

**City of Waycross
Public Conduct Ordinance
Event Application**

Date Received _____

Event Description: _____

Applicant Name: _____

Address: _____

City/State/Zip: _____

Male Female **Date of Birth:** _____ **Phone** _____

Name of Organization: _____

Type of Organization: _____

Applicants Relationship to Organization _____

Address: _____

City/State/Zip: _____

Phone: _____

Title of Person Making Application: _____

Anticipated # of People Involved: _____

Date or Dates of Event: _____

Hours (times) Event Conducted: _____

Location of Event (if processional or mobile route of the event): _____

Type of Sound Amplification (if any): _____

Type of Artificial Lighting (if any): _____

Description of any temporary structures constructed or vehicles:_____

Description of safety, police, medical, sanitation or other personnel, equipment needed (include number, need, location and times).

Description of needed provisions for the safety and welfare of participants or public. Routes used to and from event.

Roads or public spaces (facilities) that will be closed to the public during the event.

Types of sign, display, post, placard or banner that will be used to include size, material or any components. Will the signs be handheld?

Have you or your organization (entity) held or participated in a similar event. If so where and when. Did the event result in any legal action either civil or criminal. If so explain in detail.

Are you or your organization (entity) in default or arrears of any judgment, civil, criminal or administrative. Are you or your organization (entity), whether or not they are operating under the same name, in violation of any injunction or restraining order resulting from participation in any prior event is of a substantially similar in nature to the event for which you are making application. If so, give a description of said judgment or order and an explanation for non-compliance.

******I have received a copy of the Public Conduct Ordinance and understand my rights and responsibilities under the code.**

Signature of Applicant

APPROVED

DENIED

Chief of Police

cc:

- City Manager**
- Public Works**
- Fire Department**

Attached:

- Hold Harmless**
- Bond**

INDEMNIFICATION AGREEMENT

FOR VALUE RECEIVED, including the right to hold a public function on property belonging to the City of Waycross, Georgia, the undersigned jointly and severally agree to indemnify and hold harmless the City of Waycross, Georgia and its successors and assigns from any claim, action, liability, loss damage or suit, arising from the following:

In the event of any asserted claim, the City of Waycross shall provide the undersigned written notice of same, and thereafter the undersigned shall at its own expense defend, protect and hold harmless the City of Waycross, Georgia against the asserted claim or any loss or liability there under.

If the undersigned shall fail to so defend and/or indemnify and hold harmless, then in such circumstance, the City shall have full rights to defend, pay or settle said claim on their own behalf without notice to undersigned and with full rights to recourse against the undersigned for all fees, costs, expenses and payments made or agreed to be paid to discharge said claim.

Upon default, the undersigned further agree(s) to pay all reasonable attorney fees necessary to enforce this agreement.

This agreement shall be unlimited as to amount or duration.

This agreement shall be binding upon and inure to the benefit of the parties, their successors, assigns, and/or personal representatives.

This _____ day of _____, 20_____.

Witness

Printed names, addresses and telephone numbers of persons signing the agreement.

ORDINANCE NO. 05-39

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF WAYCROSS, GEORGIA; TO ADD SECTIONS 22-90 THROUGH 22-99; TO DEFINE BLOCK PARTIES; TO REQUIRE PERMITS FOR SAME; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE FOR SEVERABILITY TO PROVIDE FOR AN EFFECTIVE DATE; TO PROVIDE FOR RENUMBERING OR RELETTERING; AND FOR OTHER PURPOSES

WHEREAS, the Commission of the City of Waycross, Georgia desires to change certain provisions of the Waycross City Code with respect to public conduct and set apart block parties to have certain additional qualifications and restrictions for the protection of the citizens of the City of Waycross;

NOW THEREFORE, BE IT ORDAINED by the Commission of the City of Waycross, Georgia and it is hereby ordained by the authority of the same as follows:

SECTION ONE

Sections 22-90 through 22-99 shall be added and shall read as follows:

“Section 22-90. Purpose.

The purpose of these sections is to promote and regulate use of city streets within the corporate limits of the City. It is the specific intent of this Ordinance to regulate only the time, place and manner of events and not the content or message of any speech or expressive conduct.

Section 22-91. Definition.

Block parties are those gatherings of more than twenty (20) people which has the effect, intent, purpose or propensity to attract the notice of people who are not otherwise part of the gathering and which necessitate closing portions of streets of the City of Waycross, Georgia.

Section 22-92. Use of Public Streets and Application.

No person shall, without first obtaining a permit issued by the police chief after application made not less than fifteen (15) days prior to the block party and made in accordance with section 22-80 and subject to all requirements and conditions fully set forth in section 22-80. Additionally, applicants shall also present a petition of not less than 85% of those residents whose residences face the portion of the road to be closed for the block party approving the block party. The petition shall contain the name, address, phone number and signature of those persons approving same.

Section 22-93. Review by Police Chief.

All provisions of section 22-81 shall be applicable to block parties, except that the police chief shall have ten (10) working days from the receipt of a fully completed, executed and filed application to review same, verify the names on the petition, and render a decision and communicate same to the applicant.

Section 22-94. Special Requirements and Fees for Block Parties.

(a) Block parties may be held only between the hours of 6:00 p.m. and 10:30 p.m. on Monday through Thursday and from 10:00 a.m. through 11:00 p.m. on Fridays and Saturdays and from 2:00 p.m. to 8:00 p.m. on Sundays. Block parties shall not be permitted at any other times.

(b) Fees as set forth below must be tendered with all applications, in addition to bonds and/or security deposits.

FEE	DAYS PRIOR TO EVENT
\$200	15-20
\$100	21-25
\$ 50	26-35
\$ 25	36 days or more

(c) Street closure shall not occur prior to the beginning time for the event and must be reopened not later than 11:00 p.m. or the close of the event, with street clean up being completed at the time of reopening. Both ends of the street being closed must be blocked. Streets can be designated as closed by using official block event tape and signs, barricades or cones. The City will initially deliver and set up tape, barricades or cones. Applicant will be responsible for maintenance and removal of the tape or barricades or cones and storage until City retrieves on the next business day.

(d) Bonds or security deposits shall be set and determined by the proposed size of the event and/or the likelihood of damage.

(e) There shall be no amplification of sound which would disturb those residents not participating or as would cause traffic interference by vehicles driving past the closed street. All noise shall be kept to acceptable limits as set forth in the noise ordinance of the City of Waycross.

(f) No main thoroughfare shall be closed for a block party. The police chief shall maintain a listing of streets which cannot be closed to thru traffic for a block party.

22-95. Incorporation of Provisions.

All provisions of Sections 22-78 through 22-84, 22-87 and 22-88 not in conflict with the within provisions are made applicable herein by reference hereto.

22-96. Conflict of Provisions.

The requirements of this article and sections 22-90 through 22-96 inclusive shall be in addition to those requirements of section 20-8 of this Code to the extent that this article applies to parades within the corporate limits of the City. If there is a conflict between the terms of this article and said section 20-8 and sections 22-76 through 22-89, the terms of this article shall control as to all block parties."

SECTION TWO

This Ordinance shall take effect and be enforced from and after the date of its final approval after second reading by the Commission of the City of Waycross, Georgia.

SECTION THREE

If any portion of this ordinance shall be held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect or impair the remaining portions unless it clearly appears that such other parts are wholly and necessarily dependent upon the part held to be invalid or unconstitutional.

SECTION FOUR

All ordinances and parts of ordinances in conflict herewith are hereby repealed.

SECTION FIVE

It is the intention of the City Commission and it is hereby ordained that the provisions of this Ordinance shall become part of the Code of the City of Waycross, Georgia and the sections of this Ordinance may be renumbered to accomplish such intention.

SO ORDAINED, this the 6th day of December, 2005.

CITY OF WAYCROSS, GEORGIA

BY: John N. Fluker
MAYOR

ATTEST:

Pamela Nichols
CITY CLERK

Read First Time: 11-15-05

Read Second Time: 12-06-05