



## Legislation Text

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**File #:** Ord 13-63, **Version:** 2

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Amending Chapter 366A of the Saint Paul Legislative Code to require recycling at all parades, races or assemblies.

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

### SECTION 1

Section 366A.04 of the Saint Paul Legislative Code is hereby amended to read as follows:

#### **Sec. 366A.04. Application.**

- (a) A person seeking a parade, race or public assembly permit shall file an application with the chief of police on forms provided by such officer and the application shall be signed by the applicant under oath. In order to ensure the timely appeal in the event of a permit denial, it is recommended that applications be filed at least sixty (60) days prior to the event. Nevertheless, any application filed within the minimum filing periods prescribed in subsection (b) below, shall be processed during business hours.
- (b) For single, nonrecurring parades, races or public assemblies, an application for a permit shall be filed with the chief of police as follows:
  - (1) At least seven (7) business days in advance of the proposed event for parades or races of less than two hundred (200) participants and less than thirty (30) vehicles and animals;
  - (2) At least ten (10) business days in advance of the proposed event for parades or races of two hundred (200) or more participants, or thirty (30) or more vehicles and animals;
  - (3) At least five (5) calendar days in advance of the proposed event for public assemblies of less than one hundred (100) participants which will not interfere with the normal flow or regulation of vehicular traffic;
  - (4) At least seven (7) business days in advance of the proposed event for public assemblies of one hundred (100) or more participants or which will, regardless of size, interfere with the normal flow or regulation of vehicular traffic;
  - (5) No application shall be filed more than one hundred eighty (180) days before the parade, race or public assembly is proposed to commence.
  - (6) The chief of police may waive the minimum filing periods set forth above and accept an application filed within a shorter period if, after due consideration of the date, time, place and nature of the parade, race or public assembly, the anticipated number of participants, and the city services required in connection with the event, the chief of police determines that the waiver will not present a hazard to public safety. When

determining whether to waive the minimum filing period, the chief of police may not consider the speech content of the event.

- (c) For parades, races or public assemblies held on a regular or recurring basis at the same location, an application for a permit covering all such parades, races or public assemblies during that calendar year may be filed with the chief of police at least sixty (60) and not more than one hundred eighty (180) days before the date and time at which the first such parade, race or public assembly is proposed to commence. The chief of police may waive the minimum sixty (60) days period after due consideration of the factors specified in subsection (b)(6) above.
- (d) The application for a parade, race or public assembly permit shall set forth the following information:
  - (1) The name, address and telephone number of the person seeking to conduct such parade, race or public assembly; this person should be the person in charge or chairperson of the parade, race or public assembly;
  - (2) The names, addresses and telephone numbers of the headquarters of the organization for which the parade, race 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, race or public assembly;
  - (4) The location of the parade, race or public assembly and the route to be traveled, including the starting point and the termination point;
  - (5) The hours when such parade, race or public assembly will start and terminate;
  - (6) The statement as to whether the parade, race or public assembly will occupy all or only a portion of the width of the streets proposed to be traversed;
  - (7) The location by street of any assembly areas for such parade, race or public assembly;
  - (8) The time at which units of the parade, race or public assembly will begin to assemble at any such area;
  - (9) The intervals of space to be maintained between units of such parade or public assembly;
  - (10) If the parade, race or public assembly is designed to be held by, or on behalf of, any person other than the applicant, the applicant for such permit shall file a letter from that person with the chief of police authorizing the applicant to apply for the permit on his behalf;
  - (11) The type of parade, race or public assembly, including a description of activities planned during the event;
  - (12) A description of any sound amplification equipment to be used in connection with the parade, race or public assembly;
  - (13) The approximate number of participants (spectators are by definition not participants), including the type and number of animals and vehicles;
  - (14) The approximate number of spectators reasonably anticipated;
  - (15) A designation of any public facilities or equipment to be utilized; and
  - (16) Where the event is in an area covering two blocks or less of sidewalks, streets or other public property, the addresses of any properties that abut the location of the parade, race or public assembly;

- (17) Where the event is in an area covering two (2) blocks or less of sidewalks, streets or other public property, a signed statement by the permit applicant stating that all the addresses of any properties that abut the location of the parade, race or public assembly, have received notification of the event.
- (18) A written waste management plan demonstrating how the applicant will comply with the recycling requirements and waste reduction objectives as set forth in section 366A.13 (d).
- ~~(18)~~(19) Any additional information that the chief of police finds reasonably necessary to a fair determination as to whether a permit should issue.

## SECTION 2

Section 366A.13 of the Saint Paul Legislative Code is hereby amended to read as follows:

### **Sec. 366A.13. Duties of permitted.**

- (a) A permitted hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances; and
- (b) The parade, race or public assembly chairperson or other person in charge of such activity shall carry the parade, race or public assembly permit upon their person during the conduct of the parade, race or public assembly.
- (c) The purpose of this section is to have recycling options that are proportional to trash collection services. All parades, races or public assemblies must provide for the collection and proper disposal of recyclable material separate from non-recyclable materials. Recyclable materials may include but are not limited to: metal, glass or plastic food and beverage containers, corrugated cardboard, boxboard, plastic film or other packaging, or miscellaneous paper.
- (d) Sixty (60) days prior to the parade, race or public assembly the permit applicant must provide a written plan to the city for review and approval demonstrating how the event applicant will comply with the recycling requirements and waste reduction objectives outlined in this subdivision. At a minimum the Waste Management Plan will detail: efforts to reduce waste by evaluating the potential waste stream (types of trash, recyclable and/or organic [food waste and compostable] materials) generated at the event, a plan for collection and proper disposal of all materials, how education and signage (posted for staff, volunteers and attendees) will be addressed as well as the name of trash/recycling/organics service provider(s).
- (e) Arrangements must be made for the delivery of all recyclable material to a valid recyclable materials processing facility, transfer station or drop off center promptly after completion of the parade, race or public assembly. Where applicable, arrangements must be made for the delivery of all organic materials to an appropriate organic materials processing facility or transfer station.
- (f) Within thirty (30) business days following the parade, race or public assembly the permit holder

must submit the following: a valid recyclable materials processing facility, transfer station, or recycling drop off center weight ticket; photographs; or other written evidence acceptable to the city, verifying that all recyclable materials were delivered to an appropriate disposal facility. Where applicable, within thirty (30) business days following the ~~community festival~~ parade, race or public assembly, the permit holder must submit the following: a valid organic materials processing facility or transfer station weight ticket; photographs; or other written evidence acceptable to the city, verifying that all organic materials were delivered to an appropriate disposal facility Failure to comply with any part of this section may result in forfeiture of the security posted or additional fees being charged.

### SECTION 3

This ordinance shall take effect and be in force thirty (30) days following its passage, approval and publication on January 1, 2015.