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ARTICLE I

Licensing and Regulation

- §18-101 Discharging Firearms. It shall be unlawful for anyone to discharge any small arms or rifles of any kind or description within one (1) mile outside the perimeter of the municipal airport, known as Travis Field, and within the unincorporated area of Chatham County. (#327, 11/7/69, Sec. 1)
- §18-102 Purpose to Insure Passenger Safety. The purpose of this ordinance is to ensure the safety of citizens boarding and being discharged from aircraft and to ensure the safety of aircraft, particularly those having pressurized cabins. (#327, 11/7/69, Sec. 2)
- §18-103 Penalty for Violation. Any person violating his ordinance shall be subject to a fine not to exceed one hundred dollars (\$100.00) or imprisonment not to exceed thirty (30) days, or both in the discretion of the Court, in the event of conviction in the Recorder's Court or any court having jurisdiction thereof, and each day's violation shall be considered a separate offense. (#327, 11/7/69, Sec. 3)

ARTICLE II

Chatham County Airspace Zoning Ordinance for Savannah
International Airport

§18-201 Enactment Clause. The Commissioner of Chatham County, pursuant to the provisions of Georgia Laws, 1946, Pages 121-123, and any amendments thereto, as codified in Chapter 11-4 of the Georgia Code, annotated, do ordain and enact into law the following sections.

§18-202 Short Title. This ordinance shall be known and may be cited as the "Savannah International Airport Airspace Zoning Ordinance."

§18-203 Purposes and Intent. This ordinance is enacted for the following purposes:

1. To reduce hazards to residents and property located near Savannah International Airport;
2. To prevent hazards to aircraft utilizing Savannah International Airport;
3. To protect the public investment in the airport and its environs;
4. To protect the public health, safety, and general welfare; and
5. To assure that land surrounding the airport will be developed to the best interests of public and private landowners, and for other purposes.

§18-204 Legal Status Provisions.

1. Conflicting Regulations. Where there exists a conflict between any of the regulations or limitations prescribed in this ordinance and any other regulations applicable to the same area, whether the conflict be with the respect to the height of structures or trees, the use of land, or any other matter, the more stringent limitation or requirement shall govern and prevail.
2. Severability. If any of the provisions of this Ordinance or the application thereof to any person or circumstances is held

invalid, such invalidity shall not affect other provisions or application of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

§18-205 Jurisdiction. The jurisdiction of this ordinance shall extend to all of that area within the unincorporated limits of Chatham County.

§18-206 Definitions. Unless the context otherwise requires, the following words, as used in this ordinance, shall have the meaning herein ascribed to them:

1. Airport means Savannah International Airport.
2. Airport elevation means the highest point of an airport's usable landing area measured in feet above sea level.
3. Airport hazard means any structure or tree or use of land which obstructs the airspace required for the flight of aircraft in landing or taking off at the airport or which is otherwise hazardous to such landing or taking off of aircraft.
4. Airport hazard area means any area of land or water upon which an airport hazard might be established, if not prevented in this Ordinance.
5. Airport reference point means the point established as the approximate geographic center of the airport landing area and which is so designated on the Savannah International Airport Airspace Zoning Map.
6. Landing area means the area of the airport used for landing, taking off or taxiing of aircraft.
7. Nonconforming obstructions means any structure, tree or use of land which does not conform to a regulation prescribed in this ordinance, or an amendment thereto, as of the effective date of such regulation.
8. Nonprecision instrument runway means a runway having nonprecision instrument approach procedure utilizing air navigation facilities with only horizontal guidance, or area type navigation equipment, for which a straight-in nonprecision instrument approach procedure has been approved

or planned, and for which nonprecision approach facilities are planned or indicated on an FAA planning document or military airport planning document.

9. Person means any individual, firm, partnership, corporation, company, association, joint stock association or body politic, and includes any trustee, receiver, assignee or other similar representative thereof.
10. Precision instrument runway means a runway having an instrument approach procedure utilizing an instrument landing system (ILS), a microwave landing system (MLS), or a Precision Approach Radar (PAR). It also means a runway for which a precision approach system is planned and is so indicated on an FAA approved airport layout plan; a military service approved military airport layout plan; or any other FAA planning document, or military planning document.
11. Runway means a defined area on an airport prepared for landing, taking off or taxiing of aircraft.
12. Structure means any object, constructed or installed by man, including, but without limitation thereof, buildings, towers, smokestacks, utility poles, and overhead transmission lines.
13. Tree includes any plant of the plant kingdom.

§18-207 Airspace Zones Established. There are hereby created and established certain zones which include all of the land lying within the primary zone, precision instrument approach zones, nonprecision instrument approach zones, transition zones, horizontal zones and conical zones. Such areas and zones are shown on the Savannah International Airport Height Regulations dated June 14, 1985. Said map is made a part of this ordinance to the same extent as if the information set forth on such map was fully designed and incorporated herein, and may be amended subsequent to the adoption thereof. Said map shall be kept on file in the office of the Chatham County Commissioners. The various zones established are shown in Illustration Number 1 and are defined as follows:

1. Primary Zone. An area longitudinally centered on a runway and extending two hundred (200) feet beyond each end of that runway. The width of the primary zone is one thousand (1,000) feet for a nonprecision instrument runway having a

nonprecision instrument approach with visibility minimums as low as three-fourths of a statute mile, and for precision instrument runways. No structure or obstruction will be permitted within the primary zone that is not part of the landing and take off facilities and is of greater height than the nearest point on the runway center line.

2. Approach Zones. An area longitudinally centered on the extended runway center line and extending outward from each end of the primary zone. An approach zone is designed for each runway based upon the type of approach available or planned for that runway end.
 - a. Precision Instrument Approach Zone: An instrument approach zone is established at each end of precision instrument runways. The inner edge of the precision instrument approach zone shall have a width of one thousand (1,000) feet at a distance of two hundred (200) feet beyond each end of the runway. The inner edge shall then widen uniformly to a width of sixteen thousand (16,000) feet at a distance of fifty thousand two hundred (50,200) feet beyond each end of the runway.
 - b. Nonprecision Instrument Approach Zone: Nonprecision instrument approach zones are established at each end of the nonprecision runways. The inner edge of the nonprecision instrument approach zone shall have a width of one thousand (1,000) feet at a distance of two hundred (200) feet beyond each end of the runway. The inner edge shall then widen uniformly to a width of four thousand (4,000) feet for that end of a nonprecision instrument runway having a nonprecision instrument approach with visibility minimums as low as three fourths a statute mile. This type of approach zone extends to a horizontal distance of ten thousand and two hundred (10,200) feet beyond each end of the runway and ten thousand (10,000) feet beyond the ends of the primary zone.
3. Transitional Zones. Transition zones are established adjacent to each precision and nonprecision instrument runway. They extend outward from the sides of the primary and approach zones and connect to the horizontal and conical zones. Transitional zones are further established adjacent to the precision instrument approach zone which projects through and beyond the limits of the conical zone, extending a distance of

five thousand (5,000) feet measured horizontally, from the edge of the precision instrument approach zone perpendicular to the extended centerline of the runway.

4. Horizontal Zone. A horizontal zone is the area within the perimeter of a horizontal plane that is constructed by swinging arcs of specified radii from the center of each end of the primary surface of each runway of each airport and connecting the adjacent arcs by lines tangent to those arcs. The radius of each arc is ten thousand (10,000) feet for all runways at the airport.

The radius of the arc specified for each end of a runway will have the same arithmetical value. That value will be the highest composite value determined for either end of the runway. When a five thousand (5,000) foot arc is encompassed by tangents connecting two adjacent ten thousand (10,000) foot arcs, the five thousand (5,000) foot arc shall be disregarded on the construction of the perimeter of the horizontal plane. The horizontal zone does not include the precision and nonprecision approach zones, and the transition zones.

5. Conical Zone. A conical zone is established as the area that begins at the periphery of the horizontal zone and extends outward therefrom a horizontal distance of four thousand (4,000) feet. The conical zone does not include the approach zones and transition zones.

§18-208 Height Limits Established. Except as otherwise provided in this ordinance no structure or tree shall be erected, altered, allowed to grow, or maintained in any zone to a height in excess of the height limit herein established for such zone. If any structure or tree is erected, altered, allowed to grow, or maintained in an area located in more than one zone, then that structure or tree will be considered to be only in the zone with the more restrictive height limitation. The various zones are hereby established and defined as follows:

1. Precision Instrument Approach Zone. One (1) foot in height for each fifty (50) feet in horizontal distance, beginning at a point two hundred (200) feet from and at the centerline elevation of the end of the instrument runway and extending to a distance of ten thousand two hundred (10,200) feet from the end of the runway ten thousand (10,000) feet from the ends of

the primary zone); thence one (1) foot in height for each forty (40) feet in horizontal distance to a point fifty thousand and two hundred (50,200) feet from the end of the runway fifty thousand (50,000) feet from the ends of the primary zone).

2. Nonprecision Instrument Approach Zone. One (1) foot vertically for each thirty-four (34) feet in horizontal distance, beginning at a point two hundred (200) feet from, and at the centerline elevation of the nonprecision instrument runway and extending to a point ten thousand and two hundred (10,200) feet from the end of the runway ten thousand (10,000) feet from the ends of the primary zone).
3. Transitional Zone. The area extending outward from the sides of the primary zone and approach zones connecting them to the horizontal and conical zones. Height limits within the transitional zones are the same as the primary zone or approach zone at the boundary line where it adjoins and increases at a rate of one (1) foot vertically for every seven (7) feet horizontally, with the horizontal distance measured at right angles to the runway centerline and extended centerline, until the height matches the height of the horizontal zone or conical zone, or for a horizontal distance of five thousand (5,000) feet from the side of the part of the precision approach zone that extends beyond the conical zone.
4. Horizontal Zone. One hundred and fifty feet (150) above established airport elevation.
5. Conical Zone. The area extending outward from the periphery of the horizontal zone for a distance of four thousand (4,000) feet. Height limitations for structure in the conical zone are one hundred fifty (150) feet above the airport height at the inner boundary with permitted height increasing one (1) foot vertically every twenty (20) feet to a height of three hundred fifty (350) feet above the airport elevation.

§18-209 Nonconforming Obstructions. The regulations prescribed by this ordinance shall not be construed to require the removal, lowering or other change or alteration of any structure or tree not conforming to the regulations when adopted or amended, or to otherwise interfere with the continuance of any non-conforming use. Nothing herein contained shall require any change in the construction or

alteration of any structure, the construction or alteration of which was begun prior to the adoption of or prior to any amendments to this ordinance and is diligently prosecuted and completed within six (6) months thereof.

§18-210 Permits.

1. No nonconforming obstructions or trees may be erected, replaced, substantially altered or repaired, rebuilt, allowed to grow higher, or replanted, in any zone created in this Ordinance unless a permit is secured from the Zoning Administrator, authorizing such replacement, change or repair, except as follows:
 - a. No permit shall be required for any structure less than seventy-five (75) feet of vertical height above the ground, except when because of terrain, land contour or topographic features such structure would extend above the height limits prescribed for the following areas:
 - (1) Within the entire limits of the horizontal, conical or transitional zones.
 - (2) Within the limits of the precision instrument approach zones.
2. Each application shall indicate the purpose for which it is desired, with sufficient particularity to determine whether the resulting use or structure would conform to the regulations prescribed in this Chapter. If such determination is in the affirmative, the permit applied for shall be granted.
3. No permit shall be granted that would allow the establishment or creation of an airport hazard or permit a nonconforming use, structure, or tree to be made or become higher, or become a greater hazard to air navigation, than it was on the effective date of this Ordinance, or than it is when the application for a permit is made.
4. Whenever the Zoning Administrator determine that a nonconforming use, or nonconforming obstruction or tree, has been abandoned or is more than seventy percent (70%) torn down, destroyed, deteriorated, or decayed, no permit shall be granted that would allow said obstruction or tree to exceed

the applicable height limit or otherwise deviate from the zoning regulations.

- §18-211 Hazard Marking and Lighting Required. Any permit granted under Section 18-210 of this ordinance may, if such action is deemed advisable to effectuate the purposes of this ordinance and reasonable in the circumstances, be so conditioned as to require the owner of the structure or tree in question to permit the Savannah Airport Commission, at its own expense, to install, operate and maintain thereon such markers and lights as may be necessary to indicate flyers the presence of an airport hazard.
- §18-212 Removal of Nonconforming Obstructions. The Savannah Airport Commission may negotiate with owners of nonconforming obstructions for removal, lighting, or marking of existing nonconforming obstructions, to be installed, operated and maintained at the Airport Commission's expense.
- §18-213 Variances Prohibited. No variances, special exceptions, or any other appeal within any zone created by this ordinance shall be considered or granted which would violate any restrictions imposed by this Ordinance.
- §18-214 Administrative Agency. The Chatham County Zoning Administrator is hereby designated the administrative agency charged with the duty of administering and enforcing the regulations prescribed by this Ordinance. The duties of the Zoning Administrator shall include that of hearing applicants and deciding whether or not to issue permits.
- §18-215 Penalties. Any person convicted of violating any provision of this ordinance shall be subject to a fine not to exceed one hundred dollars (\$100.00) or imprisonment not to exceed thirty (30) days, or both, and shall be required to remove the subject obstruction. (5/10/85)

ARTICLE III

Helicopter Landing Facilities

§18-301 Statement of Purpose. The purpose of this ordinance is to set forth standards and fees for the operation of helicopter landing facilities within Chatham County in order to protect the public health, safety and general welfare. (No. 585-0, 10/1/76, Sec. 1)

§18-302 Administration. The terms and provisions of this Ordinance shall be administered by the Aviation Facilities Inspector of the Office of Building Inspector of Chatham County. (No. 585-0, 10/1/76, Sec. 2)

§18-303 Definitions. Special words or phrases used in this Ordinance are defined in this Section.

1. Heliport. A heliport is a public or private area used, for landing or take-off of helicopters or other steep-gradient aircraft capable of hovering, and may include any or all of the area or service buildings which are appropriate to accomplish these functions including but not limited to refueling, maintenance or repair facilities; such facility may be designed to accommodate more than one (1) aircraft.
2. Helistop. A helistop is a public or private area used, or to be used, for landing or take-off of helicopters or other aircraft capable of hovering which shall not afford refueling, maintenance or repair facilities, in which tie-down facilities alone are available and are for the accommodation of a single aircraft.
3. Aviation facilities inspector. The Building Inspector of Chatham County or his duly authorized and designated representative shall perform the duties of Aviation Facilities Inspector as set forth in this Ordinance. (No. 585-0, 10/1/76, Sec. 3)

§18-304 Requirements for License.

1. No person shall operate any helicopter within the limits of Chatham County unless there is outstanding for such helicopter a valid airworthiness certificate issued by the Federal Aviation Agency (FAA) of the United States of America.

2. No person shall operate any helicopter within Chatham County unless the person flying such helicopter has secured a valid airman's certificate with appropriate ratings issued by the Federal Aviation Agency of the United States of America.
3. It shall be unlawful for the owner or person in control of any property to install, maintain, or operate thereon, a heliport or helistop without first having obtained a license therefor. Application for a license for such heliport or helistop shall be made in writing to the Building Inspector. Each application shall contain the following:
 - a. Name of applicant specifying whether individual, firm, association or corporation.
 - b. Address of applicant.
 - c. Location and description of premises sought to be licensed.
 - d. Name and address of agent, if any.
 - e. Type of service to be specified transportation, sight-seeing, or other service.
 - f. Maximum weight of aircraft to be permitted to land on premises.
 - g. Proposed plans and specifications aforesaid heliport.
 - h. Proof of insurance or other surety.
4. No license shall be issued until said plans and specifications have been approved by the Aviation Facilities, Inspector of Chatham County. (No. 585-0, 10/1/76, Sec. 4)

State Law Reference.

- a. License requirements for aircraft construction, design and air-worthiness, O. C. G. A. , Section 6-2-9.
- b. License requirements for aircraft pilots, O. C. G. A. , Section 6-2-10.

§18- 305 Building Permit and Business License.

1. All applications for a building permit for heliport or helistop shall be accompanied by a fee in the amount set by the building permit fee schedule of Chatham County.
2. A business license shall be obtained for the operation of heliport or helistop in the amount set forth in the Chatham County Business License Ordinance. (No. 585-0, 10/1/76, Sec. 5)

§18-306 Air Traffic Rules. No person shall operate any helicopter within the limits of the County of Chatham, except in strict accordance with the safety regulations, manuals and directives prescribed by the Federal Aviation Agency and the Civil Aeronautics Board. (No. 585-0, 10/1/76, Sec. 6)

§18-307 Construction. Any person may construct, build, or designate space for a heliport or helistop in any area within Chatham County, where such use is permitted by the zoning ordinance, subject to the following restrictions:

1. That if such heliport or helistop is to be elevated in any manner by being constructed on a platform or on the roof of a building, the plans for such platform or building shall be approved and certified as structurally safe by an engineer licensed to do business in this State and said certification shall be submitted to the Building Inspector.
2. That if such heliport or helistop is to be at ground level, it shall either (1) be located in an enclosed area which does not permit access by the public at will, or (2) be completely enclosed by a fence or wall, either temporary or permanent, designed to make the area safe for persons and property.
3. The design, construction and physical characteristics of any such helicopter or helistop shall conform to the standards set by the Federal Aviation Agency.

The plans and specifications of any such heliport or helistop shall be submitted to the Building Inspector of the County of Chatham for examination and determination of whether they conform to applicable provision of the existing building code. The necessary permits, if any are required pursuant to said code, shall be obtained before any construction is begun.

4. Landing Pad. Every heliport or helistop located above ground

level shall be provided with a landing pad constructed in accordance with applicable Building Codes of FAA regulations.

5. **Dust-Proof Cover.** All heliport or helistop landing areas shall be sodded or covered with dust-proof material if located at ground level, or covered with dust-proof material if elevated above ground level.
6. **Lighting.** Any heliport or helistop intended to be used for night landings or take-off shall be provided with flood lights and linear perimeter lighting of fluorescent or cold cathode type, or by amber lights spaced around the helistop pad, not less than twenty (20) feet nor more than fifty (50) feet apart.
7. All elevated heliports or helistops shall be restricted to helicopters not exceeding the gross weight or load rating stated in the application for permit or permits.
8. All helicopters or helistops shall be marked in accordance with FAA criteria.
9. All heliports or helistops shall be clear of overhead obstructions above twenty-five (25) feet within 300 feet of the parking area pad. (No. 585-0, 10/1/76, Sec. 7)

§18-308 **Fencing.** Every ground level heliport or helistop shall be secured to prevent entrance of unauthorized personnel with a fence that is a minimum of thirty-six (36) inches in height and a minimum of twenty-five (25) feet from the parking area pad which entirely surrounds the minimum heliport area as established by the FAA, except that the minimum fence height may be increased twelve (12) inches for each ten (10) feet that the landing area is extended beyond the minimum area required. Other fencing shall be in accordance with applicable Building Code requirements, if any. (No. 585-0, 10/1/76, Sec. 8)

§18-309 **Minimum Area.** No permit shall be issued for a heliport or helistop which does not meet the minimum area standards of applicable FAA regulations. (No. 585-0, 10/1/76, Sec. 9)

§18-310 **Safety Features Required.** No permit for the operation of heliport or helistop shall be approved by the Aviation Facilities Inspector of Chatham County until the following

fire prevention equipment is provided at the site of proposed heliport or helistop:

1. A set standpipe not less than two and one-half inches in diameter shall be provided at each heliport or helistop landing site. This standpipe shall be provided with a hose sufficiently long to reach the landing pad. This hose is to be equipped with a spray nozzle and a water supply sufficient to efficiently and effectively operate the same. In addition to the set standpipe, a thirty (30) pound dry chemical portable fire extinguisher shall be provided.
2. When a set standpipe cannot be provided, a 150 pound dry chemical wheel type extinguisher and two (2) additional thirty (30) pound dry chemical portable extinguishers shall be provided.
3. A telephone, other than a pay telephone, shall be provided at each heliport or helistop for emergency purposes.
4. Any elevated, or roof-top landing area shall be provided with two (2) exits as remote from each other as practical; at least one (1) of the exits shall be a stairway exit leading from the area by means of a ladder or a stairway on any landing area.
5. No smoking shall be permitted on any landing area.
6. No fueling or repairing of helicopters shall be permitted on any elevated, or roof-top heliport.
7. All elevated, or roof-top heliports or helistops shall be provided with curbs sufficient in height to prevent any accidental fuel spillage from entering the county's sewer system or overflowing the side of the building.
8. Fire protection and other required emergency equipment shall be properly maintained and sheltered from weather.

No permit shall be approved by the Aviation Facilities Inspector until he is sufficiently satisfied that no inordinate danger to the public will be created by operation of heliports or helistops or by external load or temporary landing operations. (No. 585-0, 10/1/76, Sec. 10)

§18-311 Inspection. The Aviation Facilities Inspector, or his

duly authorized personnel, shall have authority to make periodic inspection of heliports and helistops to ensure that all the permit requirements are satisfied. (No. 585-0, 10/1/76, Sec. 11)

§18-312 Revocation of License. The Aviation Facilities Inspector may revoke any permit issued herein if after investigation it is determined that alteration of the physical profile of the area surrounding any heliport or helistop renders its continued operation unsafe, or for the violation of any provision of law pertaining thereto, or if he finds that such operations of helistops or heliports unreasonably interferes with the use and enjoyment of neighborhood property, he may take appropriate action to suspend such operation or impose such conditions upon continued operations as he may deem fit. The owner or operator of any heliport or helistop shall be personally served said revocation and he shall be entitled to a de novo hearing before the Chatham County Commissioners. (No. 585-0, 10/1/76, Sec. 12)

§18-313 External Load and Temporary Landing Permit. No person, firm, or corporation shall operate any helicopter for the conduct of non-passenger-carrying helicopter external load operations or temporary landings unless said applicant has first applied for and obtained a permit from the Aviation Facilities Inspector and has filed with and obtained approval of a plan for said operation from the Federal Aviation Agency district office having jurisdiction over the area in which the operation is to be conducted. Said application for a permit shall contain all of the following:

1. Name of applicant (whether a person, firm or corporation).
2. Address of applicant.
3. Description of external load operation and type of service to be specified for each external load operation, including route of operation, or location of proposed temporary landing site and type of service or operation to be supplied at that site.
4. Proof of insurance or other surety. (No. 585-0, 10/1/76, Sec. 13)

§18-314 Hours of Flight.

1. Holders of temporary permits shall be limited in hours of operation to the period between sunrise and sundown daily.
2. All applications for external load or temporary landing permits shall be submitted to the Aviation Facilities Inspector for every day of operation over Chatham County.
3. The Aviation Facilities Inspector shall grant all permits for external load operation within Chatham County and shall have authority to refuse any permit where, in his opinion, hazards which might be created by the proposed operation warrant refusal of such permit.
4. Each permit shall be valid for a period of not longer than two (2) months and may be reissued only once annually thereafter. (No. 585-0, 10/1/76, Sec. 14)

§18-315 Proof of Liability Insurance. All operators of heliports or helistops and operators of all aircraft using these facilities shall show proof of adequate liability insurance as required by the Federal Aviation Agency of the United States Government. (No. 585-0, 10/1/76, Sec. 15)

§18-316 Jurisdiction. This Ordinance is applicable in the unincorporated area of Chatham County, Georgia. (No. 585-0, 10/1/76, Sec. 16)

ARTICLE IV

Parade and Public Assembly Ordinance

§18-401 Definitions.

1. "Chief of Police" means the Chief of the Savannah/Chatham Metropolitan Police Department.
2. "County" means the unincorporated area of Chatham County, Georgia.
3. "Parade" means any march, demonstration, procession or motorcade consisting of persons, animals, or vehicles or combination thereof upon the streets, parks or other public grounds within the County with an intent of attracting public attention that interferes with the normal flow or regulation of traffic upon the streets, parks or other public grounds.
4. "Person" means any person, firm, partnership, corporation, company or organization of any kind.
5. "Public assembly" means any meeting, demonstration, picket line, rally or gathering for a common purpose that interferes with the normal flow or regulation of pedestrian or vehicular traffic or occupies any public area or facilities open to the general public.
6. "Sidewalk" means any area or way set aside or open to the general public for purposes of pedestrian traffic, whether or not it is paved.
7. "Street" means any place or way set aside or open to the general public for purposes of vehicular traffic, including any berm or shoulder parkway, right-of-way, or median strip.
8. "Hearing Officer" means an impartial person with sufficient legal training to review application of this ordinance who has been appointed by the Chatham County Board of Commissioners upon the filing of an appeal of a permit denial.
9. "County Manager" means the County Manager of Chatham County, Georgia.

§18-402 Permit Required. It shall be unlawful to engage or

conduct any parade or public assembly without first receiving a permit from the County Manager upon recommendation by the Chief of Police after application made according to the requirements set out hereinafter.

§18-403 Exceptions. This ordinance shall not apply to the following:

1. Funeral procession;
2. Students going to and from school classes or participating in educational activities, provided that such conduct is under the immediate direction and supervision of the proper school authorities;
3. Chatham County sponsored events or events permitted by Public Works and Park Services;
4. Casual park use that does not normally attract a crowd of onlookers; and,
5. A governmental agency acting within the scope of its functions.

§18-404 Application. The person or persons associated in fact, whether or not a legally recognized entity, who wish to conduct a parade or public assembly shall apply to the County Manager for a permit. Such application shall at a minimum include:

1. The name and address of the applicant. If the applicant is an association of persons in fact or in law, the application shall contain a description of the entity; the name of said entity, if named; the registered or recognized address of the entity; the name of the person making the application on behalf of the entity; such person's relationship to said entity; and some demonstration or recitation of the authority of the person making the application to act on behalf of the entity.
2. A plan that must include the following information about the parade or public assembly:
 - a. The anticipated number of persons participating;

- b. The date or dates;
 - c. The hours of each day the parade or public assembly will be conducted;
 - d. The exact location, or, if the parade or public assembly is processional or mobile, the route;
 - e. Whether sound amplification equipment will be employed and, if so, the hours it will be employed;
 - f. Whether artificial lighting will be employed;
 - g. Whether temporary static structures will be employed, and if so, a complete description (including measurements) of the structure;
 - h. Whether vehicles will be employed, and if so, a description of each vehicle that will be used and how it will be used;
 - i. A description of the anticipated need for safety, police, medical, sanitation, and other required personnel and equipment, with the anticipated needed numbers and posting by location and time of personnel needed;
 - j. A description of provisions necessary to the safety and welfare of the participants in the event and members of the public in the area where the event will be conducted and routes of access thereto and therefrom;
 - k. A description of measures that will be taken to ensure public health and sanitation;
 - l. Whether the event will require that the public spaces or facilities to be used or burdened, or the routes and means of access thereto and therefrom, be temporarily diverted from their dedicated or customary uses, or the public or private users thereof be diverted or excluded from, or limited in their use or enjoyment of, or their access to or through, said spaces or facilities, before, during or after the event.
3. A disclosure as to whether the applicant or entity for whom the application is being made has in the past conducted or

participated in an event of a substantially similar nature to that which is the subject of the application, and, if so, where and when such prior event(s) took place, and whether as a result of such event(s) the applicant or entity became subject, whether or not then operating under the same name, as plaintiff or defendant, of any legal action, civil, criminal or administrative.

4. A disclosure as to whether the applicant or entity for whom the application is made has defaulted upon or is in arrears as to any judgment, civil, criminal, or administrative rendered against applicant or entity, whether or not then operating under the same name, as a result of participation in any prior event(s) of a substantially similar nature to that which is the subject of the instant application, and if so, a description of said judgment or order and an explanation for non-compliance.
5. An indemnification and hold harmless agreement in favor of Chatham County, Georgia, its elected officials, officers, agents, and employees, in a standard indemnification and hold harmless agreement form, the language of which is contained hereinafter, or in a form satisfactory to the applicant.

Indemnification and Hold Harmless Agreement

The Undersigned hereby indemnifies, defends and holds harmless CHATHAM COUNTY, GEORGIA, its Commissioners, officers, employees, agents, successors and assigns, from and against any and all liabilities, damages, costs, expenses, causes of action, suits, demands, judgments and claims of any nature whatsoever arising from, by reason of, or in connection with illness, injury, death or damage to property which occurred, grew out of, was incident to, or was directly or indirectly caused by the Undersigned's use or occupancy of public property or facilities of Chatham County, Georgia. The Undersigned agrees to reimburse or make good any and all losses, damages or costs that Chatham County may have to pay if litigation arises out of said losses or damages to person or property. The Undersigned further accepts responsibility for any and all damage to any person or property which was damaged as a result of the Undersigned's use or occupancy of public property or facilities of Chatham County, Georgia.

The above indemnification and hold harmless agreement has been read and understood by the Undersigned and its contents are fully understood.

IN WITNESS WHEREOF, ___ have hereunto set ___ hand(s) and seal(s), this _____ day of _____, 200__.

Legal Signature of Undersigned

Sworn to and subscribed
before me, this _____ day
of _____, 200__.

Notary Public, Chatham County, Georgia

[S E A L]

My Commission Expires: _____.
(Adopted new ¶5, §18-404 on May 28, 2004)

6. Where an event conducted on, over, or upon, or burdening public properties, or employing the facilities thereon, which is also to substantially involve or take place partly or wholly upon private property with the consent of the owner(s) thereof, such owner(s) or their authorized representatives must join as an applicant for any permit for such event.

§18-405 Review by the County Manager.

1. Within ten working days of receipt of an application, the County Manager shall review the application in light of all contents and goals, intentions, and presumptions as set out in this ordinance, and render a decision after receiving a recommendation from the Chief of Police and communicate same to Applicant, either permitting the event as planned or denying a permit for event. If the permit is denied, the County Manager shall provide the applicant in writing a statement of the reasons therefor.
2. Nothing in this process shall prevent the County Manager, at his/her sole option within the ten day period for approval or

denial, to confer with Applicant with respect to modifications of Applicant's plan for the event, and amend the application to reflect such modifications if agreed to by Applicant. However, Applicant may neither supplement nor amend its application within the ten day period except at the invitation of the County Manager. Any attempt to do so *sua sponte* shall be deemed a separate and new application.

3. The County Manager may deny the application for permit upon any of the following reasons or combination of reasons:
 - a. The application does not contain all required information, or that information set out is so incomplete, vague, or ambiguous as to prevent full and proper review;
 - b. The application contains material omissions, falsehoods, or misrepresentations;
 - c. The applicant or entity represented by applicant is incompetent to contract, sue, or be sued;
 - d. The person applying lacks authority to present the entity for which the application is made;
 - e. The applicant or entity represented by applicant has on prior occasions damaged public property or has not paid in full for such damages, or is in arrears as to any judgment civil, criminal, or administrative rendered against the applicant or entity, or is in violation of any injunction or restraining order entered against the applicant or entity, whether under the same name(s) or another;
 - f. The applicant or entity has on prior occasions violated permitting ordinances in connection with events of a substantially similar nature;
 - g. The plan of the event as proposed would present an unreasonable danger to the health or safety of participants in the event or other members of the public (though not through the agency of any predicted reaction by onlookers or members of the public);
 - h. The plan of the event as proposed would unduly restrict

and/or congest (vehicular or pedestrian) on any of the public roads, right of ways, sidewalks, or waterways in the immediate vicinity of such event;

- i. The plan of the event as proposed would constitute an unreasonable disturbance of the peace, or would unreasonably burden lawful commerce in the area at the time of the proposed event, or would unreasonably intrude upon the privacy or property of citizens in the area of the proposed event;
- j. The plan of the event as proposed includes activities which are prohibited by laws of the United States, the State of Georgia, or ordinances of Chatham County, the City of Savannah or activities which constitute nuisance or tortious conduct with respect to public or private property or persons.

§18-406 Appeal of Permit Denial.

1. Upon receipt of any decision by the County Manager to deny an application in whole or in part, the applicant may within five calendar days file an appeal of said denial with the County Manager which appeal shall be in writing and be sent to the County Manager by certified mail. Upon receipt of such appeal, the County Manager shall immediately forward the appeal to a Hearing Officer appointed by the Chatham County Board of Commissioners. The Hearing Officer shall be the Recorder's Court Judge on duty as of the date that the appeal is forwarded by the County Manager.
2. The Hearing Officer shall set a hearing date not more than seven calendar days after notice of appeal by the County Manager. The Hearing Officer shall cause notice of the hearing to be served upon the applicant by certified U.S. mail. Such notice shall include the hearing date and time.
3. At the hearing, all parties shall be provided a fair and impartial hearing and shall be allowed to produce any and all evidence concerning the denial of the permit.
4. Within seven calendar days after conclusion of the hearing, the Hearing Officer shall make a written decision on the appeal, which shall affirm, alter or reverse the denial of the application by the County Manager. The notice of the decision

shall be sent to all parties by certified U. S. mail and shall set forth the reasons for the decision.

5. The decision of the Hearing Officer shall be binding on all parties, subject to the right of appeal as provided by O. C. G. A. 5-4-1, et seq.

§18-407 Intent. It is the specific intent of the County in enacting this ordinance to regulate only the time, place and manner of events and not to regulate the content or message of any speech or expressive conduct.

§18-408 Revocation. Notwithstanding the grant of any permit as provided herein, the County Manager shall have the authority to terminate a parade or public assembly at any time, or prevent its initiation, should traffic, weather, or other conditions develop which present an imminent and undue danger to those participating in the event pursuant to said permit, to the public at large, or should any consideration or combination of considerations enumerated herein as a ground for denial of a permit arise or first become apparent to law enforcement authorities after the grant of a permit. If in preparation of or after the start of a parade or public assembly for which a permit has been issued, participants in said event violate the terms of the permit or deviate in material fashion from the plan submitted in application for permit, the County Manager shall have the authority to terminate the event.

§18-409 Effective Date. This ordinance will become effective upon adoption. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

§18-410 Severability. Should any section, provision, or clause of any part of this ordinance be declared invalid or unconstitutional, or if the provisions of any part of this ordinance as applied to any particular situation or set of circumstances be declared invalid or unconstitutional, such invalidity shall not be construed to affect portions of this ordinance not so held to be invalid, or the application of this ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the County that this ordinance would have been adopted had any such invalid portion not been included herein.

(Article IV adopted March 12, 2004.)

APPLICATION FOR PARADE OR PUBLIC ASSEMBLY PERMIT
FOR CHATHAM COUNTY, GEORGIA

NAME OF ORGANIZATION: _____

STREET ADDRESS OF ORGANIZATION: _____

NAME OF REPRESENTATIVE: _____

STREET ADDRESS/PHONE NUMBER OF REPRESENTATIVE: _____

CITY	STATE	ZIP CODE	TEL. HOME/WORK
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I understand it shall be unlawful to conduct any parade or public assembly, either fixed or processional, over, upon, or burdening the public properties of Chatham County, Georgia, or employing facilities thereon, without first receiving a permit from the County Manager after application made and approved according to the requirements set out.

Public assembly means any meeting, demonstration, picket line, rally or gathering of persons for a common purpose as a result of prior planning that interferes with the normal flow or regulation of pedestrian or vehicular traffic or occupies any public area in a place open to the general public.

If the applicant is an association of persons in fact or in law, the application shall contain a description of the entity; the name of said entity, if named; the registered or recognized address of the entity; the name of the person making the application on behalf of the entity; such person's relationship to said entity; and some demonstration or recitation of the authority of the person making the application to act on behalf of the entity and the names, addresses and phone numbers of the Corporate or Executive Officers of said entity.

Where a parade or public assembly is conducted on, over, or upon, or burdening public properties, or employing the facilities thereon, which is also to substantially involve or take place partly or wholly upon private property with the consent of the owner(s) thereof, such owner(s) or their authorized representatives must join as an applicant for any permit for such event.

The person or persons associated in fact, whether or not legally recognized entity, who wish to conduct such parade or public assembly shall apply to the County Manager for a permit. Together with any supplementary

information as may be required this application shall be filed with the County Manager not less than 10 days prior to the parade or public assembly to ensure proper processing. The permit will be issued only after approval by the concerned departments listed below. Such application shall at a minimum include:

Event Plan:

A plan must be submitted and must include the following information about the parade or public assembly event:

- i. The anticipated number of persons participating on foot, number of units, number and construction of floats;
- ii. The date or dates;
- iii. The hours of each day the event will be conducted;
- iv. The exact location, or, if the parade or public assembly is processional or mobile, the route, the assembly area and the dispersal area. If the parade or public assembly is to pass thru, use or impact the use of any city park or square a separate application must be submitted in addition;

Location: _____

Route: (attach map)

- v. Whether sound amplification equipment will be employed, the hours it will be employed, and, if so, applicant must obtain permit pursuant to Chatham County Code, Chapter 24, Article III, "Noise Control Ordinance," as applicable.

- vi. Whether artificial lighting will be employed;

- vii. Whether temporary static structures will be employed, and if so, a complete description (including measurements) of the structure;

viii. Whether vehicles will be employed, and if so, a description of each vehicle that will be used and how it will be used;

ix. A description of the anticipated need for safety, police, medical, sanitation, and other required personnel and equipment, with the anticipated needed numbers and posting by location and time of personnel needed;

x. A description of provisions necessary to the safety and welfare of the participants in the parade or public assembly and members of the public in the area where the parade or public assembly will be conducted and routes of access thereto and there from;

xi. A description of measures that will be taken to ensure public health and sanitation to;

xii. Whether the parade or public assembly will require that the public spaces or facilities to be used or burdened, or the routes and means of access thereto and there from, be temporarily diverted from their dedicated or customary uses, or the public or private users thereof by diverted or excluded from, or limited in their use or enjoyment of, or their access to or through, said spaces or facilities, before, during or after the parade or public assembly.

xiii. A disclosure as to whether the applicant or entity for whom the application is being made has in the past conducted or participated in an event of a substantially similar nature to that which is the subject of the application, and, if so, where and when such prior event(s) took place, and whether as a result of such event(s) the applicant or entity became subject, whether or not then operating under the same name, as plaintiff or defendant, of any legal action, civil, criminal or administrative.

xiv. A disclosure as to whether applicant or entity for whom the application is made has defaulted upon or is in arrears as to any judgment, civil, criminal, or administrative rendered against applicant or entity, whether or not then operating under the same name, as a result of participation in any prior event(s) of a substantially similar nature to that which is the subject of the instant application, and if so, a description of said judgment or order and an explanation for non-compliance.

xv. An indemnification and hold harmless agreement in favor of Chatham County, Georgia, its elected officials, officers, agents, and employees, in a form satisfactory to the County Attorney.

PERMISSION IS HEREBY REQUESTED TO HOLD THE ABOVE PARADE OR PUBLIC ASSEMBLY IN CHATHAM COUNTY, GEORGIA OR ON PROPERTY OF CHATHAM COUNTY, GEORGIA:

APPLICANT'S SIGNATURE

DATE SIGNED

APPLICANT'S ADDRESS

APPLICANT'S SIGNATURE

DATE SIGNED

APPLICANT'S ADDRESS

APPLICATION REVIEW OF REQUEST TO HOLD THE ABOVE EVENT IN CHATHAM COUNTY, GEORGIA:

THE APPROVED LOCATION / ROUTE OF THE PARADE:

THE EVENT IS TO CONSIST OF

DATE: _____ **Beginning time,** _____ **Ending Time** _____ .
EXTRA DUTY OFFICERS NEEDED _____ **ARRIVAL TIME:** _____

NOTE- SAVANNAH CHATHAM METROPOLITAN POLICE DEPARTMENT EXTRA-DUTY OFFICERS WILL BE PAID THE AMOUNT AGREED UPON PRIOR TO THE EVENT, AND ARE NOT RESPONSIBLE FOR ADVISING DIRECTIONS OR PROVIDING ANY DETAILS OF THE EVENTS TO PARTICIPANTS IN RUNS, WALKS, RACES, ETC. THE SAVANNAH CHATHAM METROPOLITAN POLICE DEPARTMENT PROVIDES SECURITY FOR THE EVENTS.

THE INFORMATION CONTAINED IN THE PERMIT HAS BEEN SUBMITTED TO AND APPROVED BY CHATHAM COUNTY, GEORGIA. ANY CHANGES IN THE DATE, TIME, COMPOSITION, AND/OR ROUTE OF THE PARADE MUST BE APPROVED IN ADVANCE. THIS PERMIT IS TO BE CARRIED BY THE LEAD UNIT OF THE PARADE AND IS TO BE SHOWN UPON REQUEST.

_____ Chief of Police	_____ Approved	_____ DATE
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_____ Fire Marshal/Director Building Safety and Regulatory Services	_____ Approved	_____ DATE
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_____ Major, Special Operations	_____ Approved	_____ DATE
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_____ Traffic Commander	_____ Approved	_____ DATE
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_____ Public Works and Park Services	_____ Approved	_____ DATE
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_____ County Engineer	_____ Approved	_____ DATE
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_____ County Manager	_____ Approved	_____ DATE
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cc: Traffic File
Southside Fire Dept
County Engineer
Public Works and Park Services
Director Building Safety and Regulatory Services
Chatham Area Transit
Communications Center
Applicant