CITY OF HENDERSON
POLICE DEPARTMENT

LATESHA S. WATSON
Chief of Police

Application for Parade/Public Assembly Permit

Please read the following:

- All applications must be thoroughly completed.
- Per Henderson Municipal Code (HMC) application for Parade/Public Assembly Permit must be received by the Event Coordinators Office not less than **(3) three business days** in advance when involving less than one hundred fifty persons, or **(5) five business days** in advance when involving more than one hundred persons, and not more than **(180) one hundred eighty days** before the date on which the person proposes to conduct such Parade/Public Assembly. *(Please note this is a timeframe for small events, larger scale events with public safety/traffic concerns require at least 30 days notice).*
- Applications that require insurance or barricade plans must be submitted with official copies of said insurance/barricade plans, at the time of application.
- Parade/Public Assembly Permit Applications require a $125 **non-refundable** fee to be paid at the time application is received.
- A Parade/Public Assembly Permit Application will be deemed "received" on the date the Event Coordinator's Office receives:
  - A completed application.
  - Appropriate insurance and barricade plans.
  - Processing fee $125.
- Applicants are responsible to obtain changes in barricade plans required by The City of Henderson and to have an updated barricade plan sent to the Event Coordinator's Office.
  - Any Parade/Public Assembly that will be held at any City of Henderson Parks & Recreation Facility must have approval through the City of Henderson Parks & Recreation. To make a park reservation, call 267-5707 Monday-Saturday 8 am-4 pm, or email at: COHParksReservations@cityofhenderson.com

You may submit your application in person, by mail, fax or email to:
HPDpermitrequests@cityofhenderson.com
Mail: Henderson Police Department
ATTN: Event Coordinator, MSC #211
PO Box 95050
Henderson, NV 89009-5050

The Event Coordinators Office is available Monday through Thursday, 7:00am until 5:00pm.
Phone: (702) 267-5015 Fax: (702) 267-5002

CITY OF HENDERSON
POLICE DEPARTMENT

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Chief of Police

APPLICATION INFORMATION

*PLEASE SUBMIT A **COMPLETE** APPLICATION A MINIMUM OF **30 DAYS** PRIOR TO THE EVENT.*

1. Name of applicant_____

   Address of applicant_____
   City State Zip

   Phone number of applicant (____)_____ Fax (____) _____

   Cell phone (____)_____Email _____

   On whose behalf is this event being conducted? (Organization, Firm, Corporation)

   _____

   Purpose of the event_____

2. Chairperson and/or responsible party for the event, if other than above:
   (Include information how this person may be contacted at any time during the event).

   Name_____Work phone (____) _____

   Address_____
   City State Zip

   Cell phone (_ _)_____Fax (____)_____

   Email _____

3. To whom is the permit to be issued?

   Name (person in organization)_____ Phone (____)_____

   Address_____
   City State Zip

   Cell phone (____)_____Email_____

4. Date(s) of event_____from_____to _____
   Time Time

5. Location of the event _____
   (If applicable, a map or diagram showing the route to be used)

   Starting point_____

   Termination point_____

Staging (assembly area & time) _____

Disassembly area _____

Other areas to be used _____

6. The estimated number of participants in the event _____

7. The estimated number of vehicles_____and a description of vehicles which will participate in the event.

_____

_____

_____

8. Estimated number and type of animals involved in the event and description of animal cages (if applicable).

_____

_____

9. If a parade or public assembly, will it occupy any or all of the roadway involved or to be traversed? (If yes explain).

_____

_____

10. If a parade or public assembly and vehicles are to be used, what are the spacing intervals that will be maintained between the units?

_____

11. If the parade or public assembly is designed to be held by, or on behalf of, any person other than the applicant, the applicant shall file a letter from that person with the Chief of the Henderson Police Department, authorizing the applicant to apply for the permit on his/her behalf.

Letter submitted? Yes_____ No_____ Not applicable _____

12. Will the sale of food, beverages, or merchandise occur at the event?_____If yes, describe commodities to be sold.

_____

_____

13. Will charity, gratuities, charges, or offerings be solicited or accepted? Yes _____ No ____

14. The approximate number of spectators anticipated _____

15. State the dates, times, and locations which any facilities or equipment for the event will be assembled or disassembled.

_____

_____

16. A description of activities planned during the event.

_____

_____

17. Describe any recording equipment, sound amplification equipment, banners, signs, or other attention-getting devices to be used in connection with the event.

_____

_____

18. Designation of any public facilities or equipment to be utilized.

_____

19. Additional information, maps, or diagrams that the Henderson Police Department could reasonably find necessary to determine if the permit should be issued.

Attached? Yes ____ No____

20. (If permit is for a run, walk, bicycle race, etc.)
I have walked/driven the course and have found no discernable defects in the roadway and/or sidewalk portions of the course.

Signature of applicant_____Date _____

21. I have read and I understand the requirements of the Henderson Municipal Code (HMC) Chapter 8 (see attached document). I accept the responsibility to ensure that all points of HMC Chapter 8 are fulfilled.

Signature of applicant_____Date _____

The applicant states that the foregoing information is true and accurate to the best of his/her knowledge, and hereby acknowledges that they have read and understand the indemnity provisions of HMC 08.10.020 and that they are applicable to this permit. (A copy of HMC 08.10.020 is attached).

Signature of Applicant_____ **Date** _____

Applicant's Title _____

Chapter 8.11 PARADE AND PUBLIC ASSEMBLY

Sections:

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8.11.020 Permit required.
8.11.030 Exceptions.
8.11.040 Application.
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8.11.010 Definitions.

As used in this chapter:

"Likely to interfere" or "likely interfere" for purposes of the definitions of "parade" and "public assembly" is an objective standard that applies when a reasonable person viewing the situation in advance would anticipate significant interference with the ordinary flow of traffic. Whether an event meets the "likely to interfere" standard will turn on the reasonable expectations of the organizers of the event, given the size of the group, the precise plans for the event, whether the intention is to block traffic or avoid doing so, and the predictable conditions at the location and time the organizers have chosen.

"Parade" means any march, procession or motorcade upon the streets, highways, alleys, sidewalks, or other public rights of way with the intent of attracting public attention that interferes or will likely interfere with the normal flow or regulation of traffic, or, if in a public park or other public space, consists of one hundred fifty or more persons, including participants and spectators.

"Person" means any person, firm, partnership, association, corporation, company or organization of any kind.

"Public assembly" means any meeting, demonstration, picket line, rally or gathering of persons for a common purpose as a result of prior planning that interferes or will likely interfere with the normal flow or regulation of pedestrian or vehicular traffic, or, if in a public park or other public space, consists of one hundred fifty or more persons, including participants and spectators.

"Spectator" is a person who looks on; an observer. Spectators are not participants in parades or public assemblies.

"Unit" is a single thing or person or group that is a constituent of a whole.

(Ord. 2780 § 1, 2008; Ord. 2733 § 1, 2008; Ord. 2020 § 3 (part), 2000)

8.11.020 Permit required.

No person shall engage in or conduct any parade or public assembly unless a permit is issued by the chief of the Henderson police department or his designee, and shall not conduct, manage or participate in any parade or public assembly in violation of, or in any manner contrary to, the provisions of such permit. The parade or public assembly permit is in addition to any other permits required by the Uniform Fire Code adopted in Chapter 15.32, or any other required permits.

(Ord. 2020 § 3 (part), 2000)

8.11.030 Exceptions.

This chapter shall not apply to the following:

A. Funeral processions;

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

C. The city of Henderson's participation in a special event, except that the risk manager shall retain the right to impose those requirements in this chapter, or any other reasonable requirement that she deems appropriate for the public safety.

(Ord. 2020 § 3 (part), 2000)

8.11.040 Application.

A. Except as provided in subsection B of this section, any person desiring to conduct or manage a parade or public assembly shall, not less than three business days in advance of parades or public assemblies involving less than one hundred fifty persons or five business days in advance of parades or public assemblies involving more than one hundred fifty persons nor more than one hundred eighty days before the date on which the person proposes to conduct such parade or public assembly, file with the Henderson police department an application on a form furnished by that department setting forth the following information:

1. The name, address and telephone number of the persons seeking to conduct such parade or public assembly;

2. The names, addresses and telephone numbers of the headquarters of the organization for which the parade or public assembly is to be conducted, if any, and the authorized and responsible heads of the organization;

3. The requested date of the parade or public assembly;

4. The location of the parade or public assembly and, if applicable, a map or diagram showing the route to be used, the starting point, termination point, and assembly and disassembly area, or other area to be used;

5. The time at which units of the parade or public assembly will begin to assemble at any such area;
6. The approximate number of persons who, and animals and vehicles which, will constitute such parade or public assembly and the type of animals and description of the vehicles;
7. The hours when such parade or public assembly will start and terminate;
8. A statement as to whether the parade or public assembly will occupy all or only a portion of the width of the streets proposed to be traversed;
9. The intervals of space to be maintained between the units of such parade or public assembly;
10. If the parade or public assembly is designed to be held by, or on behalf of, any person other than the applicant, the applicant for such permits shall file a letter from that person with the chief of the Henderson police department authorizing the applicant to apply for the permit on his behalf;
11. The type of public assembly, including a description of activities planned during the event;
12. A description of any recording equipment, sound amplification equipment, banners, signs, or other attention-getting devices to be used in connection with the parade or public assembly;
13. The approximate number of spectators anticipated;
14. A designation of any public facilities or equipment to be utilized; and
15. Any additional information or maps or diagrams that the chief of the Henderson police department finds reasonably necessary to a fair determination as to whether a permit should issued.
B. Any parade or public assembly organized for the dominant purpose of expressing the permittee's views regarding political or social issues of public concern related to events occasioned by news or affairs coming into public knowledge within five days of such parade or public assembly may file the application specified in Section 8.11.040(A) no later than two business days before the parade or public assembly. For news or affairs coming into public knowledge within seventy-two hours of the parade or public assembly the two business day requirement shall be shortened to one business day. If the permit cannot be timely granted, the permittee may conduct a parade or public assembly on the grounds of the Henderson Civic Plaza, if not otherwise being used by or with the permission of the city for another event. The police chief or his designee may impose reasonable time, place and manner restrictions on a spontaneous event. If and only if the Henderson Civic Plaza is not available, a parade or public assembly may take place in a park or on a public sidewalk. If in a public park, the total group must not consist of more than five hundred people at any given time, and each participant must not unreasonably interfere with any recreational use taking place and obey all park regulations. If on a public sidewalk, the total group must not consist of more than one hundred fifty people at any given time, must assemble or parade in smaller groups of no more than twenty-five with no more than two persons side by side, and each of these smaller groups must keep a distance from the other of at least fifty feet. Each participant must yield to others on the sidewalk whom he or she encounters and obey all traffic laws.
(Ord. 2733 § 2, 2008; Ord. 2020 § 3 (part), 2000)

8.11.050 Fees.

A. A nonrefundable fee of one hundred twenty-five ($125.00) dollars to cover administrative costs of processing the permit shall be paid to the city of Henderson by the applicant when the application is filed.
B. If the application is for the use of any city of Henderson property or if any city of Henderson services shall be required for the parade or public assembly, the applicant shall pay, prior to the issuance of a permit, the charges for those services.
(Ord. 2020 § 3 (part), 2000)

8.11.060 Standards for issuance.

The chief of the Henderson police department or his designee shall issue a permit as provided for herein when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:

A. The permit application has been approved by the following departments or agencies:

1. City of Henderson police department;
2. City of Henderson public works department;
3. City of Henderson fire department;
4. City of Henderson risk manager;

B. The permittee has obtained the insurance or bond as required by Section 8.11.090;

C. If any state roadway is part of the area to be used for a parade or public assembly, the permittee has obtained any and all necessary permits and approval from the Nevada Department of Transportation and the Nevada Highway Patrol;

D. The permittee has contracted with the city of Henderson to provide the necessary additional police service;

E. The permittee has contracted for the proper barricades and warning devices as required in a plan approved by the public works department;

F. The permittee has not knowingly and with the intent to deceive, made any false, misleading or fraudulent statement of material fact in the application for a permit or in any other document required pursuant to this chapter;

G. The permittee has met the standards in this chapter, and paid in advance any and all fees required, and agrees to such conditions as are imposed in the permit;

H. The time, duration and size of the parade or public assembly will not require the diversion of so great a number of police officers as to prevent the normal police protection;

I. The concentration of persons and or equipment will not unduly interfere with proper fire and police protection, or ambulance service to area and areas contiguous to such parade or public assembly;

J. The parade or public assembly will not unduly interfere with the orderly operation of public roadways, sidewalks, hospitals, parks, schools, or other public and quasi-public institutions in the city;

K. The permittee has provided reasonable means for informing all interested persons or persons whose commercial interests may be adversely impacted and all persons participating in such parade or public assembly of the terms and conditions of such permit and applicable laws thereto;

L. The parade or public assembly will not conflict with or interfere with another special event, public assembly, parade, reservation granted under HMC 8.99, or other planned use;

M. The permittee has provided evidence of plans to comply with the requirements for sanitation facilities; and

N. The permittee has provided evidence of any garbage removal agreement that may be required by Section 8.11.080(C).

(Ord. 2780 § 3, 2008; Ord. 2397 § 1 (part), 2005; Ord. 2020 § 3 (part), 2000)

8.11.070 Restrictions on streets and times for event.

A. No permit shall be granted to use Water Street, US Highway 93 (Boulder Highway), State Route 146 (Lake Mead Drive), except on Saturdays and Sundays and legal holidays between one hour after sunrise and one hour before sunset.

B. Any application for an event to use any street or highway under control of the State of Nevada Department of Transportation must also have the approval of both the Nevada Highway Patrol and the Department of Transportation.

C. Parade or public assembly permits will only be issued for the times between one hour after sunrise and one hour before sunset.
(Ord. 2020 § 3 (part), 2000)

8.11.080 Sanitation facilities required.

A. Every permittee shall provide at least one enclosed flush-type water closet facility marked "Men" and one such facility marked "Women" on the premises of a parade or an assembly the basis of one flush-type water closet for each one hundred fifty males and one for each one hundred fifty females expected to be in attendance as spectators of the special event. Urinals may be substituted for the required flush-type water closets for men on the ratio of one urinal and one flush-type water closet per two hundred males.
B. Where flush-type water closets cannot be made available for the persons in attendance, portable chemical toilets may be used. Such portable chemical toilets must meet the approval of the Clark County health district before any permit may be issued. Chemical toilets shall be emptied and recharged at the permittee's expense as necessary pursuant to procedures established by the Clark County health district.
C. Every permittee shall be required to furnish at least one trash can with a thirty-six gallon capacity with a tight-fitting lid for each five thousand square feet of assembly or parade area, and an adequate supply of plastic bag liners to fit the trash receptacles shall be provided by the permittee, and each container shall at all times have a plastic bag liner inserted. The pickup and removal of refuse, trash, garbage and rubbish shall be at least once a day and more often if required. Evidence of agreement with a licensed refuse collector shall be filed with the city of Henderson. Removal of all trash and refuse shall be at the permittee's expense.
(Ord. 2020 § 3 (part), 2000)

8.11.090 Insurance requirements.

A. This section shall be deemed to be incorporated in its entirety in any application for any parade or public assembly permit. By filing an application for a parade or public assembly permit the applicant thereby represents, stipulates and contracts as follows:
1. If the application is made on behalf of any other person, organization, firm, or corporation, that the applicant is fully authorized to act and contract for such other person, organization, firm or corporation; and
2. That the applicant and any other persons, organizations, firms and corporations on whose behalf the application is made contracts and agrees that they will jointly and severally indemnify and hold the city of Henderson and its agents or employees harmless against liability for any and all claims for damages to property or injury to or death of persons resulting from the acts or omissions of the permittee, the participants, employees, agents, and those acting in concert thereto, except that the permittee will not be held liable for the actions or omissions of spectators as long as the spectators' acts or omissions which caused damages were not actually or apparently authorized or ratified by or on behalf of the permittee.
B. No permit shall be issued unless the applicant therefor shall obtain a comprehensive general liability insurance policy, issued by an insurance company authorized to do business in Nevada with Best's rating of A or better, with coverage for any claim, demand or action arising from the act(s) or omission(s) of the permittee, its participants, employers, agents, and those acting in concert thereto, except that the permittee will not be liable for the acts or omissions of spectators as long as such acts or omissions were not actually or apparently authorized or ratified by or on behalf of the permittee. Such policy shall name the city of Henderson as an additional insured. The policy limits of such insurance shall not be less than the following: Combined single limit for bodily injury or death and property damages in an amount of two hundred and fifty thousand ($250,000.00) dollars per occurrence. If specific permission is

granted to dispense alcoholic beverages pursuant to Section 8.10.065, the policy limits of such insurance shall increase to one million ($1,000,000.00) dollars per occurrence. If the permittee is a self-insured governmental entity organized under the laws of Nevada, the risk manager may waive the insurance requirements in this section provided that the governmental entity, through its chief executive officer or his designee, provides a satisfactory declaration that it is self-insured.
(Ord. 2397 § 1 (part), 2005; Ord. 2020 § 3 (part), 2000)

8.11.100 Consideration of application and decision.

After receipt of the application, the Henderson police department must review the application and forward it to the director of public works, fire chief and the risk manager within two business days, or if the application is submitted under Section 8.11.040(B), then this period of time shall be reduced to one business day.
(Ord. 2397 § 1 (part), 2005: Ord. 2020 § 3 (part), 2000)

8.11.105 Alcoholic beverages disallowed unless specific permission granted.

A. A person who desires to dispense alcoholic beverages during a parade or public assembly must request and be granted specific written permission to do so by the chief of the Henderson police department or his designee, as well as comply with Sections 8.40.010, 8.11.090, 4.36.270, and any other applicable ordinance or law.
B. The chief of the Henderson police department or his designee may grant specific permission to dispense alcoholic beverages if all of the following conditions are met:
1. The person(s) signing the permit application provide(s) all requested information.
2. The person signing the permit application agrees to be present at all times during the parade or public assembly.
3. The permittee or his designee agrees to be responsible for verifying the ages of all persons to whom alcoholic beverages are dispensed. A permittee's designee must be a co-applicant for the specific permission to dispense alcoholic beverages, and provide all information requested by the application form.
4. The permittee pays in advance for any additional police officers the chief of the Henderson police department or his designee feels may be appropriate considering that alcoholic beverages will be dispensed.
5. The permittee provides a disclaimer in any and all advertising for the parade or public assembly stating that the city of Henderson is not sponsoring the event.
6. The permittee submits with his application a map or diagram depicting the area(s) within which alcoholic beverages will be dispensed.
7. The permittee promises to make a good faith and diligent effort to ensure that attendees of the parade or public assembly do not drink nor possess any open containers of any alcoholic beverages outside of the area for the parade or public assembly.

Unless specific permission is granted pursuant to this section, a parade or public assembly permit does not allow alcoholic beverages to be dispensed or consumed, or open containers of alcoholic beverages to be possessed.
(Ord. 2397 § 2, 2005)

8.11.110 Litter collection.

Every permittee shall provide for the collection and removal of all trash, garbage, and litter caused by the permittee, its employees, agents and those acting in concert thereto arising out of the parade or special assembly.
(Ord. 2020 § 3 (part), 2000)

8.11.120 Claims for damages.

Every permittee shall agree to assume the defense of and indemnify and hold harmless the city of Henderson, its council, boards, officers, employees and agents, from all suits, actions, damages or claims to which they may be subject of any kind or nature whatsoever resulting from or caused by the conduct or omission of the permittee, its participants, employees, agents, and/or those acting in concert thereto except that the permittee will not be held liable for the acts or omissions of spectators as long as the spectators' acts or omissions were not actually or apparently ratified by or on behalf of the permittee.
(Ord. 2020 § 3 (part), 2000)

8.11.130 Compliance with law prior to issuance of permit.

Prior to issuance of a permit under this chapter, all applicable ordinances, rules, and regulations shall be complied with and all required permits and licenses shall be secured in connection with such parade or public assembly, or the proposed activities associated therewith including, but not limited to, the sale of food, beverages or other merchandise, or the use of candles, torches, fires or other combustibles.
(Ord. 2397 § (part), 2005: Ord. 2020 § 3 (part), 2000)

8.11.140 Weapons prohibited.

No weapons or personal items that can be used as weapons shall be allowed in or near any parade or public assembly, except that members of the media having valid media credentials may possess tools of their trade necessary to their profession.
(Ord. 2020 § 3 (part), 2000)

8.11.150 Indigency.

A. The city manager, upon timely application of a party, person or entity requesting a parade or public assembly permit for the dominant purpose of expressing the permittee's views regarding political or social issues may, based upon the showing of good cause by said applicant, waive any or all of the costs associated with complying with the following sections of this chapter for the event in question: 8.11.050, 8.11.090 and 8.11.240, if the city manager is satisfied that the applicant is indigent.
B. The request for waiver of any or all of the above sections must be made in writing at the time the permit application is filed and on the form provided by city of Henderson police department.
C. If the applicant is not satisfied with the decision of the city manager, the applicant has the right to appeal and for judicial review as set forth in Sections 8.11.250 and 8.11.260.
(Ord. 2020 § 3 (part), 2000)

8.11.160 Alternative permit.

A. The chief of police, in denying an application for a parade or public assembly permit, may authorize the parade or public assembly at a date, time, location, or route different from that named by the applicant. An applicant desiring to accept an alternative permit shall, within one business day after notice of the action of the chief of police, file a written notice of acceptance with the chief of police.
B. An alternate parade or public assembly permit shall conform to the requirements of, and shall have the effect of, a parade or public assembly permit issued under this chapter.
(Ord. 2020 § 3 (part), 2000)

8.11.170 Notice to city and other officials.

Immediately upon the issuance of a parade or public assembly permit, the chief of police shall send a copy thereof to the following:

A. The city manager;

B. The fire chief;

C. The director of the department of public works; and

D. The risk manager.

(Ord. 2020 § 3 (part), 2000)

8.11.180 Contents of permit.

Any permit granted under this chapter may contain conditions reasonably calculated to reduce or minimize the dangers and hazards to vehicular or pedestrian traffic and the public health, safety, tranquility, morals or welfare, including, but not limited to, changes in time, duration, number of participants, or level of sound.

A. Each parade or public assembly permit may state the following information:

1. Starting and approximate ending time;
2. Minimum speed of parade units;
3. Maximum speed of parade units;
4. Maximum interval of space to be maintained between parade units;
5. The portions of the streets that may be occupied by the parade or public assembly;
6. The maximum length of the parade in miles or fractions thereof; and
7. Such other information as the chief of police shall find necessary to the enforcement of this chapter.

(Ord. 2020 § 3 (part), 2000)

8.11.190 Duties of permittee.

A. A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances.

B. The parade or public assembly chairman or other person heading such activity shall carry the parade or public assembly permit upon his person during the conduct of the parade or public assembly.

(Ord. 2020 § 3 (part), 2000)

8.11.200 Prohibitions.

The following prohibitions shall apply to all parades and public assemblies:

A. It is unlawful for any person to stage, present, or conduct any parade or public assembly without first having obtained a permit as herein provided;

B. It is unlawful for any person to participate in a parade or public assembly for which the person knows a permit has not been granted;

C. It is unlawful for any person in charge of, or responsible for the conduct of, a duly licensed parade or public assembly to knowingly fail to comply with any condition of the permit;

D. It is unlawful for any person to engage in any parade or public assembly activity that would constitute a substantial hazard to the public safety or that would materially interfere with or endanger the public peace or rights of residents to the quiet and peaceful enjoyment of their property;

E. It is unlawful for any person participating in any parade or public assembly to carry or possess any length of metal, lumber, wood, or similar materials for purposes of displaying a sign, poster, plaque or notice, unless such object is one-quarter inch or less in thickness and two inches or less in width, or if not generally rectangular in shape, such object shall not exceed three-quarters of an inch in its thickest dimension;

F. It is unlawful for any person to carry any sign, poster, plaque, or notice, whether or not mounted on a length of material as specified in subsection E of this section, unless such sign, poster, plaque or notice is constructed or made of a cloth, paper, or cardboard material; and
G. It is unlawful for any person to ride, drive, or cause to be ridden or driven any animal or any animal-drawn vehicle upon any public street, unless specifically authorized by the permit.
(Ord. 2384 § 3, 2005; Ord. 2020 § 3 (part), 2000)

8.11.210 Public conduct during parades or public assemblies.

A. No person shall unreasonably hamper, obstruct or impede, or interfere with any parade or public assembly or with any person, vehicle or animal participating or used in a parade or public assembly. It shall not be a violation of this subsection, however, for a person to be present along the parade route or at a public assembly which is open to the general public and communicate a message opposed to that of the permittee provided that the person does not substantially prevent any other person from viewing, hearing, or otherwise participating in the message the permittee wishes to convey.
B. No driver of a vehicle shall drive between the vehicles or persons comprising a parade or public assembly when such vehicles or persons are in motion and are conspicuously designated as a parade or public assembly.
C. The chief of police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street constituting a part of the route of a parade or public assembly. The chief of police shall post signs to that effect, and it is unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street unposted in violation of this chapter.
(Ord. 2780 § 2, 2008; Ord. 2020 § 3 (part), 2000)

8.11.220 Revocation of permit.

The chief of police and the city council shall have the authority to revoke a parade or public assembly permit instantly upon any violation of the conditions or standards for issuance as set forth in this chapter or when a public emergency arises where the police resources required for that emergency are so great that deployment of police services for the parade or public assembly would have an immediate and adverse effect upon the welfare and safety or persons or property. The permittee's right of appeal and for judicial review are set forth in Sections 8.11.250 and 8.11.260.
(Ord. 2020 § 3 (part), 2000)

8.11.230 Notice of denial or acceptance.

Written notice of the decision of the chief of police with respect to the permit shall be provided to the applicant within five business days of acceptance of the application. In the event that the application is made pursuant to Section 8.11.040(B), the applicant must be provided such form of notice as is best calculated to result in actual notice within twenty-four hours of acceptance of the application.
(Ord. 2020 § 3 (part), 2000)

8.11.240 Safety protection--Barricades--Cost of police protection.

A. Every permittee shall, at his own expense, provide barricades and warning devices where such protection is found necessary for the public safety by the public works department. The public works department shall determine the type and location of all barricades and warning devices.
B. Permittee shall be responsible for any and all additional police cost incurred as a consequence of a parade or public assembly. The number and type of officers shall be

determined and specified by the chief of the Henderson police department to provide for the public safety and protection of public property in and around the area of the parade or public assembly. The chief of police shall base this decision on the size, location, duration, time and date of the event, the expected sale or service of alcoholic beverages, the number of streets and intersections blocked, and the need to detour or preempt citizen travel and use of the streets and sidewalks. The speech content of the event shall not be a factor in determining the amount or type of police protection necessary, and no regard shall be given to any estimate of the number of persons who may be anticipated to be in the vicinity of the parade or public assembly as counter-demonstrators or to show hostility to any message that the permittee may be perceived as having. If off-duty personnel is determined to be necessary to police the event, the applicant shall have to pay for such police protection as designated in Section 8.01.020. One sergeant shall be required for three or more police officers. The finance director shall establish the rates and then on July 1 of each year or as soon as practicable thereafter make adjustments to them as necessary to accurately reflect the average costs of the officers' services. The finance director's rates shall take into consideration the officers' rank, rate of pay for the type of hours worked, and the cost of employee benefits. The finance director's rates shall be maintained in the office of the city clerk.
(Ord. 2020 § 3 (part), 2000)
(Ord. No. 2788, § 3, 1-6-09)

8.11.250 Right of appeal.

Appeal rights of applicants are set forth in Section 4.04.210. The city council must base its decision upon the criteria listed in Section 8.11.060, and may not continue the hearing on appeal without the applicant's consent.
(Ord. 2020 § 3 (part), 2000)

8.11.260 Judicial review.

Procedures for judicial review of final decisions and orders of the council are set forth in Section 4.06.160.
(Ord. 2020 § 3 (part), 2000)

8.11.270 Penalty.

Any person violating any of the provisions of this chapter shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished as the law allows for a misdemeanor crime. Whenever in this chapter any act is prohibited or made or declared to be unlawful or an offense of a misdemeanor, the doing of any such prohibited act or the failure to do any such required act shall constitute a violation of this chapter. Each day of any violation of this chapter shall constitute a separate offense.
(Ord. 2020 § 3 (part), 2000)