

ARTICLE IX. PARADES AND PROCESSIONS*

***Cross references:** Carrying clubs in certain demonstrations, picket lines, etc., § 28-33; use of radios, etc., for advertising, § 30-4; public gatherings in parks, § 32-61 et seq.; street dances, § 40-27.

DIVISION 1. GENERALLY*

***Editor's note:** Ord. No. 05-1347, § 2, adopted December 7, 2005, amended Ch. 45, Art. IX, Div. 1, in its entirety. Formerly, said division pertained to similar subject matter and derived from Ord. No. 99-1352, § 1, adopted Dec. 21, 1999. It should be noted that § 4 of said ordinances provides for an effective date of Jan. 1, 2006, 12:01 a.m.

Sec. 45-231. Definitions.

The following words, terms, and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Civilian traffic controllers has the meaning ascribed in section 40-27 of this Code.

Conditional permit means a permit subject to the satisfaction of conditions that if not satisfied within the time allotted shall result in the automatic revocation of such permit.

Director means the director of the public works and engineering department or the director's designee.

Disbanding area means the area where parade participants, floats, vehicles, and animals disband following a parade.

Downtown area has the meaning ascribed to the term *central business district* in section 42-1 of this Code.

Final permit means a permit issued upon the satisfaction of all requirements of this division.

Holiday means any day officially recognized by the city as a holiday for its employees observed by the general closure of city offices.

Mayor's office of special events (*MOSE*) has the meaning ascribed in section 40-27 of this Code.

Non-revenue-generating parade means any parade for which no participation fee is charged or for which no cash is accepted or collected as sponsorship or in support of the proposed parade.

Parade means a procession of pedestrians, vehicles, or animals, or any combination thereof, traveling in unison along or upon a street, road, or highway, organized and conducted for

the purposes of attracting the attention of the general public and/or expressing or celebrating views or ideas by use of verbal, visual, literary, or auditory means of communication. A parade shall not mean a procession of vehicles operated in compliance with ordinary traffic laws or a procession of pedestrians along or upon public sidewalks or private property.

Police chief has the meaning ascribed in section 40-27 of this Code.

Revenue-generating parade means any parade for which a participation fee is charged or for which any cash is accepted or collected as sponsorship or in support of the proposed parade.

Security control plan has the meaning ascribed in section 40-27 of this Code.

Security control services means the use of the appropriate number of law enforcement officers certified under the laws of this State or civilian traffic controllers necessary to monitor and maintain public security and crowd control during a parade.

Special event holiday means any holiday proclaimed by the mayor as a special community celebration.

Special events manager (" SEM ") has the meaning ascribed in section 40-27 of this Code.

Staging area means the area where parade participants, floats, vehicles, and animals assemble prior to a parade.

Traffic control plan has the meaning ascribed in section 40-27 of this Code.

Traffic control services has the meaning ascribed in section 40-27 of this Code.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 08-50, § 2, 1-16-08)

Sec. 45-232. Permit required; security and traffic control.

(a) It shall be unlawful for any number of persons, delegations, or associations of persons, or for any company, circus, or group to conduct a parade along or upon the streets of the city without first obtaining a permit to do so.

(b) It shall be unlawful for any number of persons, delegations, or associations of persons, or for any company, circus, or group to conduct a parade upon any esplanade, median, median strip, or traffic island designed for the purpose of separating or directing vehicular traffic. No permit shall be required for the use of the sidewalks of the city for any procession or parade.

(c) Upon receipt of a permit, any number of persons, delegations, or associations of persons or any company, circus, or group may conduct a parade along or upon the streets of the city subject to the provisions of this division and other applicable laws.

(d) In no event shall the city provide security control services or traffic control services for more than two parades on the same calendar day.

(e) The use of city security and traffic control services shall be provided on a first-come, first-served basis based upon the parade permit applicant's declaration as required by item (12) of section 45-236 of this Code.

(f) If a parade permit applicant requests the use of city security and traffic control services along a parade route, and the city has the necessary resources available to provide the requisite security and traffic control services, such services shall be provided as follows:

(1) At no cost for the first 15 intersections along the proposed parade route.

(2) For each intersection thereafter along the proposed parade route, a fee of \$1,000.00 per intersection.

(g) In the event that the city is unable to provide traffic control services for the proposed parade or the applicant elects to provide its own traffic control services, the use of non-city personnel to perform traffic control services shall require the submission of a traffic control plan prepared in conformance with the Texas Manual on Traffic Control Devices. The submitted traffic control plan shall be subject to the review and written approval of the director. The use of non-city personnel to provide public security control during a parade shall require the submission of a security control plan subject to the review and written approval of the police chief.

(h) All costs recovered in relation to the provision of city security control and traffic control services shall be allocated to the city's general fund administered by the finance department.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 08-52, § 80, 1-16-08, eff. 1-26-08)

Sec. 45-233. Parade route restrictions in downtown area.

(a) For purposes of this division, "intersection" means the junction of any two streets within the parade route, but shall not include any staging or disbanding area.

(b) Applicants for permits for parades to be held in the downtown area may design their own parade routes, subject to the approval of the SEM and the director, with the following restrictions:

(1) A parade held on a Saturday, Sunday, holiday, or special event holiday may include no more than 25 street intersections and must be completed in no more than three hours.

(2) A parade held on a day other than a Saturday, Sunday, holiday, or special event holiday may include no more than 10 street intersections, must be completed in no more than one hour, and must begin at either 10:00 a.m. or 2:00 p.m.

(3) The parade must be conducted in such a manner that to the extent that the route includes any entrances to or exits from off-street vehicle parking, loading, or customer service facilities, whether public or private, the width of the parade procession shall be controlled at those facilities so that at least one lane of the street may safely be left open for vehicular access to each vehicle facility from the nearest cross street.

(4) A parade route may not include any streets or portions of streets that are located west of Bagby Street, south of Jefferson Street, east of Chartres Street, or north of Congress Street.

(5) A parade route must in its entirety be located either:

a. On Fannin Street or other streets or portions of streets located to the east of Fannin Street; or

b. On Travis Street or other streets or portions of streets located to the west of Travis Street.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-234. Parades outside of downtown area.

(a) Permits for parades outside of the downtown area shall be issued in conformance with all the provisions of this division. No permit shall be issued for a parade that includes streets located both inside and outside the downtown area.

(b) Applicants for parade permits for parades to be held outside the downtown area may design their own parade routes with the following restrictions:

(1) The route may not exceed one and one-half miles in length and may not include more

than twenty-five intersections, whichever is less.

(2) The maximum time necessary for completion of the parade may not exceed three hours.

(3) A parade held on a day other than a Saturday, Sunday, holiday, or special event holiday, must be completed in no more than one hour, and must begin at 10:00 a.m., 2:00 p.m., or 7:00 p.m.

(4) If more than one parade is to be held on the same calendar day and time, the parade routes and staging and disbanding areas of each parade may not be within five miles of one another.

(5) No parade route shall contain any portion of the following streets, roads, or highways:

- a. Interstate Highway 610 Loop, including its service roads.
- b. U.S. Highway 59, including its service roads.
- c. Interstate Highway 45, including its service roads.
- d. U.S. Highway 290, including its service roads.
- e. Interstate Highway 10, including its service roads.
- f. State Highway 288, including its service roads.
- g. Controlled access portions of U.S. Highways 90 and 90-A, including their service roads.
- h. The Hardy Toll Road, including its service roads.
- i. Beltway 8, including those portions known as the Sam Houston Toll Road, and its service roads.
- j. State Highway 225, including its service roads.
- k. Controlled access portions of State Highway 249, including its service roads.
- l. State Highway Spur 5, including its service roads.
- m. Westpark Toll Road.

This provision shall not be construed to prohibit a parade route from crossing one of the listed streets, roads, or highways while traveling along or upon a non-listed street, road, or highway.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 08-50, § 3, 1-16-08)

Sec. 45-235. Permit application generally; issuance, etc.

(a) An application for a parade permit shall be submitted on a form supplied by the SEM, signed by the applicant or, if the applicant is other than an individual, a person authorized for that purpose by the applicant, and filed with MOSE.

(b) An application for a parade permit that requires the closure of a freeway entrance or exit ramp or any portion of a state-owned controlled access highway shall be filed not less than 90 days prior to the proposed parade date.

(c) The SEM shall review each application to ensure that the time, place, and manner of the proposed parade complies with the provisions of this division. The SEM shall:

- (1) Notify the applicant of the denial of the application if it is found to conflict with another parade already permitted for the same time, location, and date, or to be incomplete or to violate any provision of this Code, which notice shall set forth the reasons for the denial;

(2) Issue a final permit as provided in section 45-243 of this Code if the applicant has satisfied all requirements of this division for the proposed parade; or

(3) Issue a conditional permit, if additional requirements are to be satisfied in the future but within the time allotted by this division.

(d) The issuance of a conditional permit shall not authorize a parade applicant to conduct a parade at the requested time, place, or date and shall serve only to reserve the time, place, and date of the proposed parade route pending the applicant's timely satisfaction of all other requirements of this division applicable to the parade requested, including but not limited to the provision of required insurance, the payment of security and traffic control costs, or any other requirement.

(e) Each application for a parade permit must be accompanied by a non-refundable fee of \$250.00. All tendered fees must be in the form of a cashier's check or money order payable to the city.

(f) If at the time of submitting the parade application, a non-revenue-generating parade applicant is unable to pay the full amount of the permit application fee pursuant to subsection (e), the fee shall be reduced to that amount the applicant is able to pay, provided the applicant submits a sworn affidavit, on a form provided by the city attorney, containing the following information:

(1) A statement that the applicant and the group or organization on whose behalf the application is made are unable to pay the full amount of the permit fee for the parade; and

(2) A statement of the exact amount the applicant and the group or organization on whose behalf the application is made are able to pay for the permit fee at the time the application is delivered to MOSE.

(g) Applications for parade permits shall be delivered to MOSE and may be delivered between the hours of 8:00 a.m. and 5:00 p.m. except on Saturdays, Sundays, and holidays.

(h) Applications for parade permits may be filed no earlier than the 365th day prior to the date of the requested parade, provided that if the 365th day falls on a Saturday, Sunday, or holiday, then the application may be filed no earlier than the next day that is not a Saturday, Sunday, or holiday. Prematurely filed applications, or applications that do not meet all requirements of this section, shall be of no force and effect and shall be returned to the applicant.

(i) The numbers of parade permits that may be issued shall be subject to the following limitations:

(1) Only one permit shall be issued for a parade to be conducted in the downtown area on the same day;

(2) Only four permits may be issued for parades to be conducted on the same calendar day in the city limits; and

(3) Permits may not be issued for conflicting times. For purposes of this provision, parades are considered to be conflicting if their starting times are less than four hours apart; provided, however, the director, in conjunction with the police chief, may exercise professional judgment by waiving the aforementioned four-hour provision provided:

a. The proposed parades will not substantially disrupt the use of any street in and around the parade route's respective locations; and

b. The director and police chief:

[1] Determine that their respective departments have the appropriate amount of city personnel and resources available to monitor the parades based upon the estimated number of parade participants; or

[2] Approve a parade permit applicant's submitted security control and traffic control plans to hire and pay all personnel necessary to deploy security control and traffic control devices and services along the proposed

parade routes.

(j) Parade permits shall be issued in the order in which completed applications that comply with all applicable requirements of this division are received by MOSE.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 08-50, §§ 4, 5, 1-16-08; Ord. No. 09-167, § 2, 3-4-09)

Sec. 45-236. Application information.

The application for a parade permit shall contain the following information:

- (1) The name, address, and telephone number of the applicant, as well as the name, address, and telephone number of the individual who will be on-site and in charge of conducting the parade for the applicant and will be responsible to city officials for ensuring that the parade is conducted in compliance with this division and other applicable laws.
- (2) The date requested for the parade and the time of day requested.
- (3) The estimated duration of the parade and proposed route thereof.
- (4) The estimated number of animals that will be used in the parade.
- (5) The estimated number of individual persons who will participate in the parade.
- (6) The estimated number, if any, of animals and riders, animal-drawn vehicles, floats, motor vehicles, motorized displays, and marching units or organizations, such as bands, color guards, and drill teams that will participate in the parade.
- (7) A statement that the individual submitting the application is fully authorized to act and contract for the applicant, together with documents satisfactory to the SEM showing the authority of such individual.
- (8) A provision, in a form approved by the city attorney, whereby the applicant contracts and agrees to indemnify and hold the city harmless against liability for any and all claims, judgments, and associated expenses, for damage to property or injury to or death of persons arising out of or resulting from conduct of the parade proximately caused by or resulting from the acts or omissions of the applicant, association, organization, firm or corporation on whose behalf the application is made, or any person under their control, insofar as permitted by law.
- (9) If required by section 45-242 of this Code, either proof of the required insurance or a declaration that proof of insurance will be provided within the time set forth in that section.
- (10) A provision whereby the applicant and any other persons, associations, organizations, firms, or corporations on whose behalf the application is made agree to comply with any special or unusual requirements that may be imposed or created by virtue of the proposed nature or size of the parade.
- (11) A declaration as to the status of the parade as a revenue-generating or non-revenue-generating parade.
- (12) A declaration that the person conducting a parade prefers to either:
 - a. Provide all necessary security and traffic control services with non-city personnel; or
 - b. Reimburse the city for the provision of security and traffic control services as provided in section 45-232 of this Code.

Such declaration by the parade organizer shall be final.

(13) A provision whereby the applicant agrees to modify the proposed parade route, subject to the review and written approval of the director and police chief, if:

- a. The director and police chief determine that the time, route, or size of the proposed parade will substantially disrupt the use of any street that is ordinarily subject to significant traffic congestion;
- b. The SEM is unable to secure the requisite approval of the use of any freeway entrance and/or exit ramps or any portion of a state-owned highway or road included in the proposed parade route; and/or
- c. The director and police chief determine that the proposed parade will substantially affect the city's ability to deliver police, fire, and medical emergency services to the proposed parade location and in the vicinity of the proposed parade location.

The applicant shall provide the requisite modified parade route not more than two calendar days after receipt of notice from the SEM.

(14) A statement that the applicant agrees to provide any other information required by the SEM.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-237. When application for parade permit is deemed complete.

An application for a parade permit is deemed completed when the applicant has provided all of the information required in section 45-236 of this Code including proof of insurance and any additional information required by the SEM pursuant to items (9) and (14) of section 45-236 of this Code and paid any fees or reimbursements due to the city pursuant to this or any previous permit from the city.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-238. Reasons for denial of a parade permit.

(a) The SEM may deny a parade permit if the applicant has failed to meet all of the requirements for submitting an application for a parade permit.

(b) Notwithstanding the provisions of subsection (a), the SEM may deny a parade permit if, after reviewing the applicants' application:

- (1) The applicant demonstrates an inability or unwillingness to conduct a parade pursuant to the terms and conditions of this division;
- (2) The applicant demonstrates an inability or unwillingness to conduct a parade pursuant to the terms and conditions set forth in the parade permit application;
- (3) The applicant has failed to submit a timely parade permit application in accordance with section 45-235(b) of this Code;
- (4) The parade will significantly affect the ability of the city to render necessary services to its residents, based upon its equipment and personnel resources and other ongoing functions and responsibilities of its affected departments, including the police, fire, and public works and engineering departments; or
- (5) The applicant has been informed that the proposed parade route must be modified in accordance with item (13) of section 45-236 of this Code and the applicant fails to or refuses to modify the proposed parade route.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-239. Procedure upon permit denial.

The SEM shall notify the applicant of any permit denial, and the reasons therefore, by placing such notice in the United States mail, certified, return receipt requested. Such letter shall be addressed to the applicant at the address stated on the application.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 09-167, § 3, 3-4-09)

Sec. 45-240. Revocation of permit.

(a) A permit may be revoked if the SEM determines that:

- (1) A violation of any condition of the permit exists, including failure to obtain written approval for any security or other plans required under this Code or to implement any such plans;
- (2) The event poses an immediate threat to health or safety;
- (3) The event organizer or any person associated with the event has failed to obtain any other permit required pursuant to this Code or other applicable law;
- (4) The permit was issued in error or contrary to law;
- (5) The parade has changed from a parade that does not require insurance to a parade that requires insurance; or
- (6) The applicant demonstrates an inability or unwillingness to conduct a parade pursuant to the terms and conditions set forth in the parade permit application.

(b) Except as provided in subsection (c) of this section, notice of revocation shall be in writing and set forth specifically the reasons for the revocation.

(c) Any threat to health or safety requiring immediate revocation of a permit shall authorize the SEM or any other person authorized by the city to notify the event organizer verbally of such revocation.

(d) The appeal of a revocation shall be handled in the same manner and under the same time requirements as denials of permits.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 08-50, § 6, 1-16-08)

Sec. 45-241. Appeal from permit denial.

(a) The decision of the SEM is final unless appealed under this section. An applicant may appeal the denial or revocation of a permit by filing a written request for a hearing with the SEM within 10 working days of the date of such denial. A hearing shall be conducted within 10 working days of the receipt of such request before a hearing committee, consisting of the director, the police chief, and the fire chief or the fire chief's designee. The city attorney or the city attorney's designee shall be present, in a non-voting capacity, to advise on any legal issue. It shall be the duty of the SEM to defend the decision during the hearing. Evidence on the matter shall be received in accordance with Rule 12 of section 2-2 of this Code. The hearing committee shall render a written decision on the matter within five working days of the date of the hearing and immediately provide a copy of such decision to the applicant.

(b) Upon receipt of the hearing committee's decision, the applicant may appeal such decision by

giving written notice to the city secretary within five working days of the date of such decision. The city secretary and city agenda director shall arrange a date for the matter to be reviewed by the city council, at the next regularly-scheduled council meeting at which it is possible to give lawful prior notice of the matter after the receipt of the hearing committee's decision and the record required by Rule 12 of section 2-2 of this Code. The city secretary shall give written notice thereof to the applicant. The city council shall consider the appeal under the provisions of Rule 12. At the conclusion of the city council's review of the matter, the city council shall render a decision to grant or deny the requested permit, and such decision shall be final and exhaust the applicant's administrative remedies. If the foregoing time requirements appear inadequate to resolve the appeal prior to the date scheduled for the event, the burden shall be upon the applicant to expedite any filings required and to request a special city council meeting, which shall be granted if reasonable under the circumstances.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-242. Insurance.

(a) No final parade permit shall be issued by the SEM for a parade to include any number of animals, floats, or motorized vehicles unless the applicants shall have delivered to the SEM proof that the insurance required by this section has been obtained by the applicant. Proof of insurance required for a parade to include any number of animals, floats, or motorized vehicles shall be delivered to the SEM not less than 10 business days before the proposed parade date.

(b) Any applicant for a parade permit who fails to provide the requisite proof of insurance not less than 10 business days before the proposed parade date shall not be granted a final parade permit. Any conditional parade permit which may have been previously issued shall be revoked by operation of law.

(c) The proof of insurance required by this section for a parade to include any number of animals, floats or motorized vehicles not subject to state safety responsibility laws shall consist of a current policy of commercial general liability insurance to include designated premises of the parade route, staging area, and disbanding area. The policy shall bear an endorsement for the contractually assumed liability as set forth in item (8) of section 45-236 of this Code. The required policy shall name the city as an additional insured and be issued by a carrier authorized or eligible to transact business in Texas. Each policy shall contain an endorsement that the issuer waives any claim or right of subrogation to recover against the city, its officers, agents, or employees.

The insurance shall contain policy limits of not less than the following:

(1) Commercial general liability insurance with a minimum limit of:

- a. For property damage, \$1,000,000.00 for each occurrence; and
- b. For bodily injury or death, \$1,000,000.00 for each occurrence.

(2) Automobile liability insurance, covering all owned, hired and non-owned vehicles with a minimum limit of bodily injury and property damage of \$1,000,000.00 combined single limit.

(d) The proof of insurance required by this section for a parade to include motorized vehicles subject to state safety responsibility laws may be in the form provided in subsection (c) or alternatively consist of proof of compliance with state safety responsibility laws for each vehicle.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-243. Final permit.

A final permit shall be issued only when the applicant has provided all information, including proof of

insurance and any additional information, required pursuant to section 45-236 of this Code.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-244. Parades exempt from permits.

(a) Notwithstanding the provisions of this division, no permit shall be required for a parade that meets all of the following restrictions:

(1) The parade shall not contain more than 250 individuals nor more than 12 vehicles or animals.

(2) The parade shall not contain any number of animals or vehicles that are not licensed to travel on public streets.

(3) The parade route shall not exceed one mile in length, shall contain no portion of a major thoroughfare or major collector street and may contain no streets located within the downtown area.

(4) The parade shall comply with the time restrictions contained in subsection (b)(3) of section 45-234 of this Code, and shall take no longer than one hour to complete.

(5) The parade sponsors shall provide necessary traffic control.

(b) The individual or group of individuals who intend to conduct a parade under this section shall provide written notice of the time, day, and place of the parade to the SEM by hand delivering the notice or by mailing the notice by certified mail to be received by MOSE not less than ten business days before the parade.

(c) The city shall not be responsible for providing police officers or other city employees to perform traffic control functions during a parade held under authority of this section.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07; Ord. No. 08-50, § 7, 1-16-08)

Sec. 45-245. Staging and disbanding areas; other uses of public streets and sidewalks.

Consistent with traffic mobility and access considerations, the director and the SEM, in consultation with the chief of police, or the police chief's designee, may allow public streets to be used by parade permit holders as staging and disbanding areas for parades. The use of public streets and sidewalks for purposes other than staging or disbanding are subject to the regulations set forth in section 40-27 and sections 40-361 through 40-378 of this Code. The closure of freeway ramps associated with a parade requires the submission to the director of a signed and sealed traffic control plan and proof of compliance with all insurance requirements at least 90 days prior to the scheduled parade date.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Sec. 45-246. Regulations.

Consistent with the provisions of this division and other applicable laws, the SEM may issue regulations governing the issuance of parade permits and the conduct of parades. The regulations shall be subject to the approval of the city attorney. A copy of any regulations so promulgated shall be made available upon request in the SEM's office for inspection and for purchase at the copy fee provided by law.

(Ord. No. 05-1347, § 2, 12-7-05; Ord. No. 07-657, § 2, 6-6-07)

Secs. 45-247--45-250. Reserved.

DIVISION 2. FUNERAL PROCESSIONS

Sec. 45-251. Identification of vehicles.

A funeral composed of a procession of vehicles shall be identified as such by the display, upon the outside of each vehicle, of a pennant or other identifying insignia or by such other method as may be determined and designated by the police department.

(Code 1968, § 46-214)

Sec. 45-252. Use of streets during certain hours.

It shall be unlawful for a funeral procession to travel on the streets of the city, including freeways and expressways, between the hours of 7:00 a.m. and 9:00 a.m. and between the hours of 4:00 p.m. and 6:00 p.m., Monday through Friday, inclusive. Funeral processions may use the streets at any hour on a legal holiday.

(Code 1968, § 46-215)

Sec. 45-253. Police escort.

Each funeral procession shall be accompanied by a police motorcycle escort which shall be a part of the funeral procession and the police officer's motorcycle shall constitute an emergency vehicle when the siren and red lights are in operation. There shall be not less than one police motorcycle escort when the vehicles in the funeral procession, including the mortuary vehicles, do not exceed ten and there shall be not less than two police motorcycle escorts when such vehicles exceed ten.

(Code 1968, § 46-216)

Sec. 45-254. Drivers to use right-hand edge of roadway and follow vehicle ahead as close as practical.

Each driver in a funeral or other procession shall drive as near to the right-hand edge of the roadway as practical and shall follow the vehicle ahead as close as is practical and safe.

(Code 1968, § 46-217)

Sec. 45-255. Speed.

The drivers of motor vehicles participating in a funeral procession shall obey the applicable speed limit; provided, however, if, in the opinion of the police escort, conditions require that the funeral procession proceed at a speed less than the minimum speed limit or if conditions require that the procession be brought to a complete stop, such direction shall be obeyed by the participants in the funeral procession.

(Code 1968, § 46-218)

Sec. 45-256. Obedience to traffic signals.

It shall be unlawful for the driver of a vehicle being the leader of a funeral procession to enter into an intersection in violation of a traffic signal, stop sign or direction of a police officer; however, as soon as the procession has started through an intersection, the whole procession may continue through without stopping or observing the direction of such stop sign or traffic signal, provided such vehicles are conspicuously designated as required by this division.

(Code 1968, § 46-219)

Sec. 45-257. Right-of-way rules as between two or more processions.

The right-of-way rules provided by law shall be applicable as between two or more funeral processions, subject to the authority of the police motorcycle escort to direct, control and regulate such funeral processions.

(Code 1968, § 46-220)

Sec. 45-258. Driving between vehicles in procession.

No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously designated as required in this division.

(Code 1968, § 46-221)

Secs. 45-259--45-270. Reserved.