

ORDINANCE NO. 942

AN ORDINANCE REPEALING AND REPLACING CHAPTER 75 OF THE OAKRIDGE MUNICIPAL CODE - PARADES AND PROCESSIONS

WHEREAS, pursuant to Article IX, Section 2 of the Oregon Constitution and the Oakridge Charter, the City of Oakridge is a home rule municipality with all the powers that the constitutions, statutes, and common law of the United States and the State of Oregon expressly or impliedly grant or allow the City; and

WHEREAS, the City of Oakridge desires to update its Parades and Processions Ordinance to address safety concerns, in order to protect the health, safety, and welfare of the citizenry; and

WHEREAS, the City of Oakridge desires to repeal the existing Parades & Processions Ordinance found in Chapter 75 of the Oakridge Municipal Code and replace it with a revised Chapter 75, as set forth in Exhibit 1 attached to Ordinance 942; and

NOW, THEREFORE, THE CITY OF OAKRIDGE ORDAINS AS FOLLOWS:

Section I. Chapter 75 of the Oakridge Municipal Code is hereby repealed and replaced with a revised Chapter 75, as set forth in Exhibit 1 attached hereto and incorporated herein by reference.

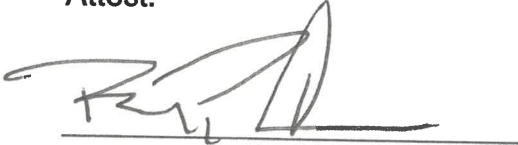
Section II. Severability Clause. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portion hereof.

Section III. Effective date of Ordinance. This Ordinance is necessary for the protection of public health, public safety, and public property and is effective immediately upon adoption.

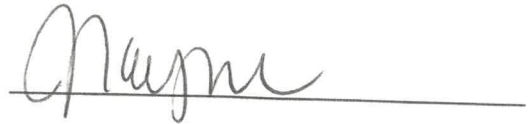
READ, PASSED AND ADOPTED by a vote of the Oakridge City Council this 2 day of November, 2023.

APPROVED AND SIGNED BY THE MAYOR of the City of Oakridge this 2
day of November, 2023.

Attest:



Oakridge Mayor



Oakridge City Recorder

Ayes: 6

Nays: 0

Abstain: 0

CHAPTER 75: PARADES AND PROCESSIONS

(Exhibit 1 of Ordinance 942, Enacted November 2, 2023)

Section

75.01	Prohibited Activity
75.02	Permit Required
75.03	Appeal to City Council
75.04	Offenses Against Parades
75.05	Revocation of Permit
75.06	Funeral Processions

75.01 PROHIBITED ACTIVITY.

No person shall organize or participate in a parade on a public street without obtaining authorization from the Oakridge City Council for street closures and an Event Permit from the Oakridge Police Chief. An Event Permit shall always be required of a parade or procession of people or vehicles using the public right-of-way, unless exempted as a "Funeral Procession" as outlined in Section 75.06. (Ord. 941, passed 11-2-2023; Ord. 711, passed 3-20-1986; Am Ord. 800, passed 12-15-1994; Am. Ord. 808, passed 9-21-1995; Am. Ord 835, passed 6-17-1999). Penalty, see Chapter 70.99.

75.02 PERMIT REQUIRED.

(A) An application for a parade Event Permit shall be submitted to the Oakridge Police Chief at least 30 days prior to the intended date of the parade, unless the time requirement is waived by the Police Chief or City Council.

(B) Permit applications shall include the following information:

- (1) Name, address, and phone number of the "Parade Chairperson" responsible for the parade;
- (2) The date and start & end times of the proposed parade;
- (3) A detailed map of the desired parade route, including assembling and ending points;
- (4) An estimate of the approximate number of vehicles, participants, and animals in the parade;
- (4) An estimate of the approximate number of spectators expected to attend;
- (5) Proof of insurance for the event (required for all events over 100 people).

(C) The Event Permit application shall be signed by the Parade Chairperson.

(D) The Police Chief shall issue an Event Permit for a parade, conditioned on the applicant's written agreement to comply with the terms of the Event Permit, unless the Police Chief finds that:

- (1) The time, route, or size of the parade will unreasonably disrupt the movement of other traffic;
- (2) The parade is of a size or nature that requires the diversion of so great a number of police officers to properly control traffic and/or the parade, that allowing it would pose too great of a risk to public safety;
- (3) The parade would interfere or conflict with another parade or event for which an Event Permit has already been issued;
- (4) Information contained in the Event Permit application is found to be false or material details were omitted; and/or
- (5) The applicant refuses to agree to abide by or comply with all the conditions of the Event Permit.

(E) If one or more of the conditions listed in section D above exists, the Police Chief or City Council may impose reasonable conditions in the permit, including but not limited to:

- (1) Requiring an alternate date and/or time for the parade;
- (2) Requiring an alternate parade route;
- (3) Limiting the number and/or types of vehicles in the parade;
- (4) Limiting the number of participants in the parade;
- (5) Requiring additional insurance;
- (6) Requiring event organizers to distribute informational flyers to all residents affected by street closures for the parade; and/or
- (7) Any other safety measures or conditions deemed necessary to ensure public safety, at the expense of the parade organizers.

(F) The Police Chief shall notify the applicant of the decision within 5 business days after receipt of the Event Permit application.

(G) If the Police Chief proposes alternatives or refuses to issue an Event Permit for the parade, the applicant shall have the right to appeal the Chief's decision to the City Council, as outlined in Chapter 75.03 below. (Ord. 941, passed 11-2-2023; Ord. 711, passed 3-20-1986; Am Ord. 800, passed 12-15-1994; Am. Ord. 808, passed 9-21-1995; Am. Ord 835, passed 6-17-1999).

75.03 APPEAL TO COUNCIL.

(A) An applicant may appeal the decision of the Police Chief by filing a written request of appeal to the City Council within 3 business days after the Police Chief has refused to issue or revoked an Event Permit.

(B) The Council shall schedule a hearing date, which shall not be later than 3 business days following the filing of the written appeal with the City Council, and shall notify the applicant of the date and time of the hearing so that they may appear in person or by a representative. (Ord. 941, passed 11-2-2023; Ord. 711, passed 3-20-1986; Am. Ord. 800, passed 12-15-1994; Am. Ord. 808, passed 9-21-1995; Am. Ord.835, passed 6-17-1999).

75.04 OFFENSES AGAINST PARADES.

(A) No person shall unreasonably interfere with a parade or parade participant.

(B) No person shall operate a vehicle that is not part of the parade between the vehicles or participants in the parade.

(C) No person shall operate a vehicle that is not part of the parade on any part of the closed parade route.

(D) No items, including candy, may be thrown from vehicles in the parade.

(E) All parade participants and vehicles may not deviate from the authorized parade route and must finish the entire authorized parade route.

(F) All parades must be led (first vehicle in the parade) and followed (last vehicle in the parade) by Oakridge Police patrol vehicles, at the expense of event organizers, unless this expense is waived by the Police Chief or City Council.

(Ord. 941, passed 11-2-2023; Ord. 711, passed 3-20-1986; Am. Ord. 800, passed 12-15-1994; Am. Ord. 808, passed 9-21-1995; Am. Ord.835, passed 6-17-1999). Penalty, see Chapter 70.99.

75.05 REVOCATION OF PERMIT.

The Oakridge Police Chief or City Council may revoke a parade Event Permit, or cancel or cease a parade, at any time, if circumstances clearly show that the parade cannot be conducted or continue safely. (Ord. 941, passed 11-2-2023; Ord. 711, passed 3-20-1986; Am. Ord. 800, passed 12-15-1994; Am. Ord. 808, passed 9-21-1995; Am. Ord.835, passed 6-17-1999).

75.06 FUNERAL PROCESSIONS.

- (A) No permit is required for a funeral procession.
- (B) A funeral procession shall proceed to the place of internment by the most direct route that is legal, safe, and practical.
- (C) The procession shall be accompanied by adequate escort vehicles for safety and traffic control.
- (D) All motor vehicles in the funeral procession shall be operated with their lights on.
- (E) No person shall unreasonably interfere with a funeral procession.
- (F) No person shall operate a motor vehicle that is not a part of the procession between the vehicles of a funeral procession.
- (G) Each driver in the funeral procession shall follow the vehicle ahead of them as closely as is practical and safe. (Ord. 941, passed 11-2-2023; Ord. 711, passed 3-20-1986; Am. Ord. 800, passed 12-15-1994; Am. Ord. 808, passed 9-21-1995; Am. Ord.835, passed 6-17-1999). Penalty, see Chapter 70.99.

[Chapter 75 was revised by Ordinance No. 942, enacted November 2, 2023.]