

**ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN
OF THE CITY OF FLOWOOD, MISSISSIPPI
GOVERNING PARADES, PROCESSIONS, PICKETING AND PUBLIC
DEMONSTRATIONS AND REQUIRING PERMITS AND ESTABLISHING
PENALTIES FOR VIOLATIONS OF THIS ORDINANCE**

WHEREAS, the City of Flowood does not presently have an Ordinance governing the conduct of parades, processions, picketing and public demonstrations; and

WHEREAS, the Chief of Police has requested that the Mayor and Board adopt an Ordinance requiring that parades, processions, picketing and public demonstrations be permitted; and

WHEREAS, this Ordinance is necessary to protect the public health, safety, and general welfare, by requiring advance notice to the Police Department of the City of Flowood of the conduction of parades, processions, picketing or public demonstrations.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF FLOWOOD, as follows:

SECTION 1: PERMIT REQUIRED

It shall be unlawful to organize or hold, or to assist in organizing or holding, or take part or participate in, any parade, procession or other public demonstration on the streets or public ways of the City, unless a permit therefore has been secured from the Chief of Police of the City.

SECTION 2: APPLICATION

To secure such permit, a written application shall be made to the Chief of Police of the City, setting forth the probable number of persons, vehicles or animals which will be engaged in such parade, procession, picketing or other public demonstration, the purpose for which is held or had, and the streets or other public ways over, along or in which it is desired to have or hold such parade, procession or other public demonstration.

SECTION 3: GRANTING OF APPLICATIONS

The Chief of Police of the City shall grant a written permit for such parade, procession or other public demonstration, prescribing the streets or other public ways which may be used therefore, if he finds that the convenience of the public and the use of the streets would not be thereby unduly disturbed.

SECTION 4: TIME RESTRICTIONS

No permit will be granted under this Section for any parade, procession, picketing or other public demonstration to begin after eight (8) o'clock p.m.

SECTION 5: CONDUCT OF PARTICIPANTS

Participants in such parades, processions, picketing or other public demonstrations shall conduct themselves in the following manner:

- a) All persons walking or riding shall be unarmed and without explosives of any kind and those walking will line up no more than four (4) abreast in right hand lane of traffic or in units of one hundred (100) or less, with an interval of fifteen (15) feet being maintained between units.

- b) Auto traffic directions at intersections along the route of March and directions of Police Officers will be obeyed.
- c) All persons covered by the permit will adhere strictly to the designated route.
- d) All persons involved shall conduct themselves in an orderly manner and no profanity will be used.
- e) All persons covered by the permit must assemble at the prescribed area and accompany the march only on the sidewalks and/or streets designated and in formation.

SECTION 6: EXCEPTIONS

This article shall not apply to funeral processions, which are supervised, managed and directed by licensed Funeral Homes.

SECTION 7: REVIEW OF APPLICATION FOR DENIAL BY CHIEF OF POLICE

If an application for a permit is denied, after the filing of the proper application therefore, the applicant shall have the right to have the Mayor and Board of the City consider the application immediately, and to pass on whether the requested permit should be issued or not, by filing with the City Clerk a written request for a review of the action of the Chief of Police with respect to the application. Such review shall be held within twenty-four (24) hours after the filing of such request with the Clerk of said City, and the applicant shall have the right to appear thereat and to present proof in support for the application of the permit. The Mayor and Board shall without delay pass on the question whether the permit should be issued or not, and should it be the opinion that the permit should be issued, the same shall be issued forthwith.

SECTION 8: VIOLATIONS AND PENALTIES

Any person found guilty of violating the provisions of this Article shall be guilty of a misdemeanor and shall be punished by a fine not exceeding three hundred dollars (\$300.00), or by imprisonment not to exceed ninety (90) days, or both such fine and imprisonment. Each day any violation of this Article shall continue shall constitute a separate offense.

SO ORDAINED THIS 5 DAY OF MAY , 1992.

GARY RHOADS

ATTEST:

MYRA DEW, CITY CLERK