

On joint motion of all Councilmembers present the following ordinance was offered:

**SUMMARY NO. 22746    ORDINANCE NO. 23544**

An ordinance amending Chapter 6, Article V of the Code of Ordinances, Carnival/Mardi Gras and other Parades.

**WHEREAS**, it is the intention of this ordinance to maintain the quality, standards and rich tradition of the Carnival/Mardi Gras Parade Season on the East Bank and West Bank of Jefferson Parish by creating classes of violations and providing for penalties; and

**WHEREAS**, it is necessary to revise and reorganize Article V to make the ordinance more user friendly and accessible to the public.

**NOW, THEREFORE, THE JEFFERSON PARISH COUNCIL ACTING AS THE GOVERNING AUTHORITY FOR THE PARISH OF JEFFERSON HEREBY ORDAINS:**

**SECTION 1.** That Chapter 6, Article V, is hereby amended to read as follows:

**DIVISION 1. IN GENERAL**

**Sec. 6-65. Purpose.**

The regulations contained in this division are ordained and required for the public health, safety, morals, good order, convenience and general welfare of the community. It is the intention of this article to establish reasonable limits to the demand for law enforcement, fire, sanitation, and other parish services and to maintain the great tradition of Carnival.

**Sec. 6-66 Standards, regulations, method of reporting.**

(a) The carnival and special events office shall cause to be issued such standards and regulations that may be deemed appropriate in promulgating the provisions of this article and the purposes thereof.

(b) The carnival and special events office shall develop a methodology of reporting which shall be applicable to all carnival parade organizations and participants.

**Sec. 6-67 Definitions.**

For the purpose of this article, the following terms are defined as follows:

*Carnival/Mardi Gras event day* is one (1) of the following days: any Wednesday, Thursday, Friday, Saturday or Sunday during the Carnival/Mardi Gras parade season; the Monday before Mardi Gras (Lundi Gras); or Mardi Gras itself.

*Carnival/Mardi Gras parade* is a parade staged during the official carnival parade season conducted by a non-profit carnival organization consisting of floats, mini floats, tandem floats, bands and marching organizations.

*Carnival/Mardi Gras parade season* is designated as that period beginning with the second Friday before Mardi Gras and continuing through Mardi Gras Day, both inclusive.

*Float* is a vehicle with four (4) or more wheels without brakes or an engine for its own propulsion, upon which is constructed artistic designs and which carries costumed and masked riders.

*Float lieutenant* refers to a person designated by the captain of the krewe who shall be responsible for maintaining acceptable conduct and decorum on the float, in accordance with Jefferson Parish Ordinances relative to Carnival/Mardi Gras parades.

*Float parade organization* is a non-profit corporation, with at least two hundred (200) costumed riders and organized under the laws of the state, for the sole purpose of staging a parade, which primarily uses a number of floats for its parade.

*Krewe* is any organization granted a permit by the office to conduct a Carnival/Mardi Gras parade, whether or not the actual name of the organization includes the word "krewe."

*Material misrepresentation* is defined to include any of the following:

- (1) The furnishing of false information in any parade application; or
- (2) Providing false information that financial agreements have been met with the float providers for floats; or
- (3) Providing false information to the director of citizens' affairs in response to inquiries made to the parade or parade organization.

*Office* refers to the office of carnival and special events under the department of citizens' affairs.

*Parade marshal* refers to a person designated by each captain of a Mardi Gras parading organization, who shall be responsible for the orderly assembly, conduct and disbandment of the parade within the guidelines set down by the Jefferson Parish Code of Ordinances and the captain of the krewe.

*Marching club* is a non-profit corporation, organized under the laws of the State of Louisiana, for the purpose of parading in costume and on foot during an official parade.

*Mardi Gras* is the last day of the Carnival/Mardi Gras parade season, otherwise known as "Fat Tuesday," being the day before Ash Wednesday in the Catholic liturgical calendar.

*Truck-float* is a normal commercial semi-trailer and/or flat bed, which is decorated and carries costumed and masked riders.

*Truck parade organization* is a non-profit corporation, organized under the laws of the state, for the sole purpose of staging a parade, which uses only trucks for its parade.

#### **Sec. 6-68 Parade routes.**

a) *East Bank Routes:* The director of citizen's affairs shall determine the parade route. At the direction of the director of citizen affairs, the East Bank Routes and Assembly Areas may be changed to a new route and assembly area that will be set out in writing and distributed to each krewe no later than thirty (30) days prior to the date of each parade.

(1) Truck-floats will assemble at an alternate site and escorted by the sheriff's office to the west bound Veterans Boulevard near Houma Boulevard.

(2) Assembly areas other than those described herein may be approved by the parish council through a duly adopted ordinance at least thirty (30) days prior to the carnival parade season.

(b) *West Bank Route:* The director of citizen's affairs shall determine the parade route. At the direction of the director of citizen affairs, the West Bank Route and assembly areas may be changed to a new route and assembly area that will be set out in writing and be distributed to each krewe no later than thirty (30) days prior to the date of each parade.

#### **Sec. 6-69 Reviewing stands.**

Carnival parade reviewing stands shall be erected in the areas designated by resolution of the Jefferson Parish Council after receiving the recommendation of the director of citizens' affairs.

### **DIVISION 2. PARADE PARTICIPANTS.**

#### **Sec. 6-70 Attire and Characterization.**

(a) No participant of a Carnival/Mardi Gras float parade shall ride in public view unless that person is constantly costumed and masked as to disguise his or her facial characteristics. Participants with painted faces as a disguise shall be considered as masked. This provision shall not apply to the king, queen, captain, officers, maids, dukes, pages, attendants or special guest celebrities.

(b) All participants in each parade, whether on floats, truck-floats, horseback, in cars, or other types of vehicles, or marching, shall be decently attired and no sexually indecent dress or characterization shall be allowed. Parade organizations or any participant thereof shall be prohibited from conducting themselves in a vulgar or indecent manner or display any behavior that would be shocking or offensive to the general public.

(c) No person shall be allowed to participate in a parade if obviously intoxicated.

(d) It shall be unlawful for any person to smoke while on a float or truck, before, during, or after the parade or any other time or place deemed unsafe by the office, parade organization, fire personnel or duly authorized law enforcement officials.

(e) The carrying of firearms by any parade participant is prohibited. Duly commissioned law enforcement personnel are exempted. Any other persons duly authorized and licensed to carry a firearm and is acting in an official capacity must notify the office with the reason for carrying such firearm and be approved by the office to carry such firearm.

(f) No music shall be played in any parade that is not acceptable for public airwaves. Music must not have any words that are deemed unacceptable by the Federal Communications Commission.

(g) Microphones, megaphones, and any other type of device used to project someone speaking to persons along the parade route are prohibited, except for use by performing bands and musicians.

**Sec. 6-71 Minimum Age.**

The minimum age for carnival parade walking participants shall be set at age ten (10) including, but not limited to, krewe, band, dance groups, flag bearers or mascots.

**Sec. 6-72 Throws Prohibited.**

a) No parade participant other than an actual riding member and special guest celebrities or other participants authorized by the parade organization shall be permitted to toss or hand out throws or trinkets of any kind. However, no throwing of any kind shall be permitted by occupants of property trucks or news media vehicles.

(b) Distribution of doubloons, trinkets or throws of any kind shall be pre-approved by the captain of the parading krewe.

(c) It shall be prohibited for any driver of any motor vehicle to toss or hand out throws or trinkets of any kind.

(d) No Mardi Gras parade participant, while participating in a parade on the parade route, in a parade staging area or in a parade disbanding area, shall throw, distribute, possess or have in his custody or control any of the following:

(1) Throws or trinkets containing sharp edges or points, included but not limited to plastic or wooden spears, plastic, paper or silk flowers with wire stems;

(2) Throws or trinkets, which explode or detonate, regardless of the brand name;

(3) "Bomb bag(s)". For the purposes of this section, a "bomb bag", regardless of its brand name, shall be defined as an item when used makes an explosion;

(4) Boxes, including but not limited to corrugated boxes;

(5) "Confetti canisters," regardless of its brand name. For the purposes of this section, "confetti canisters" shall be defined as an item which contains metallic confetti streamers or other metallic string-like substance that is expelled or discharged under pressure into the air;

(6) Glass. Eyeglasses and the toasting area are exempt from this prohibition on the use of glass;

(7) "Laser pointer(s)". For the purposes of this section a "laser pointer", shall be defined as a device that emits a highly amplified ultraviolet or infrared light;

(8) Any life threatening object and noxious substances or liquids;

(9) "Silly string" or other item which, when used, emits an adhesive string-like or adhesive streamer-like substance that is shot or expelled from a pressurized container;

(10) "Stink bomb(s)" or "stink spray(s)." For the purposes of this article, a "stink bomb" or "stink spray," regardless of its actual brand name, shall be defined as a device for the purpose of emitting an odorous substance when used.

(e) No parade participant, while participating in a parade on the parade route, in a parade assembly/staging area, or in a parade disbanding area, shall hand out, throw or distribute in any way any condom or prophylactic or any sexually oriented device. Sexually-oriented device shall include but not be limited to blow-up dolls, sexual toys or any paraphernalia that is designed in whole or part for specific sexual activities.

(f) No parade participant, while participating in a parade on the parade route, in a parade assembly/staging area, or in a parade disbanding area, shall hand out, throw or distribute any alcoholic beverage, including "jello shots."

(g) No throws or trinkets of any kind shall be tossed or handed out to the front or rear of a float or truck or other vehicle.

(h) No throws or trinkets of any kind shall be tossed or handed out in the assembly or disbanding areas.

- (i) Discarding of debris, trash, and packaging along the route of the parade shall be prohibited.
- (j) In addition to the penalties hereinafter set forth, any person violating these provisions may be subject to surrender all throws for the duration of the parade.
- (k) Riders not in compliance with any of the above may be removed from the parade by the captain, float lieutenant, parade marshal, sheriff's office or the office.

**Sec. 6-73. Riders-Requirements.**

- (a) Each individual float rider shall wear the provided safety device at all times during the parade where required.
- (b) Each float and truck-float shall have a lieutenant positioned in the first position of either side of the float or truck-float. This lieutenant shall have a sign to alert police and/or fire personnel in the event of an emergency.
- (c) The permitted parade organization must maintain the names and positions for all riders on each float or truck-float. The names and positions of the riders shall be made available to the office after request by the director, and after an incident that is the result of a criminal investigation or a violation of this chapter. Failure to provide the names and positions within forty-eight (48) hours of the request shall result in a Class II violation.

**DIVISION 3. PERMITS**

**Sec. 6-74. Permits.**

Each float parade and truck parade shall annually be required to obtain the proper permit from the office of carnival and special events.

**Sec. 6-75. Number of permits.**

- (a) There shall be a limit to the number of float parade organizations given permits to conduct Carnival/Mardi Gras Parades during the official Carnival/Mardi Gras Parade Season for each year. The ability to receive a permit is expressly limited to the Carnival/Mardi Gras Float Parades listed here-in-below, subject to change as expressly provided for in this section.

(1) *East Bank:*

- a. Argus.
- b. Atlas.
- c. Caesar.
- d. Centurions.
- e. Excalibur.
- f. Isis.
- g. Napoleon.
- h. Rhea.
- i. Thor.
- j. Zeus.

(2) *West Bank:*

- a. Adonis.
- b. Alla.
- c. Choctaw.
- d. Cleopatra.

- (b) Should any of the above ten (10) East Bank Float parade organizations fail to (1) timely apply for a permit for any Carnival/Mardi Gras Parade Season, or (2) parade in any Carnival/Mardi Gras Parade Season for any reason, including revocation of their permit, and other than for reasons beyond their control, then their ability to receive a permit will be eliminated. In no event shall the number of East Bank Carnival/Mardi Gras Float Parades exceed ten (10). If the number of East Bank Carnival/Mardi Gras Float Parades decreases to below ten (10) then a new float parade organization(s) may apply for a permit(s) with the office. The first float parade organization(s) to request a permit, once an opening becomes available and to satisfy all requirements for a Carnival/Mardi Gras Parade, shall receive the available permit(s).

- (c) Should any of the above four (4) West Bank Float parade organizations fail to (1) timely apply for a permit during for any Carnival/Mardi Gras Parade Season, or (2) parade in any Carnival/Mardi Gras Parade Season thereafter for any reason, including revocation of their permit, and other than for reasons beyond their control, then their ability to receive a permit will be eliminated. If the number of West Bank Carnival/Mardi Gras Float Parades decreases to below

four (4) then a new float parade organization(s) may apply for a permit(s) with the office. The first float parade organization(s) to request a permit once an opening becomes available and to satisfy all requirements for a Carnival/Mardi Gras Parade shall receive the available permit(s).

(1) There shall be a maximum of four (4) West Bank Float Parade organizations.

(2) The Adonis and Choctaw Float Parade organizations shall be staged consecutively on the same event day.

(d) No Carnival/Mardi Gras Parade shall be staged other than on a Carnival/Mardi Gras event day as defined in section 6-67; unless an alternate date has been approved by the office and by the sheriff's office as an alternate date. The permit issued by the office of carnival and special events to a float parade organization to parade on the same event day that another float parade organization is permitted to parade shall designate the order in which the parades are to be conducted.

(e) In addition to the number of parades permitted above, there shall be no more than two (2) permits issued to truck parade organizations: the Krewe of Jefferson and the Krewe of Elks of Jeffersonians. Should any of the aforementioned truck parade organizations (1) fail to timely apply for a permit for any Carnival/Mardi Gras Parade Season, (2) have its permit revoked, or (3) fail to parade, other than for reasons beyond its control, then said organization's ability to apply for such a permit will cease. The first truck parade organization to request a permit(s) once an opening becomes available and to satisfy all the requirements for truck parades shall receive the available permit.

(f) A truck parade organization, referred to in subparagraph (e), desiring to participate in Mardi Gras shall, by letter, apply to the office for such permit on or before May 1st. An application, on forms provided by the office shall be submitted prior to June 15th. Said applications shall include the name and address of the organization and the name, address and telephone number of the captain; a schedule of proposed fees that will be charged to each truck along with the names of the charities that will benefit from funds in excess of the parade requirements; and the name and address of each truck group including the captain's name, address and telephone number. Each designated float parade organization shall coordinate its parade activities with the office.

(g) By resolution, the council is authorized to delete and/or substitute the name of those organizations authorized to parade during the Carnival/Mardi Gras Parade Season as set out in subparagraphs (a) and (e) of this section.

**Sec. 6-76. Application for permit.**

(a) Application for float parade permits shall be received by the office of carnival and special events between June 1st and 15th of each year preceding the annual parade

(b) In addition, at least one hundred eighty (180) days for prior to the start of the Carnival/Mardi Gras Season, Mardi Gras Krewes shall provide a notarized statement that all expenses related to the prior year's parade have been satisfied. If any accounts due and payable are in litigation, the krewe must notify the office of carnival and special events, and provide a written explanation.

(c) At least one hundred eighty (180) days prior to the start of the Carnival/Mardi Gras Season, Mardi Gras krewes shall provide written documentation from their float provider to the office of carnival and special events specifying that the krewe has a float contract for the upcoming parade season. In addition, at least thirty (30) days prior to the start of the Carnival/Mardi Gras season, Mardi Gras krewes shall provide written documentation to the office of carnival and special events specifying that all financial agreements have been met with their float providers, and that the floats will be available for the parade at the stipulated date and time. A krewe's failure to produce written documentation required by this subsection within the mandated time periods shall result in forfeiture of its parade permit.

(d) Upon full compliance with the provisions of Article V, the submission of the application, and the documentation regarding financial agreements, the office of carnival and special events shall issue a parade permit to the applicant. Any such permit, however, is subject to revocation should the office of carnival and special events discover any violations by the applicant of the provisions of Article V prior to the start of the parade.

(e) Each float parade and truck parade organization seeking a permit to parade shall have been duly chartered by the Office of Louisiana Secretary of State for at least twelve (12) months prior to making application to the office of carnival and special events.

**Sec. 6-77. Permits for positions, dates, and times.**

(a) Permits for this and subsequent years shall be for the same position, route, and time in the carnival parade season except:

(1) As modified by the application of the provisions of section 6-103, Violations and Penalties; and

(2) Those positions, routes, dates, and times that may be authorized by the office in conjunction with the sheriff's office.

(b) If a permit is canceled for just cause, or if the holder of a permit does not parade in any year, except when a parade is canceled for reasons beyond the control of the permit holder, said permit may be canceled for that year and all subsequent years. Such vacancy in date and time may be filled by an organization already licensed under the provisions of this chapter which may desire to transfer to such open date and time, the rule of parade seniority prevailing with approval of the office.

**DIVISION 4. PARADE REGULATIONS**

**Sec. 6-78. Assembly and disbanding.**

(a) The consumption of alcohol, including beer, in the assembly area is forbidden.

(b) Each participant shall report to the designated assembly area at least one (1) hour prior to the scheduled start of the parade.

(c) Entry by any participant, group or vehicle into the parade shall be permitted only at the designated assembly area, except in an emergency or when duly authorized by the captain, the parade marshal, or the office.

(d) Exit by any participant, group or vehicle from the parade shall be permitted only at the designated disbanding area, except in an emergency or when duly authorized by the captain, the parade marshal or the office.

(e) Each horse group shall be responsible for the removal of all droppings in the assembly and disbanding areas.

(f) The starting times of scheduled parades, the assembly and disbanding locations shall be determined by the office of carnival and special events in conjunction with the sheriff's office, with timely notification to parading organizations.

(g) Glass is prohibited in assembly or disbanding areas.

(h) Discarding of debris, trash, and packaging in the disbanding areas is prohibited.

(i) No vehicles shall be permitted in the assembly area within one (1) hour prior to the start of a parade, unless said vehicle(s) is authorized to be in the parade.

**Sec. 6-79. Auxiliary vehicles.**

(a) Each band, marching club and any other marching group in each parade shall be allowed no more than one (1) motor vehicle to follow directly behind the group in the parade. Said auxiliary vehicle shall bear the name of the group on both sides of the vehicle as identification.

(b) A maximum of three (3) news media vehicles are allowed in a parade. News media vehicles shall be broadcasting/reporting the parade progress.

(c) Generators shall be utilized in conformance with the prevailing fire department requirements.

(d) Each auxiliary vehicle with a generator, shall have at least one (1) ten-pound or two (2) five-pound Underwriters listed ABC fire extinguisher(s) readily accessible.

(e) Any devices producing theatrical smoke, fog, and other haze-like effects, shall not be used without prior approval of the Jefferson Parish Fire Department.

**Sec. 6-80. Bands.**

(a) Each float parade organization shall contract for the minimum of ten (10) units to participate in its parade. Of the ten (10) units, at least three (3) must be traditional marching bands (middle, junior, high school, college, military, and/or university marching bands) composed of no fewer than thirty (30) musicians per marching band.

The remainder of the musical units necessary to comply with the provisions of

this section may consist of rolling or walking jazz bands, mechanical calliopes, fife and drum units such as those accompanying dance schools and may appear in any combination. Additionally, any other musical group which, in the opinion of the office, is comparable in quality to these types of groups shall count toward the number of musical units necessary to comply with the provisions of this section.

(b) Each band or marching unit that contains at least one (1) person under the age of eighteen (18) shall provide a minimum of one (1) adult chaperon per every fifteen (15) participants, regardless of age. Each band chaperon shall be at least twenty-one (21) years old and be recognized by wearing identification approved by the carnival office and worn on the outer garment.

(c) The parades which are rescheduled because of inclement weather should endeavor to comply with the provisions of this subsection but shall not be required to provide the minimum number of bands required in sub paragraph (a).

#### **Sec. 6-81. Drivers.**

All drivers shall be at least eighteen (18) years of age and have a valid driver's license. All drivers of pull vehicles must have sufficient training from the tractor or float provider prior to the parade. Drivers shall not throw or toss any favors from vehicles during the parade. Drivers are prohibited from consuming alcoholic beverages twelve (12) hours prior to or during the parade. Drivers are not allowed to drink alcoholic beverages during the parade and shall not operate a tractor while under the influence of alcohol or drugs.

#### **Sec. 6-82. Floats.**

(a) Float sizes shall be as follows:

(1) A regular krewe float shall not be less than twenty-three (23) feet in length, no more than twelve (12) feet in width and no more than seventeen (17) feet, six (6) inches in height from the street level, and must have a minimum of ten (10) riders in costume. An officers' float shall be considered as a krewe float. A captain, royalty or grand marshal float shall not be considered as a krewe float.

(2) A mini float shall be any float that is smaller than a regular krewe float.

(3) A tandem krewe float is considered to be two (2) krewe floats, and shall be two (2) floats joined together, no more than ninety (90) feet long, no more than twelve (12) feet wide and no more than seventeen (17) feet six (6) inches in height from the street level.

(b) Each float shall depict the theme, color, design and overall composition as dictated by the captain of the krewe.

(c) Each pull vehicle pulling a float shall store, and have readily accessible to the driver, at least one (1) ten-pound or two (2) five-pound Underwriters listed ABC fire extinguishers. Drivers shall be able to demonstrate that the driver is familiar with, and will be able to properly operate the fire extinguisher.

(d) Each float, except a mini float, shall have stairs or another similar type of permanent construction for entering or exiting the float.

(e) Each float shall have a three-eighth-inch safety chain, connected by a weld or appropriate size shackle, and placed between the float and the pull vehicle. Said shackle must be attached to the structure of the pulled vehicle.

(f) Each float, except a mini float, shall contain an approved sanitary facility sufficient to accommodate the number of riders thereon and contract to pump out, haul and dispose of waste from the float's sanitary facility.

(g) Each float in a night parade shall be illuminated.

(h) Each float parade shall have a minimum of ten (10) krewe floats. A tandem float shall count as two floats. Mini-floats shall be permitted but shall not be counted to fulfill the minimal krewe float requirement set forth herein.

(i) All decorations and attachments on each float shall be securely fastened, with no sharp, pointed, or cornered objects on the exterior.

(j) Floats may be pulled by a mule, horse, tractor, and similar vehicles providing the driver with a clear and unobstructed 360 degree view with a maximum tire height of thirty (30) inches. The operator shall have visible access to the front and sides of the vehicle in his control.

(k) Interior height shall be forty (40) inches from deck of float to the top of railing or safety harnesses shall be provided. Children less than twelve (12) years of age shall utilize safety harnesses.

(l) All floats shall have bead racks or hook devices for beads. The use of nails to

hang beads is prohibited. Hammering of nails on floats in the assembly area is strictly prohibited. Persons and/or floats in violation of this provision are subject to be removed from parade.

(m) No protruding nails shall be allowed on floats.

(n) All tires on floats and vehicle pulling floats shall be in good condition.

(o) A "no smoking" sign shall be securely attached to the interior exit door(s) and the interior of the restroom door. Said sign shall be plainly visible to all occupants of a float, mini float or tandem float.

(p) Any devices producing theatrical smoke, fog, and other haze-like effects, shall not be used without prior approval of the Jefferson Parish Fire Department.

(q) At all times, all exits must be clear for entering or exiting the float.

(r) No float rider shall sit on the ledge and/or railing of a float. No float rider shall stand on anything other than the float deck/floor. If the float rider's height requires standing on an object other than the deck/floor of the float to adequately participate in the parade, the object shall be secure and the rider shall be harnessed to the float.

(s) All new tandem floats that have not been used for any prior carnival parade season, must be field tested at least thirty (30) days prior to the beginning of the carnival season and approved by the office.

### **Sec. 6-83. Generators.**

All generators that are used in conjunction with a parade shall comply with the following requirements:

(1) Every truck or auxiliary vehicle must pre-register to use a generator with the Carnival Krewe. The Carnival Krewe shall be required to submit to the Jefferson Parish Office of Carnival and Special Events a pre-parade line-up indicating which trucks or auxiliary vehicles intend to use generators;

(2) Every truck or auxiliary vehicle with a generator shall have a Jefferson Parish Fire Prevention "GENERATOR" placard in its front passenger side windshield before leaving the assembly area. Said placard shall remain throughout the parade route;

(3) There shall be no fueling or refueling of generators in the assembly area or on the parade route;

(4) There shall be no fuel (gas or diesel) cans permitted in the assembly area or on the parade route;

(5) Generators shall not be located within the outer framework, inside of or on a float, truck-float, truck, or auxiliary vehicle (exception: cargo beds of pick-up trucks). A cantilevered platform in the front or rear of the float, truck-float, truck, or auxiliary vehicle is an acceptable means of mounting a generator;

(6) If generators are attached to the external frame work of the float, truck-float, truck, or auxiliary vehicle, the generator shall:

a. Be securely mounted;

b. Have open clearance on three (3) sides and the area over the generator shall be open;

c. Have an air space of no less than six (6) inches between the generator and any combustible material of the float, truck-float, truck, or auxiliary vehicle; and

d. Have a fire resistant barrier between the generator and any combustible material of the float, truck-float, truck, or auxiliary vehicle, which extends at least twelve (12) inches beyond any structural or mechanical parts of the generator.

(7) Generators shall be equipped with an original factory installed muffler or a U.S. Forestry Service approved spark-arresting muffler;

(8) Generators shall have original factory installed fuel lines or a fuel line with dual clamps on each end which meet the requirements of "USCG Type A1" hose. USCG Type A1 means a hose that meets the performance requirements of:

a. SAE Standard J1527 DEC85, Class 1 and the fire test in Sec. 183.590; or

b. Underwriters' Laboratories, Inc. (UL) Standard 1114.

(9) Fuel tanks for generators, other than original factory installed tanks, shall not have more than a five-gallon capacity;

(10) All generators shall have factory-approved fuel tanks unless prior approval has been obtained from the fire prevention chief;

(11) Generators which are towed behind a float, truck-float, truck, or auxiliary vehicle shall have at least two (2) five-pound ABC extinguishers accessible during any period of operation;

(12) Floats, truck-floats, trucks, or auxiliary vehicles using generators are recommended to either locate generators on tow vehicle or to tow generators behind a float, truck-float, truck, or auxiliary vehicle;

(13) No person shall be present in the cargo bed of a pick up truck while a generator is in operation.

**Sec. 6-84. Horses and mules.**

(a) There shall be a maximum of eight (8) horse riding clubs/groups in each parade including mounted law enforcement organizations or group affiliated thereto.

(b) Adequate spacing shall be maintained between horses during the parade.

(c) For safety purposes horse heads shall be faced to the crowd when the parade is stopped.

(d) Saddles and bridles are required for all riders. Tack shall be in good condition allowing the rider to maintain control of the horse.

(e) Riders are forbidden to move out of line formation for other than emergency conditions and riders are not to dismount or tie unattended horses along the parade route.

(f) Each horse riding group and vehicle being pulled by mules or horses is required to provide, at its own expense, at least one (1) person at the rear of the riding group with a barrel type container to pick up all droppings. Mounted law enforcement are exempt from this requirement provided that the police unit precede a horse group.

(g) Horse riding groups shall assemble in the street or designated parish property at the direction of the parade marshal.

(h) No horse bearing a rider will be permitted to participate in a parade unless it is wearing appropriate, properly fitted and well-maintained horseshoes, as verified by a Jefferson Parish Animal Control Officer or Jefferson Parish Humane Officer.

(i) An animal will be prohibited from participating in a parade if a Jefferson Parish Animal Control Officer or a Jefferson Parish Humane Officer determines that the animal is unfit by reason of physical condition or temperament for its intended purpose in the parade. Access shall not be denied to a Jefferson Parish Animal Control Officer or a Jefferson Parish Humane Officers immediately prior to or any time during a parade for inspection purposes.

**Sec. 6-85. Inspections.**

Representatives of the fire department shall inspect each parade for which a permit has been issued to ascertain whether the provisions of this chapter have been observed. Additionally, if at any time during the parade, the fire department, sheriff's office, or carnival and special events office determine that the physical or safety requirements of this chapter are not being observed, the particular float, truck-float, piece of equipment, other apparatus, group(s) or individual(s), may be removed from the parade.

**Sec. 6-86. Insurance.**

(a) Each parade organization, float or truck float, shall carry a minimum limit of liability insurance of one million dollars (\$1,000,000.00) per occurrence, combined single limit bodily injury and property damage with a three million dollar (\$3,000,000.00) aggregate. The Parish of Jefferson, all districts and special districts of the Parish of Jefferson shall be named as an additional insured to the liability policy issued to each float or truck parade organization. A parade permit shall not be issued without receipt from the insurer or its agent of record of a bona fide certificate of insurance, which indicates that the Parish of Jefferson, all districts and special districts of the Parish of Jefferson are additional insured. As additional insured, the Parish of Jefferson, all districts and special districts of the Parish of Jefferson shall be afforded coverage to the same extent as the named insured.

(b) Insurance company shall have an "A" or "B" rating.

(c) Each parade organization agrees to hold harmless and to indemnify the parish, all districts and special districts of the Parish of Jefferson, its departments and employees for any and all damages to property and/or personal injury that results in a loss to the parish and/or its departments that may occur as a result of the sole or concurrent negligence or sole or concurrent fault on the part of the parading organization.

- (d) Each vehicle in a parade shall be properly insured.
- (e) A certificate of insurance must be submitted to the office no later than thirty (30) days prior to the parade date.

**Sec. 6-87. Marching clubs.**

- (a) Each marching club shall have a minimum of twenty-five (25) with a maximum of one hundred (100) marchers.
- (b) Each marching club shall be permitted to march on foot in front of or behind any float or truck parade along the designated parade route, provided they have the consent of the parading krewe captain.

**Sec. 6-88. Parade breakdowns.**

(a) *Procedure for mechanical and/or other breakdowns during parade:*

- (1) Property truck personnel shall determine the amount of downtime for repair;
- (2) If time estimate is in excess of twenty (20) minutes, the parade shall be rerouted around the delay location;
- (3) If repair is completed prior to the last unit passing the delay location, the impacted unit shall be permitted to re-enter the parade;
- (4) Units that cannot be repaired prior to the last unit passing the location shall not be allowed to continue in the parade and shall be moved under the direction of Jefferson Parish Sheriff's Office and/or the office.
- (b) Carnival/Mardi Gras Parades shall not have less than two (2) properly equipped and manned property trucks in each parade.

**Sec. 6-89. Parade line up.**

A tentative parade line-up showing the position of each float, band, marching group and all other components of the parade shall be submitted to the office at least fourteen (14) days prior to the date of the parade.

**Sec. 6-90. Parade marshals.**

The function of a marshal of a Mardi Gras parading organization shall encompass but shall not be limited to the following:

- (1) Be in possession of a final printed line-up of the parade;
- (2) Supply a quantity of marshal aides necessary for the orderly preparation of the parade in the assembly area;
- (3) Be aware of the forward movement of the parade and its progress;
- (4) Know how many stops the parade is authorized to make, where and for what reason;
- (5) Be authorized to remove participants from the parade that are not authorized by the captain or are in violation of any of these articles;
- (6) Shall be instrumental in the orderly disbandment of the parade with the cooperation of the sheriff's office.
- (7) Report to the assembly area at least two (2) hours prior to the start of the parade.

**Sec. 6-91. Political.**

Participants in any parade shall not display in said parade any endorsement of candidates for elective public office, or any endorsement of any issues to be voted on in any election. However, nothing contained in this provision shall be construed to prohibit the humorous caricature of current social events and issues.

**Sec. 6-92. Rescheduling of rained out parades.**

If a parade is canceled because of inclement weather, it may be rescheduled by the carnival and special events office.

**Sec. 6-93. Sponsors.**

- (a) Any individual, organization or social entity desirous of sponsoring a parade or any unit within the parade shall conform to the following:
  - (1) The sponsored float shall in design depict the parade theme as dictated by the captain;
  - (2) All riding members or guest riders shall be costumed in harmony with the theme of the parade;
  - (3) Parade sponsors may display logos, signs, posters or placards, two (2) for each sponsored float, providing that each logo, sign, poster or placard does not exceed two hundred eighty-eight (288) square inches or one (1) foot by two (2) feet. Logos, signs, posters, or placards that exceed the two hundred eighty-eight (288) square inches requirement may be admissible when they are presented for approval to the office at least thirty (30) days prior to the parade date. Logos,

signs, posters, or placards that are disapproved shall be removed from the parade prior to its start.

**Sec. 6-94. Time Limit.**

Excluding parades on Mardi Gras, the last unit of carnival parades shall be in the disbanding areas within five (5) hours of the starting time, barring an unforeseen or disruptive incident.

**Sec. 6-95. Truck-floats.**

(a) Each truck in a truck parade shall be no more than sixty (60) feet in length including the truck cab, no more than ten (10) feet in overall width including all decorations and no more than fifteen (15) feet six (6) inches in height from the street level.

(b) There shall be no more than two (2) truck parades during the carnival parade season and both shall parade on Mardi Gras.

(c) The combined number of trucks in the truck parade shall not exceed a total of one hundred fifty (150).

(d) Each truck-float shall contain an approved sanitary facility sufficient to accommodate the number of riders thereon and contract to pump out, haul and dispose of waste from the truck-float's sanitary facility.

(e) Cabs pulling trucks during a truck parade shall have no more than three (3) people including the driver in the driver compartment. Any truck in violation of the provision shall be removed from the parade.

(f) Riders on trucks are forbidden to toss or hand out throws from the truck before or after the parade.

(g) Truck parade participants shall not be permitted to ride unless they are in costume.

(h) All decorations on each truck shall be securely fastened, with no sharp, pointed, or cornered objects on the exterior.

(i) Each truck shall be equipped with such safety equipment as required by law, including, but not limited to fire extinguishers.

(j) Each truck and cab pulling a truck shall have at least one (1) ten-pound or two (2) five-pound Underwriters listed ABC fire extinguisher(s) readily accessible.

(k) Generators shall be utilized in conformance with the prevailing fire department requirements.

(l) Each truck-float shall have bead racks or hook devices. The use of nails to hang beads is prohibited. Hammering of nails on truck-floats in the assembly/staging area is strictly prohibited. Persons and/or floats in violation of this provision are subject to be removed from parade.

(m) No protruding nails shall be allowed on truck floats.

(n) All taillights shall be visible on each trailer.

(o) All tires on truck-floats shall be in good condition.

(p) A "no smoking" sign shall be securely attached to the interior exit door(s) and the interior restroom door. Said sign shall be plainly visible to all occupants of the truck-float.

(q) There shall be a maximum of forty (40) riders on a thirty (30) foot truck-float. There shall be a maximum of fifty (50) riders on a forty (40) foot truck-float.

(r) Any devices producing theatrical smoke, fog, and other haze-like effects, shall not be used without prior approval of the Jefferson Parish Fire Department.

(s) At all times, all exits must be clear for entering or exiting the truck-float.

(t) No truck-float rider shall sit on the ledge and/or railing of a truck float. No truck-float riders shall stand on anything other than the truck float deck/floor. If the rider's height requires standing on an object other than the deck/floor of the truck-float to adequately participate in the parade, the object shall be secure and the rider shall be harnessed to the truck-float.

**DIVISION 5. PUBLIC SAFETY**

**Sec. 6-96. Enforcement.**

(a) The Jefferson Parish Sheriff's Office and the Jefferson Parish Fire Department shall have the authority to issue citations for the violation of any of the provisions of this chapter.

(b) The Jefferson Parish Sheriff's Office, the Department of Citizen's Affairs, the Jefferson Parish Fire Department shall be authorized to remove any person, float, or vehicle of any sort from a parade if the person, float, truck-float, or vehicle is in violation of the provisions of this chapter.

(c) The penalty for violation of any part of this division, chapter, and/or article shall be a fine not exceeding five hundred dollars (\$500.00) or imprisonment for a term not exceeding six (6) months or both such fine and imprisonment, within the discretion of the court, in accordance with section 1-10 of the Jefferson Parish Code of Ordinances.

**Sec. 6-97. Following parade floats, bands.**

Individuals are hereby prohibited from following parade floats and bands without authorization.

**Sec. 6-98. Impeding or delaying the progress of a parade.**

Participants in a parade shall not in any manner impede or delay the progress of a parade.

**Sec. 6-99. Unauthorized persons or vehicles.**

(a) Any person, group or vehicle participating in a parade without proper authorization from the parading organization or who in any manner interferes with the orderly conduct of the parade shall be subject to immediate arrest. Any vehicle or animal accompanying that person may be seized and impounded by the proper law enforcement authorities.

(b) All permitted vehicles shall display a participation card duly authorized by the captain of the krewe.

**Sec. 6-100. Public safety.**

(a) The unofficial presence of elevating-type vehicles, such as "cherry pickers" along the parade route is prohibited.

(b) Ladders, scaffolding or any type of platform or portable elevating devices are prohibited on the street of any parade route between the curbs or lateral curb lines. Such devices shall also be prohibited between the curbs or lateral curb lines of any street intersecting the parade route.

(c) Ladders shall be placed as many feet back from the curb or lateral curb line as the ladder is high.

(d) Fastening two (2) or more ladders together is prohibited.

(e) During the official Carnival/Mardi Gras parade season as described herein, it shall be unlawful for any person in charge of a vehicle, horse or vending contrivance to personally park, stop, loiter or stand in such a manner as to obstruct, impede, or inhibit the passage of any parade, or to obstruct impede or inhibit the passage of traffic on any intersecting or adjacent street to the parade route.

(f) It shall be unlawful for any person, at any time, to place or cause to be placed any type of obstruction, including but not limited to ropes, tents, scaffolds, or barricades or vehicles, which may act as an impediment to vehicular or pedestrian traffic on any right-of-way along a parade route without first securing proper permission from the council. Any vehicle obstructing a right-of-way in contravention of this section may be towed by Jefferson Parish, by the Jefferson Parish Sheriff's Office or by any other authorized law enforcement agency. For the purpose of this section, the right-of-way is that portion of ground dedicated to the parish for public use as a street, median, or other use and shall include that portion of ground between the paved portion of the dedicated street and the property line of the adjacent landowner. The provisions of this section shall not apply to the usage of right-of-way by law enforcement, medical or safety personnel or to any usage in compliance with applicable parish ordinances.

(g) Parking shall be prohibited along any parade route within the first fifteen (15) feet of the curb or as posted.

(h) It shall be unlawful for any person to throw or spray any object at or to any participant, vehicle or animal in a parade.

(i) It shall be unlawful for any person to carry, or possess a glass container of any type within fifty (50) feet from any parade route during the following time periods:

(1) One (1) hour prior to the scheduled starting time of the parade; during and until one (1) hour after the completion of the parade and all of Mardi Gras.

(2) The only exempt area shall be the toasting stand under supervision.

(j) In addition to any other penalties specified in this section, any glass container within fifty (50) feet of any parade route during the prohibited times may be deemed contraband and may subject the offender to immediate seizure of such container by any authorized law enforcement officer.

(k) Open flame heating or cooking devices shall not be permitted on public right-of-way and within fifty (50) feet of any parade route.

(l) In addition to any other penalties specified in this section, any open flame heating or cooking device used on any public right-of-way may be deemed contraband and may subject the offender to immediate seizure of such device by any authorized enforcement officer.

(m) The presence of animals, reptiles, rodents, marine life, fowls, or other animals dead or alive is prohibited within fifty (50) feet of the official parade route. This prohibition shall not include service animals. Prohibition shall also not include horses, mules and leashed dogs which are actually participating in the parade.

(n) Parade viewers are required to obey those restrictions placed on them by the presence of barricades positioned by the Jefferson Parish Sheriff's Office or authorized employees of the parish. Any authorized Jefferson Parish Sheriff's Office or parade official is hereby recognized as the enforcer for this section.

(o) The constant forward movement of the parade shall not be interrupted without the consent of the captain or the office.

(p) It shall be unlawful for any person to have "silly string" in their possession within fifty (50) feet from any parade route one (1) hour prior to starting time, during and one (1) hour after completion of parade and all of Mardi Gras.

(q) It shall be unlawful for any person or persons to ride on or use skates, skateboards, roller blades, bicycles, unicycles, or any other type of cycles within fifty (50) feet of any parade route.

(r) It shall be unlawful for any person to have "stink bomb" or "stink spray" in their possession within fifty (50) feet of any parade route one (1) hour prior to starting time; during and one (1) hour after completion of parade and including all of Mardi Gras.

(s) It shall be unlawful for any person to have a "bomb bag" in their possession within fifty (50) feet of any parade route one (1) hour prior to starting time, during the parade or one (1) hour after completion of parade or at any time on Mardi Gras.

(t) It shall be unlawful for any person to have a "laser pointer" in their possession within fifty (50) feet of any parade route one (1) hour prior to starting time, during the parade or one (1) hour after completion of parade or at any time on Mardi Gras.

(u) It shall be unlawful for any person, either viewing or participating in a parade, to have "confetti canisters" in their possession within two hundred (200) feet of any parade route one (1) hour prior to starting time; during and one (1) hour after completion of parade and including all Mardi Gras; for the purposes of this section, a "confetti canister," regardless of its brand name, shall be defined as an item which contains metallic confetti streamers or other metallic string-like substance that is expelled or discharged under pressure into the air. It shall be unlawful for any person to discharge a "confetti canister," or otherwise throw or disburse any metallic confetti streamers or metallic confetti strands within two hundred (200) feet of any electrical distribution or transmission line. It shall be unlawful for any person to use a "confetti canister" to expel or discharge any cups, beads or other projectiles into the air or to use any device which discharges cups, beads or other projectiles into the air with excessive force.

(v) It shall be unlawful for any person to use any flare, engine, machine, instrument or device to produce a flame or to produce visible combustion, or to use or possess any incendiary or pyrotechnical instrument or device within two hundred (200) feet of any parade route during the period beginning one (1) hour prior to the starting time of the parade and ending one (1) hour after completion of the parade. This prohibition shall be applicable to persons either viewing or participating in any parade; but shall not be applicable to the use by persons along the parade route, but not participating in the parade, of matches or lighters for the purpose of lighting cigarettes or other smoking materials which are not otherwise prohibited.

**Sec. 6-101. Outdoor concessions during Carnival Parade Season.**

(a) Any property owner or business owner or lessee may apply to operate an outdoor concession during the Carnival Parade Season provided they have the proper facilities which pass inspection by the department of inspection and code

enforcement and, if required, by the State Department of Health. The director of the department of inspection and code enforcement is hereby granted full authority to make inspections and to pass upon each place as to whether they meet the requirements or not, and is hereby given authority to close any business that does not comply.

(b) All applications for such outdoor concessions during the Carnival Parade Season shall be made at least twenty-one (21) days prior to the start of the official Carnival Parade Season to allow the office ample time to obtain necessary resolutions from the parish council authorizing such stands. Any stands constructed and doing business without council approval, permits and licenses shall be deemed inoperable by the appropriate authorities.

(c) It shall be a requisition that the department of inspection and code enforcement inspect all food and beverage stands to ascertain if they meet code regulations, and, if required, by the state department of health.

(d) The following requirements shall be adhered to:

(1) All concession stands must be approved by council resolution;

(2) No concession stand is to be located on public property without specific approval of the Jefferson Parish Council;

(3) A department of inspection and code enforcement peddler's permit is required for all concessions stands;

(4) No open flame heating or cooking systems shall be permitted;

(5) Vendors are prohibited from selling "silly string(s)". For the purposes of this section, "silly string(s)," regardless of its brand name, shall be defined as an item when used emits a string-like or streamer-like substance that is shot or expelled from a pressurized container;

(6) Vendors are prohibited from selling "stink bomb(s)" or "stink spray(s)". For the purposes of this section, a "stink bomb" or "stink spray," regardless of its actual brand name, shall be defined as a device for the purpose of emitting an odorous substance when used;

(7) Vendors are prohibited from selling "bomb bag(s)". For the purposes of this section a "bomb bag" regardless of its brand name, shall be defined as an item when used makes an explosion;

(8) Vendors are prohibited from selling "laser pointer(s)". For the purposes of this section a "laser pointer" is a device that emits a highly amplified ultraviolet or infrared light;

(9) Vendors are prohibited from selling "confetti canisters" or metallic confetti streamers or strands. For the purposes of this section, a "confetti canister," regardless of its brand name, shall be defined as an item which contains metallic confetti streamers or other metallic string-like substance that is expelled or discharged under pressure into the air;

(10) Vendors are prohibited from selling any toy, look-alike, or imitation firearm unless said toy or imitation firearm complies with 15 U.S.C.A. Section 5001(1) and has as an integral part, permanently affixed, a blaze orange plug inserted in the barrel of such toy, look-alike, or imitation firearm. Such plug shall be recessed no more than six (6) millimeters from the muzzle end of the barrel of such firearm. For the purposes of this section a "imitation firearm" regardless of its brand name shall mean any imitation of any original firearm which was manufactured, designed, and produced since 1898, including and limited to toy guns, water guns, replica nonguns, and air-soft guns firing nonmetallic projectiles. Any law enforcement authority is authorized to immediately seize and confiscate any toy, look-alike, or imitation firearm that does not conform with the provisions of this section;

(11) Vendors are not allowed to have outdoor music (live or amplified) or have outdoor entertainment;

(12) Vendors are prohibited from using generators;

(13) Vendors are allowed to operate only up to one (1) hour after the parade passes.

**Sec. 6-102. Prohibited parking.**

(a) It shall be unlawful for any person or entity to park, store, leave standing or permit the parking, storing, stopping or standing of any vehicle on any private property within two hundred fifty (250) feet of a parade route, without proper authorization of the owner, lessee, person in control of the private property, or

their agent, where signs have been posted declaring that parking is prohibited or is otherwise reserved for authorized vehicles only.

(b) It shall be unlawful for any person or entity to park, cause to be parked, any vehicle overnight on any private property during the Mardi Gras season, without proper authorization of the owner, lessee, person in control of the private property, or their agent, where signs have been posted declaring that parking is prohibited or is otherwise reserved for authorized vehicles only.

(c) Any person violating the provisions of this section or section 6-100(g) pertaining to parking shall be guilty of a misdemeanor, and subject to a fine of five hundred dollars (\$500.00). Each day any violation of any provision of this section or section 6-100(g) shall continue constitutes a separate offense.

(d) At the request of the owner, lessee, person in control of the private property, or their agent, where signs have been posted declaring that parking is prohibited or is otherwise reserved for authorized vehicles only, the sheriff shall cause to be removed and impounded any unoccupied vehicle of whatever kind of description found to be in violation of this section or section 6-100(g). Any vehicles removed shall be impounded in accordance with section 36-144, et seq.

## **DIVISION 6. VIOLATIONS AND PENALTIES**

### **Sec. 6-103. Violations and penalties.**

(a) *Class I violations (major violations):*

(1) The director of citizens' affairs is authorized to and shall revoke a permit of any parade or parade organization if, subsequent to the adoption of this ordinance:

a. A parade organization, or any other parade, has made a material misrepresentation regarding the nature or scope of an event or activity previously permitted or has violated the terms of previous permits; or

b. The applicant has not paid any applicable fee or fine or failed to comply with the requirement of section 6-86 entitled "Insurance"; or

c. An application contains a material misrepresentation or the parade or parade organization has made a material misrepresentation regarding its Carnival/Mardi Gras Parade or other parade; or

d. The applicant is legally incompetent to contract or to sue or be sued; or

e. The person or entity on whose behalf the permit application was made has, on any prior occasion, damaged public property on or adjacent to the right-of-way and has not paid in full for said damage or has otherwise outstanding and unpaid debts to the parish; or

f. The use or activity intended by the applicant would present an unreasonable danger to the health or safety of the applicant or other users of the right-of-way; or

g. The float parade organization paraded with no bands; or

h. The float parade organization paraded with less than ten krewe floats. A krewe float must have no fewer than ten (10) riders in order to be counted; or

i. The float parade organization paraded with fewer than 200 costumed riders; or

j. The float parade organization commits four or more Class II violations in any one carnival/Mardi Gras parade season; or

k. The float or truck parade organization commits a Class II violation(s) in the carnival/Mardi Gras parade season after it has come off of suspension; or

l. The float or truck parade organization receives two suspensions within a five year period; or

m. Any parade or parade organization loses its non-profit status at any time.

(2) A revocation of a float or truck parade organization's permit eliminates that organization's ability to receive a permit under section 6-75(a) or 6-75(e) respectively. Should the number of parades fall below the maximum number of parades allowable under section 6-75 then said organization may apply for a permit; however, its status is equal to any other new float parade organization that wishes to apply. The issuance of this permit will be governed by section 6-89(b).

(b) *Class II violations (intermediate violations):*

(1) The following violations are declared to be Class II violations:

a. The float parade organization parade violates the provisions of section 6-82 entitled "floats"; or

- b. The float parade organization parades with less than the number of marching bands required by section 6-80 entitled "bands"; or
- c. The float parade organization parades with more than the number of horse groups as set forth in section 6-84 entitled "horses and mules"; or
- d. The float parade organization violates subparagraph (e) of section 6-70 entitled "attire and characterization" pertaining to firearms; or
- e. The truck parade organization violates subparagraph (a) of section 6-95 entitled "truck floats."

f. The parade organization fails to provide the office with the names and positions of riders as required by and in accordance with section 6-73(c)

(2) The penalty for any Class II violation shall be five hundred dollars (\$500.00) per violation. Each violation constitutes a separate and distinct violation of this subpart.

(3) For all Class II violations, the director of citizens' affairs shall issue a written notice to the float or truck parade organization of the violation(s). If the violation is not corrected the following year and/or there is another Class II violation by said float or truck parade organization the following year, the float or truck parade organization will have its permit suspended for one (1) year. If the float or truck parade organization commits three Class II violations in any given year, its permit will be suspended for one (1) year. A suspension of a float or truck parade organization's permit will not eliminate the float or truck parade organization's right to apply for a permit to parade in the Carnival/Mardi Gras Parade Season in the year following its suspension. Rather, a suspension will be considered as not parading for reasons beyond the float or truck parade organization's control for the purposes of section 6-75 entitled "number of permits." Should a float or truck parade organization not re-apply in the year following its suspension, the provisions of section 6-75 shall apply.

(c) *Class III violations (minor violations):*

(1) Except as otherwise provided, violations of all other Carnival/Mardi Gras and Other Parades Ordinances shall constitute a Class III violation. The penalty for a Class III violation shall be one hundred dollars (\$100.00) for each violation. The director of citizens' affairs shall provide written notice to the parade or parade organization of the violation(s). Each violation constitutes a separate and distinct violation of this subpart.

(2) A Class III violation of section 6-70(a) shall not occur unless twenty (20) or more participants are not constantly costumed and masked throughout the ride. Should it be determined that twenty (20) or more riders are in violation of subsection 6-70(a), a one hundred dollar (\$100.00) fine shall be levied against the carnival krewe. Individual riders shall be subject to removal; for each additional group of twenty (20) riders in such violation, a separate fine of one hundred dollars (\$100.00) shall be levied.

(d) *Adjudication and appeal.* Should the parade, parade organization or parade participant receive a notice of violation they shall be entitled to an administrative adjudication pursuant to section 2.5 et. seq. of the Code of Ordinances.

(e) *Penalty for individuals.* Any parade participant who violates any of the provisions of this section may be punished by a fine not exceeding five hundred dollars (\$500.00) or imprisonment for a term not exceeding six (6) months or both, with such fine and imprisonment within the discretion of the court, in accordance with section 1-10 of the Jefferson Parish Code of Ordinances.

#### **Sec. 6-104. Contraband.**

(a) Contraband is defined to mean any item or trinket sold from concession stands or sold by vendors which are prohibited by this chapter.

(b) The Jefferson Parish Sheriff's Office, Jefferson Parish Fire Department and the Department of Citizens' Affairs are authorized to confiscate. Said contraband shall be preserved by the Department of Citizens' Affairs for a maximum of thirty (30) days following the conclusion of the Mardi Gras Parade Season or thirty (30) days following the conclusion of any other parade authorized by this chapter.

(c) During the applicable thirty (30) day period, the person or entity from whom the contraband was seized from, shall be able to petition the director of citizens' affairs for the return of the seized item(s).

(d) The director of citizens' affairs shall return the contraband to the petitioning person or entity if the possession of the item(s) is not otherwise prohibited by law.

(e) The director of citizens' affairs is authorized to dispose of all contraband seized on the 31st day following the conclusion of the Carnival/Mardi Gras season or on the 31st day following the conclusion of the parades authorized by this chapter, unless an appeal has been taken pursuant to the provisions of Chapter 2.5 of the Code of Ordinances.

#### **DIVISION 7. OTHER PARADES**

##### **Sec. 6-105. Regulations.**

Other parades shall be regulated by the same requirements and code that prevail for Carnival/Mardi Gras Parades in Article V.

##### **Sec. 6-106. Little Rascals parade.**

The Little Rascals Parade is hereby authorized to conduct annually their parade at 12:00 p.m. (noon) on the first Sunday before the official Carnival Parade Season.

##### **Sec. 6-107. St. Patrick's parade.**

(a) The St. Patrick's Day Parade Committee is hereby authorized to conduct annually the St. Patrick's parade at 12:00 noon on Sunday immediately preceding St. Patrick's Day, or St. Patrick's Day if said day falls on a Sunday. The route for said parade is hereby established as follows: Parade to form at the intersection of 41st Street and Severn Avenue, to proceed south to the intersection of Metairie Road and Severn Avenue; thence, in an easterly direction along Metairie Road to Focus Street; then to Canal Street, where the parade will disband at the direction of the parade marshals in conjunction with the sheriff's office.

(b) The playground on Metairie Road between Metairie Lawn and Labarre Road is designated as the St. Patrick's parade reviewing stand area.

##### **Sec. 6-108. Irish-Italian parade.**

(a) The Irish-Italian parade committee of the parish is hereby authorized to conduct annually the Irish Italian Parade at 12:00 p.m. (noon) on the first Sunday following St. Patrick's Day.

(b) The public area on the south side of the westbound roadway of Veterans Boulevard bounded by Causeway Boulevard on the east and Severn Avenue on the west is designated as Irish-Italian Parade reviewing stand areas.

##### **Sec. 6-109. Exceptions.**

(a) Parading organizations under this division shall make application to the office of special events on forms provided by the parish at least ninety (90) calendar days prior to the parade.

(b) Parades under this division shall be comprised of not more than one hundred ten (110) units. For the purpose of this article the following shall be deemed a unit: a marching group, band or other musical group, float, truck-float, dance school, antique car group, drill team, horse riding-group, novelty (scooter, buggies, motorcycles, etc.), truck bus and antique fire truck.

(c) The last unit of the parade shall be in the disbanding area within five (5) hours of the starting time, barring an unforeseen breakdown or disruptive incident.

(d) The provisions of this article shall not be applicable to parades of branches of the United States Armed Services, the Military Forces of the State of Louisiana, the Jefferson Parish Sheriff's Office, or the fire department.

(e) No float in the St. Patrick's Parade shall be more than sixteen (16) feet in height from the street level.

(f) Auxiliary vehicles servicing walking groups shall precede the marchers in the parade.

(g) There shall be no minimum amount of floats or bands for parades under this division.

(h) There shall be no minimum age of walking participants for parades under this division.

(i) There shall be no vendors allowed for the Little Rascals Parade.

(j) St. Patrick's Parade vendors shall close down once the parade passes.

(k) There shall be no minimum amount of costumed riders for the Little Rascals parade.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: 7 NAYS: None ABSENT: None

The ordinance was declared to be adopted on this the 6<sup>th</sup> day of May, 2009 and shall become effective as follows; if signed forthwith by the Parish President, ten (10) days after adoption, thereafter upon signature by the Parish President, or, if not signed by the Parish President, upon expiration of the time for ordinances to be considered finally adopted without the signature of the Parish President, as provided in Section 2.07 of the Charter. If vetoed by the Parish President and subsequently approved by the Council, this ordinance shall become effective on the day of such approval.