



# MODESTO POLICE DEPARTMENT

## TEMPORARY PERMIT FOR USE OF SIDEWALKS/STREETS AND ON-STREET PARKING SPACES

MPD PERMIT # \_\_\_\_\_

PERMISSION IS HEREBY GRANTED TO \_\_\_\_\_  
NAME OF ORGANIZATION

\_\_\_\_\_  
ADDRESS PHONE

Person in Charge of Event \_\_\_\_\_ DOB: \_\_\_\_\_  
APPLICANT'S FULL NAME DATE OF BIRTH

\_\_\_\_\_  
ADDRESS PHONE

TO TEMPORARILY  Close Street  Close Alley  Use Sidewalk  Use Parking Spaces  
How many? \_\_\_\_\_

ARE SIGNS NEEDED? \_\_\_\_\_  
Y/N

AT LOCATION \_\_\_\_\_  
PRIMARY STREET NAME

between \_\_\_\_\_ and \_\_\_\_\_  
STREET NAME STREET NAME

FOR THE PURPOSE OF \_\_\_\_\_  
TYPE OF EVENT APPROX # ATTENDING

ON THE DATE OF \_\_\_\_\_ between the times of \_\_\_\_\_ and \_\_\_\_\_  
MM/DD/YYYY START TIME END TIME

\*\*\*\*THE MODESTO POLICE DEPARTMENT DOES NOT PROVIDE BARRICADES\*\*\*\*

### **Requirements for event:**

- For street closures, a minimum of four (4) barricades (lighted if night event) are required for each closure point.
- Barricades will not be placed before the start time on the permit and will be promptly removed at the end time.
- Signatures will be obtained from two thirds of all residents/businesses located within the area to be enclosed. Names, addresses, phone numbers and signatures are required at the time the permit is submitted.
- A 10x10 space shall be designated for First Amendment groups/persons/activity (if applicable).
- No jump houses or any type of play equipment shall be set up on the City street.
- In the event of an emergency, emergency vehicles must be able to get through the area (20 foot cleared area).
- Evidence of insurance naming the City of Modesto as additional insured may be required.
- In the event of any violation of the conditions, the Modesto Police Department may revoke this permit.

I have read and understand the conditions of this permit  
And agree to comply with the conditions as set forth.

\_\_\_\_\_  
Applicant Signature

Issuing Officer	IBM
<b>MODESTO POLICE DEPARTMENT APPROVAL</b>	
_____ Chief of Police or Designee	

### **3-2.1701 - Permits: Authority and Fees.**

The Police Chief is hereby authorized to grant permits for the temporary use of the following public facilities:

- (a) Temporary closing of Citystreets;
- (b) Temporary use of Citysidewalk areas;
- (c) Temporary use of on-street parking spaces; and
- (d) Temporary use of off-street parking spaces.

Before granting a permit for the temporary use of off-street parking spaces as provided in subsection (d) of this section, the Police Chief shall obtain the recommendation of the Public Works Director.

Every person who seeks to obtain the above-described permit shall pay to the Police Chief an application fee in an amount as established from time to time by resolution of the City Council to cover the costs of processing the permit application.

*(Added by Ord. 538-C.S., amended by Ord. 2532-C.S., § 1, Ord. 3127-C.S., § 1, and Ord. 3363-C.S., § 1, effective 12-9-04)*

### **3-2.1702 - Applications to Council.**

Applications made to the Council for the temporary use of on-street or off-street parking spaces, use of sidewalk areas, or the temporary closing of City streets shall be referred by the City Clerk to the Chief of Police for handling.

*(Added by Ord. 538-C.S., effective 12-4-62)*

### **3-2.1703 - Conditions for Issuance of Permits.**

The Chief of Police shall issue a permit therefor pursuant to the provisions of this article if he finds from a consideration of the application and such other information as he may otherwise obtain or have knowledge of that:

- (a) **The granting of the request will not substantially interrupt the safe, orderly movement of vehicular traffic on the public streets or pedestrian traffic on the sidewalk areas.**
- (b) **The granting of the request will not unduly interfere with the furnishing of proper fire and police protection.**
- (c) **The granting of the permit is not reasonably likely to cause injury to persons or property.**
- (d) **If the request is for parking spaces or sidewalk area, that the use of said parking spaces or sidewalk area requested is not related to a profit-making activity or enterprise.**
- (e) **If he finds that the granting of the permit is in the public interest.**

This section shall not prohibit the Chief of Police from allowing the use of parking spaces by contractors for the parking of their vehicles, or the elimination of parking, if either is necessary for building repairs or construction.

The Chief of Police shall have the authority to place such reasonable conditions or restrictions on the permit as he may deem necessary to protect the public interest, including a requirement in the permit that the permittee furnish the City with public liability and property damage insurance, if he finds such to be in the public interest.

*(Added by Ord. 538-C.S., effective 12-4-62)*

### **3-2.1704 - Exception.**

In the event the Chief of Police is of the opinion that action on the request should more appropriately be taken by the Council, he shall refer the matter to the City Clerk for placement on the Council agenda for the next regular Council meeting.

*(Added by Ord. 538-C.S., effective 12-4-62)*

### **3-2.1705 - Permits: Provisions.**

Any permit granted pursuant to this article shall contain the following provisions, which, by acceptance of the permit, the permittee faithfully agrees to perform:

- (a) **The permittee, its successors and assigns, during the term of the permit, shall indemnify and save the City harmless of and from all damages, costs and charges of any kind or character arising out of or relating thereto, or in any way connected with the exercise of the rights granted by the permit.**
- (b) **The permittee, its successors and assigns, shall comply with all laws of the City.**
- (c) **The permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by the permit.**

The permittee shall be required to sign a copy of the permit, which shall be maintained on file with the Police Department; and no right shall be conferred by any permit authorized under this article until said written consent is executed by the permittee.

