

Title 9
PUBLIC PEACE, MORALS AND SAFETY

Chapters:

9.20 Fireworks

9.24 Boxing Matches

9.28 Wheeled Conveyances in Public Places

9.29 Parades and Assemblages

9.29.010 Permitting Requirements

- (a) No person, group of persons or organization shall conduct or participate in any parade, procession or assemblage upon any street, highway or public ground, or block off any street, highway or public ground area, without first obtaining a permit from the City of Holtville.*
- (b) Applications for such permits shall be made on such forms as may be prescribed and shall contain such information as is reasonably necessary to a fair determination of whether a permit should be issued. Applications shall be filed not less than ten days before the time intended for such parade, procession or assemblage.*
- (c) The permit shall be issued unless the Police Chief or Fire Chief determines that:
 - (1) The time, place, size or conduct of the parade, procession or assemblage, including the assembly areas and route of march would unreasonably interfere with the public convenience and safe use of the streets, highways or public grounds.*
 - (2) The parade, procession or assemblage would require the diversion of so great a number of police officers to properly police the line of movement, assembly area and areas contiguous thereto so as to deny normal police protection to the City.*
 - (3) The parade route of march or assembly areas would unreasonably interfere with the movement of police vehicles, firefighting equipment or ambulance service to other areas of the City.*
 - (4) The parade, procession or assemblage would unreasonably interfere with another parade, procession or assemblage for which a permit has been issued.*
 - (5) The information contained in the application is found to be false, misleading or incomplete in any material detail.*
 - (6) An emergency such as a fire or storm would prevent the proper conduct of the parade, procession or assemblage.**
- (d) The permit or any order accompanying it may limit or prescribe reasonable conditions, including the hours, the places of assembly and of dispersal, the route of march or travel and the streets, highways, public grounds or portions thereof which may be used or occupied.*

9.29.011 Placement of Chairs, Benches, Etc. Along Parade Routes

No type of seating, including but not limited to chairs, benches, and blankets shall be placed upon any sidewalk, public right-of-way or City property adjacent to a parade route prior to 6:00 a.m. on the day immediately prior to the scheduled parade event. (Ord. 299, 2025).

ORDINANCE NO. 499

AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOLTVILLE, CALIFORNIA,
ADDING SECTION 9.29 ENTITLED "PARADES AND ASSEMBLAGES"
TO CHAPTER 9 ENTITLED "PUBLIC PEACE, MORALS, AND SAFETY"
TO THE HOLTVILLE MUNICIPAL CODE

A. Recitals

(i) Whereas, the City of Holtville may make and enforce all regulations within the City to further the public health, safety and welfare.

(ii) Whereas, the City Council finds that it furthers the public health, safety and welfare to maintain streets, sidewalks and other areas designated for pedestrian and vehicular access free from obstruction and encroachments.

(iii) Whereas, Government Code Section 36937 empowers cities to adopt, by four-fifths vote, an urgency ordinance which is necessary for the immediate preservation of the public peace, health or safety; and

(iv) Whereas, Parades, Assemblages and spectators occupying sidewalks during same creates a serious hinderance to individuals who rely on unobstructed pedestrian rights-of-way to move about the City;

(v) Whereas, maintaining city streets and sidewalks and other access areas in an unobstructed manner pursuant to this ordinance is necessary as an emergency measure to preserve the public peace, health, safety and welfare.

B. Ordinance

NOW, THEREFORE, the City Council of the City of Holtville does hereby find, determine and ordain as follows:

SECTION 1: The above findings are true and correct and hereby incorporated into this ordinance.

SECTION 2: Section 9.29 "Parades and Assemblages" is hereby added to Title 9, "Public Peace, Morals and Safety" of the Holtville Municipal Code as follows:

9.29 Parades and Assemblages

9.29.010 Permitting Requirements

(a) *No person, group of persons or organization shall conduct or participate in any parade, procession or assemblage upon any street, highway or public ground, or block off any street, highway or public ground area, without first obtaining a permit from the City of Holtville.*

(b) *Applications for such permits shall be made on such forms as may be prescribed and shall contain such information as is reasonably necessary to a fair determination of whether a permit should be issued. Applications shall be filed not less than ten days before the time intended for such parade, procession or assemblage.*

- (c) *The permit shall be issued unless the Police Chief or Fire Chief determines that:*
- (1) *The time, place, size or conduct of the parade, procession or assemblage, including the assembly areas and route of march would unreasonably interfere with the public convenience and safe use of the streets, highways or public grounds.*
 - (2) *The parade, procession or assemblage would require the diversion of so great a Number of police officers to properly police the line of movement, assembly area and areas contiguous thereto so as to deny normal police protection to the City.*
 - (3) *The parade route of march or assembly areas would unreasonably interfere with the movement of police vehicles, firefighting equipment or ambulance service to other areas of the City.*
 - (4) *The parade, procession or assemblage would unreasonably interfere with another parade, procession, or assemblage for which a permit has been issued.*
 - (5) *The information contained in the application is found to be false, misleading or incomplete in any material detail.*
 - (6) *An emergency such as a fire or storm would prevent the proper conduct of the parade, procession or assemblage.*
- (d) *The permit or any order accompanying it may limit or prescribe reasonable conditions, including the hours, the places of assembly and of dispersal, the route of march or travel and the streets, highways, public grounds or portions thereof which may be used or occupied*

9.29.011 Placement of Chairs, Benches, Etc. Along Parade Routes

No type of seating, including but not limited to chairs, benches, and blankets shall be placed upon any sidewalk, public right-of-way or City property adjacent to a parade route prior to 6:00 a.m. on the day immediately prior to the scheduled parade event. (Ord. 299, 2025).

SECTION 3: Severability. If any provision(s) of this ordinance or the application thereof to any person or circumstances is held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision or application, and to this end, the provisions of this ordinance are declared to be severable. The City Council hereby declares that it would have adopted this ordinance and each section, subsection, sentence, clause, phrase, part or portion thereof, even though any one or more sections, subsections, clauses, phrases, parts or portions thereof was declared invalid or unconstitutional.

SECTION 4: The Mayor shall sign and the City Clerk shall certify to the passage and adoption of this Ordinance and shall cause the same, or the summary thereof, to be published and posted pursuant to the provisions of law and this Ordinance shall take effect immediately after passage.

INTRODUCED at a regular meeting of the City Council of the City of Holtville held on January 13, 2025.

PASSED, APPROVED AND ADOPTED this 13th day of January, 2025.