

## ORDINANCE 1414

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING THE PAYETTE MUNICIPAL CODE SECTION 12.16.020 INCREASING THE NUMBER OF PERSONS FROM 50 TO 199 BEFORE A RESERVATION IS REQUIRED; ALLOWING FOR RESERVATIONS IN CITY PARKS; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER; PROVIDING A PENALTY.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO:

**Section 1.** Section 12.16.020 of Title 12, Chapter 12.16. of the Payette Municipal Code is hereby amended to read as follows:

### Chapter 12.16 PARKS AND PUBLIC PROPERTY

#### 12.16.020: PARKS; ASSEMBLIES; LICENSE REQUIRED; PROCEDURE:

A. It is unlawful for any person to be among an assembly of more than one hundred ninety nine (199) ~~fifty (50)~~ or more persons within any public park in the city, unless a license reservation for the general purpose of said assembly has been issued permitting an assembly of a definite number of persons, which number exceeds or equals the number actually present at the assembly.

B. All applications for a license reservation required under this section shall be made to the council, City Hall which shall issue a license reservation for requested area of a City Park. The day before the assembly the applicant will obtain signs from City Hall to be placed in the area that states the date and time of the assembly and that the area has been reserved. The signs will be returned to City Hall after the assembly has taken place. ~~limiting the number of persons in an assembly within a public park on the condition that the applicant is a responsible person of good character and that it is in the judgment of the council that the issuance of a license would not be detrimental to the public welfare. The council may revoke said license~~ The reservation may be revoked at any time should city officials it determine that it would be in the best interest of the public welfare that said reservation license be revoked.

C. The license reservation fee shall be set by resolution for each multiple of fifty (50) persons for which the license reservation is issued, and said license reservation shall state generally the reason for the assembly and the time and date it shall be effective. Non-profit groups who provide proof of status are exempt from the reservation fee.

D. Provisions contained elsewhere in this code for the issuance of licenses reservation to allow assemblies for specific purpose shall control in those cases and take precedence over the provisions in this section.

**Section 2.** This Ordinance may be published in summary form allowed by Idaho Code.

**Section 3.** This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

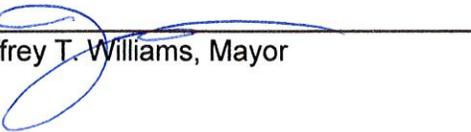
**Section 4.** Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

**Section 5.** If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

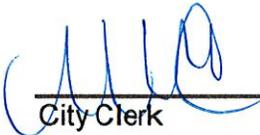
**Section 6.** Any violation of this ordinance shall be a misdemeanor.

PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this 20<sup>th</sup> day of September, 2016.

CITY OF PAYETTE, IDAHO

BY   
Jeffrey T. Williams, Mayor

ATTEST:

  
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City Clerk