



Temporary Street Closure Application

Instructions:

1. Review attached Chapter 33A, Article 1, of the City Code.
2. Fill out application form completely.
3. Obtain signed approval for closure by majority of the residents on the block affected.
4. Attach a diagram of the area involved and the streets to be closed. Indicate the proposed placement of barricades. Include houses and their street numbers.
5. Return completed forms to the police department

Chairperson of Activity: _____

Home Address: _____ Telephone: _____

Business Address: _____ Telephone: _____

Name and description of activity planned: _____

Date of Activity: _____ Hours: _____

Street to be closed: _____

Nearest intersecting streets: _____ and _____

Estimated number of persons to attend: _____

Are charitable gifts, gratuities, or offerings going to be solicited or accepted? _____

Will food, beverages, or other merchandise be on sale? _____

A special on-sale permit for alcoholic beverages is required. Will you be selling alcoholic beverages? Yes _____ No _____

Are sound amplifiers to be used? Yes _____ No _____ If yes, list quantity, wattage, and decibel output, plus general information on all sound equipment to be used.

Barricades arranged through: (Flashers required for night closures – Barricades/flashers are not provided by the city.)

Two persons in attendance or authority (other than chairperson) who agree to act on behalf of the chairperson:

Name: _____ Address: _____

Home Phone: _____ Business Phone: _____

Name: _____ Address _____

Home Phone: _____ Business Phone: _____

Agreement to Hold Harmless the City of Redwood City

We agree to assume the defense of and indemnify and save harmless the City of Redwood City, its Council, Boards, Commissions, Officers, Employees, Volunteers and Agents from all suits, actions, damages, or claims to which the City may be subjected of any kind or nature whatsoever resulting from, caused by, arising out of, or as a consequence of such temporary street closure and the activities permitted in connection therewith. We also agree to pay the cost of all City personnel who are required by the City to work overtime hours or other than regular shifts or perform duties during or as a result of such temporary street closure.

I have read, understood, and agree to the above Hold Harmless Agreement and personnel cost agreement:

Chairperson: _____ Date: _____

cc: Patrol Sergeants
Dispatch
Fire Marshall

CHAPTER 33A

USES OF RIGHTS OF WAY

ARTICLE I. TEMPORARY STREET CLOSURES

Section 33A.1. Definition. For the purposes of this Article, a “temporary street closure” shall mean a block party, local special event, festival, celebration, concert, or any similar occurrence to be conducted within an area not exceeding one city block or one intersection in the City, at least two-thirds (2/3) of which area is residentially zoned and to which a majority of owners, residents or tenants of properties fronting upon such area consent, which is sponsored solely by such owners, residents or tenants and is not for commercial or advertising purposes or profit.

Any temporary street closure authorized in whole or in part by the City for municipal purposes, including, but not limited to, conveyance of traffic, travel, or facilitating of an event of a general civic or public nature, is exempt from this Chapter.

Section 33A.2. Permit Required. It shall be unlawful for any person to participate in, advertise for or in anyway promote, organize, control, manage, solicit, or induce participation in a temporary street closure unless a permit has first been obtained from the Chief of Police. No person shall violate any of the terms of a permit issued for temporary street closure or this Article, nor join or participate in any permitted activity under this Article over the objection of the permittee, nor in any manner interfere with the progress or orderly conduct of a temporary street closure.

Section 33A.3. Application for Permit. An application for a permit for temporary street closure shall be made upon a form provided by the City and shall contain all of the following information:

- A. The name, residence, and business address, and phone number of each person and organization sponsoring a temporary street closure. If an organization, the application shall contain the names, residence, and business addresses, and phone number of the president or chairman thereof, and all other persons:
 - 1. Having an interest or position of management or control in such organization;
 - 2. Who are or will be engaged in organizing, promoting, controlling, managing, or soliciting participation in such temporary street closure;

- B. The date, or dates, and beginning and ending hours of such temporary street closure;
- C. The block or intersection in which such closure will occur;
- D. The estimated number of persons who will participate;
- E. The purpose of the temporary street closure;
- F. Whether parking is requested to be restricted or prohibited during each closure;
- G. Whether any sound amplification equipment is proposed to be used, and if so, information describing such sound amplification equipment;
- H. Whether or not charity, gratuity, or offerings will be solicited or accepted, or sales of food, beverages or other merchandise will occur;
- I. Whether such temporary street closure will occupy all or only a portion of the street or intersection involved; and
- J. Such other information as the Chief of Police deems reasonably necessary in order to carry out his duties under this Article.

Section 33A.4. Time of Filing. The application shall be filed not less than ten (10) days prior to the scheduled date of such temporary street closure. Failure to file within such period is sufficient grounds for denial of a permit.

Section 33A.5. Barricades: Litter Collection. Applicants shall provide and remove such barricades and warning devices as are deemed necessary by and are acceptable to the Chief of Police. Applicants shall also provide for the collection and removal of all trash, garbage, and litter caused by or arising out of such temporary street closure.

Section 33A.6. Hold Harmless. Applicants shall agree to assume the defense of and indemnify and save harmless the City, its councilmen, boards, commissions, officers, employees, and agents, from all suits, actions, damages or claims to which the City may be subjected of any kind of nature whatsoever resulting from, caused by, arising out of or as a consequence of such temporary street closure and the activities permitted in connection therewith.

Section 33A.7. Personnel Cost. Applicants shall pay the cost of City personnel who are required by the City to work overtime hours or other than regular shift or perform duties during or as a result of such temporary street closure.

Section 33A.8. Compliance with Laws. Prior to issuance of a permit under this Article, all applicable rules, regulations, and laws shall be complied with and all required permits and licenses shall be secured in connection with such temporary street closure, or the proposed activities associated therewith, including, but not limited to, charitable solicitations, collections or acceptance of gratuities, the sale of food, beverages or other merchandise, or the use of candles, torches, fires, or other combustibles.

Section 33A.9. Conditions for Issuance. Any permit granted under this Article may contain conditions reasonably calculated to reduce or minimize the dangers and hazards to vehicular or pedestrian traffic and the public health, safety, tranquility, morals or welfare, including, but not limited to, changes in time, duration, number of participants, or sound.

Section 33A.10. Standards for Issuance. A permit shall be issued by the Chief of Police when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that all of the following circumstances exist:

- A. The applicant has not knowingly and with intent to deceive, made any false, misleading or fraudulent statements of material fact in the application for a permit or in any other document required pursuant to this Article.
- B. The applicant has met the standards in this Article and paid in advance any fee required, and agrees to such conditions as are imposed in the permit;
- C. The time, duration, and size of the temporary street closure will not substantially disrupt the orderly and safe movement of other traffic;
- D. The temporary street closure is of a size or nature such that it will not require the diversion of so great a number of police officers of the City to properly police the areas contiguous thereto, so as to prevent normal police protection to the City;
- E. The concentration of persons will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such street closure;
- F. The temporary street closure will not interfere with the movement of fire-fighting equipment enroute to a fire;
- G. The temporary street closure will not unduly interfere with the orderly operation of parks, hospitals, churches, schools or other public and quasi-public institutions in the City;

- H. The applicant has provided reasonable means for informing all persons listed in Section 33A.3 (A) and all persons participating in a temporary street closure of the terms and conditions of such permit and the applicable laws thereto;
- I. The temporary street closure will not conflict with or interfere with another temporary street closure for which a permit has been granted.

Section 33A.11. Notice of issuance or denial. Written notice of the issuance or denial of a permit shall be provided to the applicant within five (5) days of receipt of an application or as soon as practicable if received less than ten (10) days in advance of the proposed date of the temporary street closure. If a permit is denied, said written notice shall state the reasons for denial.

Section 33A.12. Appeals Procedure. Upon the denial of a permit by the Chief of Police, the applicant may appeal by filing the application within seventy-two (72) hours or two (2) City working days, whichever is longer, with the City Manager or his designated representative, who shall set the appeal for a hearing within forty-eight (48) hours. After holding a hearing, the City Manager may reverse, affirm or modify in any respect the determination of the Chief of Police.

Section 33A.13. Waiver of Time Limitations. The Chief of Police may waive the time limitation in Section 33A.4 for filing an application and the City Manager may waive the time limitation in Section 33A.12 for filing an appeal if it is found that unusual circumstances or good cause exists and no unreasonable burden upon the City or its citizens will be created thereby.

Section 33A.14. Revocation of Permit. Any permit for a temporary street closure issued pursuant to this Article may be revoked by the Chief of Police at any time when by reason of emergency, disaster, calamity, disorder, riot, traffic conditions, violation of this Article or of any permit conditions, or undue burden on public services, he determines that the health, safety, tranquility, morals or welfare of the public or property requires such revocation. Notice of revocation of a permit shall be delivered in writing to at least one person named upon the permit by personal service or by certified mail, or if the closure has commenced, orally or in writing, by personal contact or service, or by telephone. Continuance of a temporary street closure after such notice has been delivered is unlawful.