

ORDINANCE NO. 10-5506

AN ORDINANCE OF THE CITY OF BILLINGS, PROVIDING THAT THE BILLINGS, MONTANA CITY CODE BE AMENDED BY REVISING SECTION Sec. 24-501 AND CREATING NEW SECTIONS 24-312 AND 541; AUTHORIZING THE CHIEF OF POLICE TO ESTABLISH STANDARDS FOR AND PERMIT THE EMPLOYMENT OF CERTIFIED TRAFFIC CONTROL PERSONS FOR FUN RUNS AND CERTAIN EVENTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA:

Section 1. That section 24-501 of the Billings Montana City Code be amended so that such section shall read as follows:

Sec. 24-501. Definitions.

The following words and phrases, when used in this article, shall have the meanings respectively ascribed to them:

Certified Traffic Control Person means a person who has completed a course or program of training for regulating the flow traffic upon a street, which has been approved by the chief of police or by the State of Montana department of transportation.

Fun run means any race, contest, competition, or any sponsored event involving running, trotting, jogging, or alternately running and walking.

Motorcade means an organized procession containing twenty-five (25) or more vehicles, except funeral processions, upon any public street, sidewalk or alley.

Parade means any march or procession consisting of people, animals or vehicles, or combinations thereof, except funeral processions, upon any public street, sidewalk or alley, which does not comply with normal and usual traffic regulations or controls.

Parade route means the route of travel of the parade to include assembly, staging and disbanding areas.

Street means the part of any public road, street, highway or other public way that is open to traffic by motor vehicles.

Section 2. That the Billings, Montana City Code be amended by adding a section to be numbered 24-312, to read as follows:

Sec. 24-312. Certified Traffic Control Persons permitted for certain events.

An organization that is sponsoring an event which will result in a temporary, extraordinary volume of traffic upon a public street may submit an application to the director of public works for permission to employ persons to assist in directing traffic during the event. If the Director of Public Works grants the request, in writing, the organization shall employ certified traffic control persons to supervise all volunteers who direct traffic in the affected area and those supervisors and volunteers are hereby authorized and empowered to perform these duties for such a period of time as it is necessary, any traffic control devices notwithstanding, to minimize the interruption of the flow of traffic in the streets and to promote public safety in the affected area. Such supervisors and volunteers may report traffic violations they witness in the course of their duties to the Chief of Police but they are not authorized to issue traffic citations or engage in other law enforcement

activities except as provided herein.

Section 3. That section 24-540 of the Billings Montana City Code be amended so that such section shall read as follows:

Sec. 24-540. Notification of pending fun run.

No person shall sponsor, organize, administer or hold a fun run that is conducted on or across a street without first notifying the ~~chief of police~~ director of public works at least fifteen (15) days prior to the date such fun run shall be conducted. The ~~chief of police~~ director of public works shall be informed of:

- (1) Name of the sponsoring organization and the fun run's chairperson and the addresses and telephone numbers of each;
- (2) Date and time when fun run is proposed to be conducted; and
- (3) The location of the assembly area, starting line, finish line, recovery area, and proposed route of travel.

Section 4. That the Billings, Montana City Code be amended by adding a section to be numbered 24-541, to read as follows:

Sec. 24-541. Certified Traffic Control Persons required for Fun Runs.

No person shall sponsor, organize, administer or hold a fun run that is conducted on or across a street without first assigning certified traffic control supervisors and volunteers at all points along that route designated by the director of public works.

Section 5. EFFECTIVE DATE. This ordinance shall be effective thirty (30) days after second reading and final adoption as provided by law.

Section 6. REPEALER. All resolutions, ordinances, and sections of the City Code inconsistent herewith are hereby repealed.

Section 7. SEVERABILITY. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect the other provisions of this ordinance which may be given effect without the invalid provisions or application, and, to this end, the provisions of this ordinance are declared to be severable.

PASSED by the City Council on first reading this 8th day of March, 2010.

PASSED, ADOPTED and APPROVED on second reading this 22nd day of March, 2010.



CITY OF BILLINGS

By Thomas W. Hanel
Thomas W. Hanel, Mayor

ATTEST:

By Cari Martin
Cari Martin, City Clerk