

STREET CLOSURE PERMIT FOR EVENTS

(All areas must be filled out to ensure efficient processing of application)

To the City of Sioux Falls, South Dakota:

The undersigned hereby makes application for a permit to close the following streets:

for the period _____ to _____ on _____ 20____ and states:
hour hour day or days

(not beyond 11 p.m.)

1. Name of Applicant _____
 Address _____ Phone _____
 Representing _____
(Group or Organization)

Applicant and/or Group or Organization Emergency Contact Numbers		
◆Contact Numbers <i>During Event</i> —minimum of two (2) *required◆		
Name	Telephone	Cell Phone
*1.		
*2.		
3.		

2. Description of activity to be carried on under this permit:

3. Approximate number to participate in activity: _____

4. Age of any minors who may participate and the name of the person responsible for them:

5. **By approval of this permit, the City of Sioux Falls assumes no liability for any damages or injuries suffered by participants in the activity described above. The City does not provide barricades.**

I have read and fully understand the attached rules and regulations applying to the approval of this permit.

Dated _____, 20____ By: _____

(address)

Approved by _____ Fire Dept. Date _____
 _____ Police Dept. Date _____
 _____ Engineering Div. Date _____

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Rules and Regulations for Street Closure

The following rules and regulations for the safety of everyone must be strictly adhered to:

◆City Ordinance

See separate sheet.

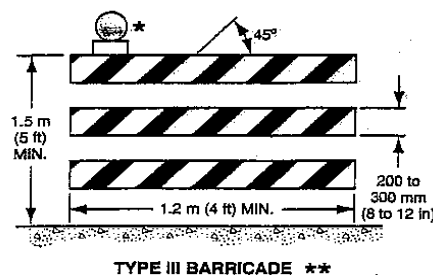
◆Fire and Police Department Rules

- 1) Barricades must be easily removable.
- 2) An unobstructed ten-foot (10') lane running in a straight line must remain available at all times.
- 3) There must be an unobstructed access to buildings within the closure area.
- 4) All hydrants are to be kept free from any obstruction.
- 5) No platforms, bandstands, booths, etc. are allowed that cannot be dismantled or moved instantly.
- 6) No interference or hazing will be tolerated by anyone in the area to any Fire and Police Department personnel in performance of their duties.
- 7) There must be no interference with the free flow of Fire and Police Department vehicles.

◆Street and Engineering Division Rules

- 1) There shall not be allowed any activity which will cause damage to the street surface, curbs and gutters, sidewalks, or other public and private property within the right-of-ways.
- 2) There shall not be deposited any material on the streets which will cause damage to the street surface, curbs and gutters, sidewalks, or any other public and private property within the right-of-ways.
- 3) The applicant shall be responsible for the removal of any and all debris left within the right-of-ways.
- 4) When a road section is closed to traffic, a minimum of two (2) Type III barricades (as pictured below) must be erected at the points of closure. They may extend completely across a roadway and its shoulders or from curb to curb. Since provisions must be made for access of equipment and authorized vehicles, the Type III barricades should be provided with gates or movable sections that can be closed or with indirect openings that will discourage public entry. Where access is provided through the Type III barricades, responsibility should be assigned to a person to assure proper closure. **The purpose of this rule is to address liability concerns of the City and the permit holder.**

All signs or barricades intended to be used during hours of darkness shall be reflectorized or illuminated. At least one barricade warning light (flashing-type) shall be installed on barricades at each point of closure.



Street Closure Additional Information

Approval Contacts

Department	Location	Directions
Fire	Fire Headquarters 2820 South Minnesota Avenue	37th Street and Minnesota Avenue
Police—Traffic Section	Law Enforcement Center 320 West Fourth Street	Fourth Street and Minnesota Avenue
Engineering (367-8601)	City Hall (Ground Floor) 224 West Ninth Street	Ninth Street and Dakota Avenue

Barricade Rentals

Company	Address	Phone Number
Construction Signing Corporation	111 North Garfield Avenue	373-9009
Dakota Traffic Services	27062 Kerslake Place, Tea, SD	368-9961
Traffic Solutions	47065 Charlotte Court, Suite 4	368-9765 360-4958 (Lonnie)
Highway Technologies, Inc.	1812 North "K" Avenue	373-1202

ARTICLE IX. ASSEMBLIES, PARADES, AND PROCESSIONS

Sec. 38-133. Definitions.

The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Assembly means any block party, demonstration, rally, gathering, or group of ten or more persons, animals, or vehicles, or a combination thereof having a common purpose, design or goal, upon any public street, sidewalk, alley, or other public place, which assembly substantially inhibits the usual flow of pedestrians or vehicular travel or which occupies any public area, other than a parade.

Parade means any scheduled walk, demonstration, procession, motorcade consisting of persons, animals, or vehicles; or a combination thereof having a common purpose, design, designation, or goal, upon any public place, which does not comply with normal and usual traffic regulations and controls.

Spontaneous event means an unplanned or unannounced coming together of persons, animals, or vehicles as described in this section, which was not contemplated beforehand by any participants therein and which is caused by or in response to unforeseen circumstances or events and which is neither a parade nor an assembly, as defined in this section.

(Ord. No. 70-87, § 1, 8-31-87; Ord. No. 55-03, § 1, 6-16-03).

Cross References: Definitions and rules of construction generally, § 1-2.

Sec. 38-134. Permits and exceptions.

- (a) Permit required. No person shall conduct, manage or participate in any parade or assembly for which a written permit has not been issued in accordance with this article.
- (b) Exceptions. The provisions of this article shall not apply to or affect funeral processions or spontaneous events.

(1957 Rev. Ords. §§ 9.801, 9.805; Ord. No. 15-85, § 1, 2-19-85; Ord. No. 70-87, § 2, 8-31-87; Ord. No. 55-03, § 2, 6-16-03).

Cross References: Offenses, ch. 26; offenses against public peace, § 26-25 et seq.; traffic, ch. 40; driving through procession, § 40-229.

Sec. 38-135. Application for permit.

Any person desiring a permit required by the provisions of this article shall make application to the police chief, on a form requiring the following information where applicable:

- (1) The name and address of the applicant or responsible officer of the applicant.
- (2) The exact time and date of commencement and termination of each act or activity desired.
- (3) The purpose, location, and route of such act or activity.
- (4) The person, group, association, or body to be authorized under the permit to do such act or activity and the number of persons to participate.
- (5) The age of any minors who may participate in such activity, and the name of the person who will be responsible for such minors.
- (6) Such other relevant information as the police chief may require for the investigation of the applicant.

(Ord. No. 15-85, § 2, 2-19-85).

Sec. 38-136. Contents of permit.

- (a) The permit required by this article shall contain all information contained in the application and be signed by the police chief, with a signed copy kept with the application on file in the office of the police chief.
- (b) If the application indicates that the parade or assembly will be utilizing any property which is a city park, or city parkland, the director of parks and recreation shall cosign the application along with the police chief.
- (c) The police chief shall have the authority to attach any conditions for the protection of the health, safety, and well-being of the general public.

(Ord. No. 15-85, § 3, 2-19-85; Ord. No. 70-87, § 3, 8-31-87).

Sec. 38-137. Matters considered in determining issuance of permit.

In deciding whether to issue a permit under the provisions of this article, the police chief shall consider the following:

- (1) Number of persons to participate.
- (2) Anticipated traffic conditions at the time and date proposed for the activity.
- (3) Schedule of other similar activities for which permits may have been issued.
- (4) Adequacy of adult supervision for any minors scheduled to participate.
- (5) Availability of city personnel whose presence on duty may be required by the activity and by the necessity to protect the general public.
- (6) Adequacy of public facilities in the location proposed for the activity to accommodate the proposed activity and the normal public use of public facilities in the proposed location.

- (7) Whether the remaining width of street available for travel would be less than 20 feet.
- (8) Whether a clear view of the parked equipment is available for a distance of 200 feet in each direction upon such street.
- (9) Whether provision is made for adequate passage on and maintenance and cleaning of streets and sidewalks.

(Ord. No. 15-85, § 4, 2-19-85).

Sec. 38-138. Issuance and alternatives to permit.

- (a) The permit required by the provisions of this article shall be issued by the police chief, provided that such permit may be denied or refused if it shall appear that the applicant or the act or activity requested on the application shall violate any applicable provisions of this Code or state law.
- (b) If the police chief shall receive more than one application for a parade or assembly to be held at the same time, same place, or on the same day, the application filed first takes precedence.
- (c) The police chief shall notify the applicant of alternative times, places, manner, or duration for the conducting of a parade or assembly, if the police chief can reasonably do so and if the application as submitted is denied.
- (d) No permit may be issued that would allow a violation of section 38-139.

(Ord. No. 15-85, § 5, 2-19-85; Ord. No. 70-87, § 4, 8-31-87; Ord. No. 55-03, § 3, 6-16-03).

Sec. 38-139. Time lapse between application for permit and activity.

It shall be unlawful for any activity regulated under this article to commence within 48 hours from the time of the application for a permit. (Ord. No. 70-87, § 5, 8-31-87 Ord. No. 55-03, § 4, 6-16-03).

Sec. 38-140. Deviation from permit.

No person participating in any act or activity for which a permit has been granted under the provisions of this article shall deviate from or alter any of the terms or contents of such permit. (Ord. No. 55-03, § 5, 6-16-03).

Sec. 38-141. Display of permit.

Every person having a permit issued under the provisions of this article shall have the permit in his possession during the activity permitted thereby, and shall display the permit upon the request of any law enforcement officer. Failure to display the permit shall be unlawful. (Ord. No. 15-85, § 6, 2-19-85).

Sec. 38-142. Revocation of permit.

- (a) The police chief may revoke a permit required under this article at any time if:
 - (1) An emergency arises making it impossible to assign necessary personnel to the event required to protect the public safety; or
 - (2) Information is obtained after the permit is issued from which the police chief may reasonably conclude that the permit should have been denied.
- (b) The police officer assigned to oversee a parade may revoke a parade permit if the police officer finds that:
 - (1) The parade has deviated or will deviate from the route approved in the permit;
 - (2) Participants are violating the law or parade permit conditions; or
 - (3) Fire or other emergency requires the parade to be concluded to protect public safety.

Prior to terminating the parade pursuant to subsection (b) (1) or (2) of this section, the officer must warn the participants and provide them with an opportunity to return to the approved route or to comply with the permit conditions.

(Ord. No. 70-87, § 6, 8-31-87).

Sec. 38-143. Distribution at parades.

No person conducting, managing, or participating in any parade shall distribute or permit the distribution of any candy or balloons to persons in attendance during the parade.

(Ord. No. 77-96, § 1, 7-15-96; Ord. No. 55-03, § 6, 6-16-03).

Sec. 38-144. Appeal.

Any person who is aggrieved by the denial or granting of a permit as provided in this article may appeal pursuant to Article VI of Chapter 2 of this Code.

(Ord. No. 70-87, § 8, 8-31-87; Ord. No. 55-03, § 7, 6-16-03).

Sec. 38-145. Residential picketing prohibited.

No person shall engage in picketing before or about the residence or dwelling of any individual in the city.

(Ord. No. 118-88, § 1, 12-5-88; Ord. No. 55-03, § 8, 6-16-03).

Noise Ordinance—If using a loudspeaker, please contact the City Health Division for a permit (367-8760).