

ORDINANCE NO. 2026-013

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WOLFFORTH, TEXAS, AMENDING THE CITY OF WOLFFORTH CODE OF ORDINANCES BY AMENDING CHAPTER 1 BY ADDING ARTICLE 1.11 COMMUNITY EVENTS; ESTABLISHING PROCEDURES AND CRITERIA FOR CONDUCTING COMMUNITY EVENTS WITHIN THE CITY OF WOLFFORTH; PROVIDING FOR PENALTIES FOR VIOLATION THEREOF; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR PUBLICATION; PROVIDING FOR AN EFFECTIVE DATE; FINDING AND DETERMINING THAT THE MEETING THIS ORDINANCE IS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the City receives requests several times per year requesting City participation or permission; and

WHEREAS, the Council finds that it is necessary and proper for the good government, peace or order of the City to create a policy regarding the conduction of community events within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WOLFFORTH, TEXAS THAT:

Part 1. Enacted.

THAT the Code of Ordinances of the City of Wolfforth is hereby amended by amending Chapter 1 by adding Article 1.11 Special Events, which shall read as follows:

Article 1.11 SPECIAL EVENTS

Division 1 GENERALLY

§1.11.001 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. This Article shall be interpreted and applied in a content-neutral manner and shall not regulate speech based on viewpoint or message.

Applicant.

A person who has filed a formal written application with the Police Chief's Office for the purpose of a special event permit.

Fire Chief

The chief officer of the Wolfforth Fire & EMS Department.

Nonprofit fundraising event.

A fundraising event planned, organized, promoted, managed and held wholly by a legitimate nonprofit organization, whereby all the proceeds raised during the event will benefit the sponsoring agency.

Parade

The assembly of three or more persons whose gathering is for the common design and purpose of moving in procession from one location to another and which impacts normal traffic flow on a public right-of-way.

Permit fee

The fee amount as established in Appendix A Fee Schedule § A1.008 of this Code for issuance of a special event permit within the city.

Permit holder

The person to whom a special event permit is granted pursuant to this article.

Person

Any individual, assumed named entity, partnership, association, corporation, firm or organization that promotes, organizes, manages, finances or holds a special event.

Police Chief

The chief officer of the Wolfforth Police Department.

Right-of-way

Any street, avenue, boulevard, highway, sidewalk, alley, or similar place which is owned or controlled by a governmental entity.

Schedule of fees

The total of fees, as applicable, but not limited to, permit fees plus any additional costs or fees that may be incurred due to a special event as established by the Police Chief, which shall be based on the actual costs to the City.

Sidewalk

Any portion of street between the curb or the lateral lines of the roadway and the adjacent property line, all or a part of which is intended for the use of pedestrians.

Special event

An occurrence which takes place on a periodic or special occasion, wholly or partially on the city's rights-of-way, public property or private property, which may cause an interruption of regular activities of the citizens when the needs of traffic, parking, restrooms, crowds, zoning, etc., exceed the original design and intent of the site or location or may require the special attention and involvement of city personnel or facilities, including events that require street closures, use of city services, or have an anticipated attendance exceeding 100 persons. Examples of such activities are, but not limited to, nonprofit fundraising events, tent sales, parking lot sales, political rallies (except those held at a private residence), amusement rides, parades, carnivals, marathons, walk-a-thons,

festivals, closings of a public street, blocking or restriction of public property or where otherwise may be prohibited by this Code.

Large special event

A special event that is expected to attract more than 500 persons at any one time.

Special event permit

Written approval from the Police Chief to hold a special event within the city.

Street

Any public or private street, alley, avenue, lane, boulevard, drive, public place or highway commonly used for the purpose of travel within the city.

Temporary commercial amusement facility a short-term, profit-seeking enterprise, carnival, or traveling show that offers entertainment, rides, or games to the public at a non-permanent location

§1.11.002 Authority of Police Chief.

- (a) The provisions of this article shall be administered and enforced by the Police Chief or his designee in accordance with objective and nondiscretionary standards.
- (b) The Police Chief has authority to issue a special event permit when requirements of this article have been met.
- (c) The Police Chief shall ensure that all other licenses, permits, restrictions, regulations, safeguards or other conditions deemed necessary by individual city departments for the safe and orderly conduct of a special event are requested, submitted and approved before the permit is granted, and any such conditions shall be reasonable, and narrowly tailored to serve a significant governmental interest.
- (d) The Police Chief shall approve, conditionally approve, or deny a completed application within ten (10) business days of receipt. Any denial shall be in writing and shall state the specific grounds for denial.

§1.11.003 Governmental agencies exempt from provisions of article.

The following governmental agencies are exempt from the provisions of this Article:

- (a) The City of Wolfforth;
- (b) Frenship Independent School District
- (c) Lubbock County;
- (d) The state of Texas; and
- (e) The United States federal government.

§1.11.004 Penalty.

(a) Any person, firm or corporation which shall violate the provision of this article shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined in accordance with the general penalty provision set forth in §1.01.009 of this Code, and each day's violation of this article shall be a separate offense.

(b) Any person, firm or corporation which shall violate any provision of this article shall, at the option of the city, either be enjoined by a court of competent jurisdiction from the drilling of or operation of a water well and/or be fined in accordance with the general penalty provision set forth in § 1.01.009 of this Code, and a violation of each separate provision of this article shall be considered a separate offense, and each day's violation hereof shall be considered a separate offense.

Division 2 **PERMIT**

§1.11.020 **Eligibility.**

Prior to the issuance of a special event permit, the applicant shall provide proof of a certificate of occupancy for the location in which the event will be held, if required under applicable building or fire codes. Any nonprofit organization submitting a permit application shall provide a 501(c)3 letter from the Internal Revenue Service (IRS) or state documentation indicating their status. Tax-exempt certificates or taxpayer ID numbers are not sufficient to prove nonprofit status.

§1.11.021 **Required; fees.**

It shall be unlawful for any person to promote or conduct a special event without first having obtained a permit from the Police Chief's Office by filing a written application and paying all the applicable fees, if any. The fee for a special event permit is set forth in Appendix A Fee Schedule § A1.008 of this Code. Nonprofit organizations and the organizers of political rallies are exempt from paying the permit fee.

§1.11.022 **Application procedure.**

(a) An application for a special event must be filed not less than 30 days before the event is to begin. The Police Chief may waive the 30-day filing requirement if it is determined that the application can be processed in less than 30 days, taking into consideration the number and types of permits required to be issued in order to hold a special event. Applications for expressive activities protected under the First Amendment may be submitted not less than seventy-two (72) hours before the event when reasonably necessary due to the timing of the event.

(b) The application for a special event permit shall contain, as a minimum, the following information:

- (1) The name, address, e-mail address, and telephone number of the person, organization and responsible person of such organization seeking to conduct the event.

- (2) If the event is to be held by or for any person other than the applicant, the applicant shall file a written statement from that other person showing authority to make the application.
 - (3) If the event is to be held on private property, the applicant must submit written permission from the owner of the property or his authorized representative for the use of the property.
 - (4) The type and purpose of the event.
 - (5) The proposed location, if any, including the time, duration and location of street closings and a site plan showing the area or route to be used during such event and the proposed parking area for the event. In the event of a street closure, a plan shall be submitted showing an alternate route for fire safety to the event site. All street closings require police and fire department approval.
 - (6) The approximate number of persons who may be attending and, if applicable, the number and types of animals and vehicles which will be used for such event.
 - (7) A site plan of the proposed location, including size of tents, awnings, canopies, food service booths, fences, barricades, restroom facilities or other temporary structures shall be provided. In addition, the details of the sale of merchandise, food or beverages and the list of vendors involved shall be provided.
 - (8) Details of the proposed location, number and size of any signage for the special event.
 - (9) If loudspeakers are to be used, the location and orientation of those speakers shall be shown on the site plan.
 - (10) If electrical, mechanical or plumbing work will be conducted to prepare for or to hold the event it must be done in accordance with the city's adopted building codes and may require additional permits and inspections.
 - (11) The date and time the event will start and end.
 - (12) The time at which on-site activities in preparation for the event will begin.
 - (13) The location of any lighting for outdoor activities or functions.
- (c) For a large Special Event, the applicant shall additionally provide:
- (1) The maximum number of attendees anticipated and the method by which attendance will be monitored and controlled;
 - (2) A crowd management and security plan identifying personnel, procedures, and emergency response measures;
 - (3) A sanitation and public health plan addressing restroom facilities, solid waste collection, litter control, water availability, and wastewater disposal

- (4) A medical and emergency access plan identifying emergency vehicle routes, emergency communications procedures and on-site medical resources. This requirement may be waived if applicant demonstrates valid reasons for waiver.
 - (5) A plan for supervision and protection of minors when the event is primarily intended for or reasonably expected to attract substantial numbers of minors.
- (d) Upon receipt of the completed application, the Police Chief shall forward a copy of the application to each of the appropriate departments of the city. Each department shall review the application for approval or denial as it pertains to that particular department and return it, with any comments, to the Police Chief within five working days of receipt.
- (e) The applicant shall submit evidence that sufficient parking will be provided for the special event with the provisions as set forth in Division 3 of this Article.
- (f) If the applicant intends to or is required to use city services, the department providing such services shall submit to the applicant an estimate of the cost of each service. A written agreement with the applicant and the department shall become part of the application. Any significant change in the nature and/or scope of the event may result in additional charges for city services that will be due immediately as per the agreement.
- (g) For any Large Special Event, the applicant shall provide proof of commercial general liability insurance in an amount not less than \$1,000,000 per occurrence and shall name the city as an additional insured, unless the requirement is waived by the city based on the nature and risk of the event.
- (h) The applicant shall provide the Police Chief with copies of all agreements for police and other emergency services, barricades, traffic control, litter collection and trash removal, etc., in accordance with the provisions as set forth in Division 3 of this Article.
- (i) A special event which includes the concentration of people, animals and/or vehicles will be conducted in a manner that will not interfere with emergency services responding to any incident within the city, based on objective safety considerations.
- (j) The special event will be conducted in a manner that will not require the diversion of so great a number of police officers, firefighters or other essential city personnel to properly police and secure the event locale or line of movement and the adjacent areas as to interrupt normal protections for the city, as determined using reasonable and objective public safety standards.
- (k) After reviewing the application and departmental comments, the Police Chief may issue the special event permit, unless denied in accordance with §1.11.002.
- (l) The applicant holding the special event must be the owner or a tenant of the property whose premises are being used, a nonprofit organization who has received written permission from the property owner to conduct such event, or other authorized event organizer with written permission from the property owner. Documentation showing written permission shall be included as a part of the application.
- (m) Where the Fire Chief or fire marshal determines that a special event has an adverse impact

on public safety through diminished access to buildings, structures, fire hydrants and fire apparatus access to roads, or where such gatherings adversely affect public safety services of any kind, the Fire Chief or fire marshal shall have the authority to order the development of, or prescribe a plan for, the provision of an approved level of public safety. The public safety plan shall address such items as emergency vehicle ingress and egress, fire protection, emergency medical services, public assembly areas and the directing of both attendees and vehicles (including the parking of vehicles), vendor and food concession distribution, and the need for the presence of law enforcement, and fire and emergency medical services personnel at the event.

§1.11.023 Police protection; costs.

The Police Chief shall determine whether and to what extent additional police protection is reasonably necessary for traffic control and public safety. The Police Chief shall base this decision on the size, location, duration, time and date of the event, the number of streets and intersections blocked, and the need to detour or preempt citizen travel and use of the streets and sidewalks. If possible, without disruption of ordinary police services or compromise of public safety, regularly scheduled on-duty personnel will police the event. If additional police protection is deemed necessary by the Police Chief, the Police Chief shall notify the applicant. The applicant then shall have the duty to secure the police protection deemed necessary. In such event and prior to the issuance of a permit, the applicant and the Police Chief shall agree upon the cost of policing and/or closure of roads and the applicant shall pay that amount to the city prior to the issuance of a permit. In addition, the applicant shall agree to pay any additional costs to the city within five days of the date upon which the city informs the applicant of the amount of such additional costs.

§1.11.024 Duration and Number.

A special event permit may be issued for a period not to exceed 14 consecutive days, and events must be a minimum of 30 days apart. Special events are limited to four events per business, site or location per calendar year. Nonprofit fundraising events will not count against the four events per business, site or location and are not limited in number of events or subject to the 30-day interval between events. These limitations shall be applied in a content-neutral manner.

§1.11.025 Variances.

- (a) An applicant may make a request to the city manager for a variance as to the duration of the event. A variance concerning the duration of the event is only available for nonprofit fundraising events.
- (b) An applicant may make a request to the city council for a variance as to the number of events per calendar year.

§1.11.026 Denial or revocation.

- (a) The Police Chief may deny or revoke an application for a special event permit if:
 - (1) A special event permit has been previously granted for, and will conflict with, another special event at the same time, site or location;
 - (2) The special event would severely hinder the delivery of normal or emergency

services;

- (3) The time, place or manner of the proposed special event will disrupt the orderly flow of traffic and no reasonable means of rerouting traffic or otherwise meeting traffic needs is available;
 - (4) The applicant fails to comply with, or the proposed special event will violate, this article or any other city ordinance, or if the applicant has been cited for violating this article, or the applicant has failed to comply with the terms of a previous special event permit;
 - (5) The applicant fails to provide proof that the applicant possesses or is able to obtain a license or permit required by city ordinance or other applicable law for the conduct of all activities included as part of the special event;
 - (6) The applicant makes or permits the making of a false or misleading statement or omission of material fact on an application for a special event permit.
 - (7) The applicant fails to obtain or fails to provide information necessary for the City to obtain, any approval, permit, authorization, or agreement required by the Texas Department of Transportation for the use or temporary closure of state highway right-of-way.
- (b) For a Large Special Event, the Police Chief may deny the permit if:
- (1) The applicant fails to provide reasonable measures for crowd management and attendance control;
 - (2) The sanitation, public health, emergency access, or public safety preparations are insufficient to protect attendees and surrounding properties;
 - (3) The applicant fails to provide the plans or insurance required under this article; or
 - (4) The applicant fails to demonstrate the ability to conduct the event substantially in accordance with the application submitted.
- (c) If the Police Chief denies or revokes a permit, the Police Chief shall notify the applicant or permit holder. Any person aggrieved by the action of the Police Chief shall have the right to appeal to the city manager, who shall, after a review, make a ruling on the denial or revocation. If the city manager does not grant the appeal, the applicant may appeal to the city council. The decision of the city council will be final. Appeals must be filed within five (5) business days of the decision. The City Manager shall issue a decision within seven (7) business days of receiving the appeal. All appeal decisions shall be in writing.

§1.11.027 Conducting event without valid permit; penalty.

- (a) A person commits an offense if the person commences or conducts a special event without a special event permit or with a permit that has expired or been revoked.
- (b) It is hereby determined that any person or assumed-named entity violating or failing to

comply with any of the provisions of this Article shall be subject to a penalty in accordance §1.01.009 of this Code. This section shall not be applied to penalize individuals solely for participation in expressive activities protected under the First Amendment.

§1.11.028 Falsifying application.

It shall be unlawful for any person to make or knowingly permit the making of any false or misleading statement in any application made pursuant to this Article. In addition to any other punishment or sanction, the violation of this section shall be grounds for the immediate revocation of any permit granted pursuant to such application.

Division 3 STANDARDS

§1.11.030 Parking.

(a) The applicant shall submit evidence on a site plan that the number of spaces and area to be used will be sufficient to accommodate the projected number of users of such parking. If said parking is to be on private property adjacent to the event, evidence that the applicant has ownership of the property or permission from the property owner must be provided.

(b) When the location is not an established parking area, a plan shall be submitted which will show how the parking will be achieved and arranged. The number of parking spaces and layout of the parking area, including aisle widths and size of parking spaces, shall be included on the site plan.

(c) When adequate parking is not available at or immediately adjacent to the site of the event, off-premises parking may be used. Plans shall be submitted which will show how off-premises parking and transfer of attendees will be accomplished.

(d) The Police Chief or Fire Chief may prohibit or restrict, for temporary periods, the parking of vehicles along a street within and adjacent to the site of the special event, based on objective public safety needs.

§1.11.031 Trailer as temporary living quarters.

Trailers and other such type vehicles which are temporarily occupied as living quarters at the site of such events shall be parked not less than 300 feet from any residential district.

§1.11.032 Amusement rides.

(a) Amusement rides and attractions associated with special events shall conform to the statutory rules and regulations set forth in V.T.C.A., Occupations Code ch. 2151, regulation of amusement rides, also referred to as the Amusement Ride Safety Inspection and Insurance Act.

(b) An affidavit as to the solvency and responsibility of the owner of the temporary commercial amusement facility and as to the kind and character of shows and attractions exhibited by the facility, and attachment of a certificate of liability insurance coverage in the amounts equal to \$100,000.00 bodily injury and \$50,000.00 property damage per occurrence with a \$300,000.00 annual aggregate or \$150,000.00 per occurrence combined single limit with a \$300,000.00 annual

aggregate for class A amusement rides. For class B amusement rides, the amounts are equal to \$1,000,000.00 bodily injury and \$500,000.00 property damage per occurrence; or \$1,500,000.00 per occurrence combined single limit (refer to the limits of the Texas Tort Claims Act).

§1.11.033 Hours of operation.

Special events shall be conducted only between the hours of 7:00 a.m. to 10:00 p.m. daily. The Police Chief or his designee shall be responsible for enforcing this provision and may waive the time limit on certain events when the applicant demonstrates good cause.

§1.11.034 Tents and temporary structures.

The use of a tent, canopy or air-supported temporary membrane structure is subject to review by the Fire Chief or fire marshal and shall meet the requirements in the fire code as established. Where applicable, copies of fire-retardant certificates shall be required.

§1.11.035 Cleanup; compliance; costs and expense coverage.

The permit holder shall agree to a complete and satisfactory cleanup of all trash and debris on the site. The Police Chief, at his discretion, may require a bond in the amount of \$2,500.00 to cover any cleanup costs associated with the event. Bond requirements shall be based on the size, duration, and risk level of the event using objective criteria. At the conclusion of the event, the city's representative will inspect the area to ensure that compliance has been met. If it is necessary for the city to complete the cleanup, the bond will be used to cover the city's reasonable and necessary expenses.

§1.11.036 Food service.

Where food service is provided, said operation shall be in compliance with Article 6.01 Wolfforth Code of Ordinances, the fire code, and all other applicable state and local laws.

§1.11.037 Sanitary facilities.

Where applicable, portable type sanitary facilities must be provided on the premises and include additional units as may be determined necessary by the city. Permit applications must include the proposed number and location of the facilities.

§1.11.038 Animal waste removal.

Waste from animals used in any such event shall be removed daily from the grounds. Should animals be kept within the city limits at night, they shall be kept not less than 300 feet from any residential district.

§1.11.039 Water usage and disposal of wastewater.

(a) Any special event or temporary activity requiring the use of water from the city water system must be coordinated with the utility department to obtain a temporary meter. Deposit for the meter and payment for water used shall be in accordance with all applicable ordinances and policies of the city.

(b) The applicant shall submit a plan for the disposal of wastewater and the plan shall be approved by the Public Works Director prior to such event.

§1.11.040 Solid waste dumpster.

Where applicable, commercial solid waste dumpsters must be provided on premises at all outdoor special events. Applicants shall make arrangements for the provisions of such dumpsters with the commercial solid waste disposal company currently under service contract with the city.

§1.11.041 Signage.

All on-premise signs or any signs placed in support of the event must comply with Article 14.04.014 of the Wolfforth Code of Ordinances.

§1.11.042 Nuisances to be controlled by city, state and federal regulations.

Noise, glare, odor and other nuisances shall be controlled as set out in applicable sections of this Code and shall not be in violation of any other local, state or federal law.

Division 4 TENT SALE/PARKING LOT SALES

§1.11.050 Requirements.

Business owners and/or operators may apply to hold parking lot or tent sales for the retail establishment as follows:

- (a) The use of a tent, canopy or air-supported temporary membrane structure is subject to review by the Fire Chief or fire marshal and shall meet the requirements in the fire code as established. Where applicable, copies of fire-retardant certificates shall be required;
- (b) The business holding the sale must be the owner or a tenant of the premises being used, or a nonprofit organization who has received written permission from the property owner to conduct such event;
- (c) The merchandise will be limited to items normally inventoried, displayed and sold in the retail establishment;
- (d) The merchandise will not be located within any public right-of-way, visibility triangle or easement;
- (e) The merchandise will not be located in a fire lane, exit discharge or accessible route of travel as defined by the city's fire and building codes;
- (f) A 20-foot space must be clear around the tent at all times;
- (g) A letter from the property owner or authorized representative of the shopping center must accompany the permit application which grants permission for the use of the parking lot during the event;
- (h) No required parking spaces may be used to hold the sale.

Division 5 **PARADES.**

§1.11.060 **Required; exceptions.**

- (a) Any parade held within the city must adhere to this article and the additional requirements for a parade as established in this section.
- (b) No parade permit shall be required for the following:
 - (1) The armed forces of the United States of America, and the military forces of the state.
 - (2) Funeral processions proceeding by vehicle under the most reasonable route from a funeral home, church or residence of the deceased to the place of service or place of interment.
 - (3) A peaceful demonstration at a fixed location which is not a street.
 - (4) Sidewalk processions which observe and comply with traffic regulations and traffic control devices, utilizing that portion of a sidewalk nearest the street, but at no time using or obstructing more than one-half of the sidewalk.

§1.11.061 **Application required; contents.**

- (a) A person seeking issuance of a parade permit shall file an application with the Police Chief's Office.
- (b) A person seeking issuance of a parade permit that will wholly or partially take place upon, cross, or require the temporary closure of a highway, roadway, frontage road, or other right-of-way under the jurisdiction of the Texas Department of Transportation ("TxDOT") shall provide all information reasonably necessary for the City to evaluate and, if appropriate, submit a request to TxDOT for approval of the proposed use.
 - (1) The applicant acknowledges that TxDOT has exclusive authority over the approval of temporary closures of state highway right-of-way and that the issuance of a city parade permit does not authorize the use or closure of any TxDOT facility. Where required by TxDOT, the applicant shall provide all plans, traffic control information, maps, schedules, and supporting documents necessary for the City to request TxDOT approval and to execute any Temporary Closure of State Right-of-Way Agreement or similar agreement required by TxDOT.
 - (2) The applicant shall be responsible for all costs associated with satisfying TxDOT requirements, including traffic control devices, barricades, law enforcement support, engineering plans, public notices, and other measures required by TxDOT as a condition of approval.
- (c) In addition to the requirements of §1.11.022 of this Article, the application for a parade permit shall include the following information:
 - (1) The location, by streets, of the proposed parade route, the initial starting point and

the disbanding area for the parade. If the starting point and/or disbanding areas are located on private property, the applicant shall submit written permission from the owner of the property, or his authorized representative.

- (2) A statement as to whether the parade will occupy all or only a portion of the width of the streets proposed to be used.
- (3) The time at which units of the parade will arrive at the assembly area.
- (4) The interval of space to be maintained between units in the parade.
- (5) The approximate number of participants in the parade including animals and riders, animal drawn vehicles, floats, motor vehicles, motorized displays, and marching units or organizations such as bands, color guards and drill teams.
- (6) Any sanitation facilities which may be needed to keep the parade route and assembly areas clean and free from debris.
- (7) A description of any public facilities or equipment needed for the parade.
- (8) Any other information which the Police Chief shall find necessary.
- (9) The minimum and maximum speed.

§1.11.062 Issuance.

(a) A parade permit will be issued if, upon review of the application, the Police Chief finds that:

- (1) The parade will not substantially interrupt the safe and orderly movement of other traffic near its route.
- (2) The parade will not require the diversion of so great a number of police officers of the city to properly police the parade and the adjacent areas as to prevent normal police protection of the city.
- (3) The parade will not require the diversion of so great a number of fire protection or emergency medical services so as to prevent these services to portions of the city other than that to be occupied by the proposed line of march and adjacent areas.
- (4) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with fire and police protection of, or emergency medical service to, areas near such parade and assembly area.
- (5) The parade will not interfere with the efficient response movement of firefighting equipment and services enroute to a fire.
- (6) The parade is scheduled to move from its point of origin to its point of termination without unreasonable delays enroute.
- (7) The conduct of the parade is not reasonably likely to cause injury to persons or

property.

- (8) Adequate sanitation and other required health facilities are or will be made available in or adjacent to any public assembly areas. There are sufficient parking places near the site of the parade to accommodate the number of vehicles reasonably expected to be used in the parade.
 - (9) The applicant has secured the police protection, if any, required under §1.11.023.
- (b) If the proposed parade utilizes, crosses, occupies, or requires the temporary closure of any roadway or right-of-way under the jurisdiction of TxDOT, issuance of the City permit shall be conditioned upon receipt of all required approvals from TxDOT.
- (1) The City may require the applicant to provide additional information requested by TxDOT and may delay final approval until TxDOT has approved the proposed activity.
 - (2) Where required by TxDOT, the City shall have authority to enter into a Temporary Closure of State Right-of-Way Agreement or other agreement required by TxDOT for the event. Failure of the applicant to satisfy the requirements imposed by TxDOT shall constitute grounds for denial, suspension, or revocation of the permit.

§1.11.063 Duties of permittee.

- (a) A permittee shall comply with all of the following permit conditions and with all applicable laws and ordinances:
- (1) Cleanup. The permit holder shall agree to a complete and satisfactory cleanup of all trash, debris and animal waste at the assembly area, parade route and disbanding area.
 - (2) If the applicant intends to or is required to use city services, the department providing such services shall submit to the applicant an estimate of the cost of each service. A written agreement with the applicant and the department shall become part of the application. Any significant change in the nature and/or scope of the event may result in additional charges for city services that will be due immediately as per the agreement.

§1.11.064 Alternative permit.

In lieu of denying an application for a parade permit, the Police Chief shall be empowered to authorize the parade on a date, time, or over a route different from that named by the applicant. An applicant desiring to accept an alternate permit shall, within five days after notice of the action of the Police Chief, file a written notice of acceptance with the Police Chief. An alternate parade permit shall conform to the requirements of, and shall have the effect of, a parade permit under this article.

§1.11.065 Public parking during parades.

The Police Chief shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street or highway, or part thereof constituting a part of the parade route by posting signs or directing traffic to such effect. It shall be unlawful for any person to park or leave unattended any vehicle in violation of the parking restrictions.

§1.11.066 Prohibited conduct.

- (a) It shall be unlawful for any person to stage, present, or conduct any parade without first having obtained a permit as provided in this section.
- (b) It shall be unlawful for any person to participate in a parade for which the person knows a permit has not been granted.
- (c) It shall be unlawful for any person in charge of, or responsible for, the conduct of a duly licensed parade to knowingly fail to comply with any condition of the permit.
- (d) It shall be unlawful for any person to ride, drive, or cause to be ridden or driven any animal or any animal-drawn vehicle upon any public street, unless specifically authorized by the permit.

Appendix A Fee Schedule

§ A1.008

- (a) Special Event Application (non-large event) - \$60.00
- (b) Special Event Application (large event) - \$100

Part 2. Severability.

If any section, sub-section, clause, phrase or portion of this Ordinance shall be held unconstitutional or invalid by a court of competent jurisdiction, such section, sub-section, sentence, clause, phrase or portion shall be deemed to be a separate, distinct and independent provision and such invalidity shall not affect the validity of the remaining portions.

Part 3. Repeal

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Part 4. Open Meetings

That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Government Code.

Part 5. Publication

It is hereby officially found and determined that the meeting at which this Ordinance was passed

Part 6. Effective date

This Ordinance shall be in force and effect from and after its publication as required by law.

PASSED and ADOPTED this 3rd day of August 2026.

Charles Addington, II, Mayor
City of Wolfforth, Texas

ATTEST:

Terri Robinette, City Secretary