedicated street and the property line of the adjacent landowner. The provisions of this section shall not apply to the usage of rights-of-way by law enforcement, medical or safety personnel or to any usage in compliance with applicable city ordinances.

(g) Parking shall be prohibited along any parade route within the first 25 feet of any intersection, any neutral ground, or as properly posted. Also, the distance of parked vehicles off the edge of the roadway shall be a minimum of four (4) feet.

(h) There shall be no parking on the parade route to secure preferred parking more than ~~twenty-four (24)~~ thirty-six (36) hours prior to the scheduled parade or twenty-four (24) hours after the conclusion, postponement, or cancellation of any scheduled parade, or as properly posted.

~~(h)~~ (i) It shall be unlawful for any person to throw, operate or spray any object or substance at or to any participant, vehicle or animal in a parade or marching club during the parade. Such objects shall include but not be limited to lasers, silly string, cracker balls, cans, bottles, firecrackers or any explosive device.

~~(i)~~ (j) It shall be unlawful to sell by vendor or individual any items that can be sprayed, operated or cause harm to any participant, vehicle or animal. Such items shall include but not be limited to lasers, silly string, cracker balls, cans, bottles, firecrackers

or any explosive device.

~~(j)~~ (k) It shall be unlawful for any person to possess or drink from any glass container of any type on a public right-of-way.

~~(k)~~ (l) In addition to any other penalties specified in this article and the City Code, no person shall display a glass container on any parade route.

~~(l)~~ (m) The presence of animals or reptiles, other than those which are actually participating in the parade, is prohibited within the parade or within 150 feet of the parade route two hours before and two hours after the parade.

~~(m)~~ (n) The constant forward movement of the parade shall not be interrupted without the consent of the parade organization or the city police department.

~~(n)~~ (o) The city shall specify required sanitary facilities along the parade route in such quantity and in such locations as the city may deem appropriate.

Sec. 86-42. Attire and characterization.

(c) It shall be unlawful for any person to smoke while on a float, truck, horse, auxiliary vehicle or any other vehicle which is designated to ~~a~~ participate in the parade in the assembly area, during the parade and disbanding area.

Sec. 86-43. Throws during parade.

(j) No person, while participating in a parade permitted by the city on the parade route, in a parade assembly or staging area, or in a parade disbanding area, shall sell, hand out, throw, or distribute in any manner, any sexually suggestive items.

(k) Any person not in compliance with any regulation contained in this section may be removed from the parade by the float lieutenant, parade marshal or the city police department.

Sec. 86-44. - Assembly and disbanding.

(a) Every participant shall report to the designated assembly area at least one hour prior to the scheduled ~~part~~ start of the parade.

(b) Entry by any participant, group or vehicle into the parade shall be permitted only at the designated assembly area, except in an emergency or when duly authorized by the captain or the parade marshal.

(c) Exit by any participant, group, or vehicle from the parade shall be permitted only at the designated disbanding ~~assembly~~ area, except in an emergency or when duly authorized by the captain or the parade marshal.

(d) Unauthorized vehicles shall be prohibited from entering the designated assembly and disbanding areas. Vehicles authorized by each parade organization shall display such written authorization in order to enter the assembly or disbanding areas. All such vehicles must be removed from the assembly area before the scheduled starting time of the parade.

Sec. 86-45. - Outdoor concessions during carnival parade season.

(a) Any person or organization may apply to the department of ~~finance~~ cultural arts and events for a permit to operate an outdoor concession on a parade route during the Carnival/Mardi Gras parade season. The applicant shall have permission from the property owner upon which the concession will operate and have facilities which pass inspection by the permits division, police department, department of public works and the fire department and, if required, the state department of health. The building inspector shall make a full inspection of the proposed location of the concession.

BE IT FURTHER ORDAINED that all other sections of Chapter 86, Streets, Sidewalks and Other Public Places, shall remain the same and in full force.

BE IT FURTHER ORDAINED that if any provision of this ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this ordinance are hereby declared to be severable.

WHEREUPON, this ordinance having been submitted in writing, having been read by title and adopted at a public meeting of the City Council of the City of Covington, State of Louisiana.

WHEREUPON, Rolling moved for adoption, as amended seconded by O'Keefe, and this ordinance was submitted to a vote and resulted in the following:

YEAS: 7 NAYS: 0

ABSTAIN: 0 ABSENT: 0

PASSED AND ADOPTED this 3rd day of January, 2012.

Lee S. Alexius
LEE S. ALEXIUS
PRESIDENT OF THE COUNCIL

Bonnie D. Champagne
BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL

Presented to the Mayor on this 5th day of January, 2012, at 3:15 o'clock P.M.

Bonnie D. Champagne
BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL

Approved ✓ or Vetoed ___ by the Mayor this 5th day of January, 2012.

MICHAEL B. COOPER
MAYOR

Received from the Mayor on this 5th day of January, 2012, at 3:30 o'clock P.M.

Bonnie D. Champagne
BONNIE D. CHAMPAGNE
CLERK TO THE COUNCIL