

**CITY OF ST. GEORGE**

BY COUNCIL MEMBER COOK:

**ORDINANCE NO. 2024-020**

AN ORDINANCE TO ENACT TITLE 9, CHAPTER 4  
RELATIVE TO PERMITTING FOR CARNIVALS, STREET  
FAIRS, CIRCUSES, AND OTHER SIMILAR ACTIVITY AND  
TO PROVIDE FOR RELATED MATTERS

WHEREAS, the Council for the City of St. George, for the health, safety, and welfare of its residents and visitors, desires to require permits for any carnival, street fair, circuses, or other similar activity in the City of St. George, and said permits be issued through the building official for the City of St. George;

BE IT ORDAINED by the St. George City Council, State of Louisiana, Title 9. Licensing and Regulation of Trades and Occupations, Chapter 4, Carnivals, Street Fairs, Circuses and other similar activity is enacted as follows:

**Section 1. Enactment**

**Title 9. LICENSING AND REGULATION OF TRADES AND OCCUPATIONS**  
**Chapter 4. CARNIVALS, STREET FAIRS, CIRCUSES, AND**  
**OTHER SIMILAR ACTIVITY**

**Sec. 9:401. Permits and sites.**

- (a) The provisions of any other ordinance or regulation of the City of St. George to the contrary notwithstanding, the building official of the Department of Public Works is hereby authorized to grant licenses and permits to temporary commercial amusement enterprises, including carnivals, street fairs, circuses, musical concerts and other similar activities, pursuant to the provisions of the building code, other applicable building regulations of the City of St. George, and the further provisions, but without complying with the provisions of the comprehensive zoning ordinance in specified circumstances.
- (b) The application of parties seeking a license or permit under this Chapter must contain a full legal description of the property upon which the carnival, street fair, circus or other similar activity is intended to be held, and such permit or license shall be null and void for any other location.
- (c) Upon receipt of each application for a license or permit under this Chapter, the building official shall notify the Councilman in whose District the carnival, street fair, circus or other similar activity is to be held.
  - (1) No vehicle, sign, tent, building or any other obstruction connected with any carnival, street fair, circus or other similar activity for which a permit is issued shall be located

on any corner lot so as to obstruct or obscure vision across a triangular area of the corner lot defined as follows: Starting from the corner of the lot at the street intersection, measure 30 feet along each lot property line from the corner and connect to two points thus obtained with a third line to form the triangle of vision. When corners are curved or not square, this rule shall be so interpreted as to provide not less clear sight distance than is obtained for square lot corners.

- (2) No portion of any vehicle, sign, tent, building or any other obstruction connected with any carnival, street fair, circus or other similar activity shall be closer than ten feet from the property line of the property or lot on which the facility is located.

#### **Sec. 9:402. Requirements for permit.**

- (a) No permit or license shall be issued to any promoter, place of business or establishment without the applicant having first complied with all of the provisions of the building code, the electrical code, the plumbing code, the fire prevention ordinance, and any and all other applicable regulations set forth hereafter or contained in any of the above ordinances, or any other ordinance or resolution of the City of St. George. In the furtherance of this Chapter, the building official of the department of public works is hereby authorized to establish rules and regulations for those applying for permits or licenses under the provisions hereof; and no license or permit shall be issued until all of the necessary information and requirements under such rules and regulations have been furnished to and approved by the inspection division. The inspection division shall require the applicant for a permit under this Chapter to furnish a letter or certificate of compliance or approval from the following:
  - (1) From the State Health Department for the parish that adequate medical, first aid and sanitary facilities are available in accordance with the guidelines for mass gatherings.
  - (2) From the Chief of Police, attesting that adequate arrangements have been made for parking, traffic control, security and law enforcement.
- (b) The operator or his agent shall state on the application what the anticipated maximum attendance shall be and may not print more tickets for the event than the anticipated maximum attendance. The building official may require documentation on ticket sales, such as copies of ticket manifests, records, and books to aid in enforcement of this requirement. If advance ticket sales indicate that a larger turnout than originally expected is likely, a revised approval must be obtained from the building official prior to printing additional tickets or allowing cash admission after all tickets are sold. If advance ticket sales, together with any tickets or cash admissions on the day of the event, exceed the number of persons which can be safely assembled with adequate medical and sanitary facilities, parking and assembly area, the building official or his representative shall so advise the promoter, who shall have the obligation of advertising in a reasonable manner that the event is sold out and that no tickets, or no further tickets, will be sold at the gate.

#### **Sec. 9:403. Other sites.**

Any establishment or business operating as a carnival, street fair, circus or other similar activity, desiring to locate at a site other than one of the sites set forth in Section 9:401, shall do so



only after a permit has been approved by the Planning Commission and the City Council, in accordance with the provisions of Section 9:406 of this Chapter.

**Sec. 9:404. Penalty.**

- (a) Any person who shall violate any provision of this Chapter, or fail to secure any license or permit required under this Chapter, or any of the applicable ordinances of the City of St. George, or shall print more tickets than the amount approved by the building official, shall be, in addition to being in violation of the particular ordinance or regulation, guilty of a misdemeanor, punishable by a fine of not more than \$500.00 or not more than 180 days in jail, or both.
- (b) In addition, and if any establishment or place of business shall be open without the owner or operator thereof having secured all necessary licenses or permits as provided herein, the operation of the establishment or place of business shall be deemed to constitute a nuisance, and the building official may institute any appropriate action or proceedings in the name of the City of St. George to prevent and prohibit the conduct of the business or establishment.

**Sec. 9:405. License revoked on violation.**

If any place of business or establishment operated under the provisions of this Chapter shall be guilty of any illegal act, or violation of any of the provisions of this Chapter, or of the other applicable ordinances of the City of St. George, or if the owner or operator thereof permits any illegal act or any such violation to occur on the premises of such place of business or establishment, then in such event the building official shall be authorized to revoke the license. Any person whose permit or license has been revoked may within ten days after receipt of a notice thereof, appeal to the City Council for a hearing thereon, and the decision of the City Council in this regard shall be final. Irrespective of any such appeal, revocation, if based upon any illegal act or violation of any ordinance or regulation of the City of St. George, shall be effective immediately upon receipt of notice thereof and taking of an appeal shall not suspend the revocation.

**Sec. 9:406. Insurance and bond.**

In addition to compliance with the regulations prescribed above and the regulations established by any other applicable ordinance of the City of St. George, every applicant for a permit under the provisions of this Chapter shall furnish evidence that a public liability insurance policy in amounts not less than \$100,000.00 for one person and \$500,000.00 for any one accident shall be in force and effect at the time and on the site where the place of business or establishment is to be conducted. The applicant for a license or permit hereunder shall further furnish a cash or surety bond in the minimum sum of \$1,000.00, conditioned upon saving harmless the City of St. George from any and all liability or causes of action which might arise by virtue of the granting of a permit hereunder, and conditioned further that no damage shall be done to the streets, sewers, sidewalks or other public ways, trees or adjoining property, and that no dirt, paper, litter or other debris will be permitted to remain upon the streets or upon any private property by the person to whom the license or permit is issued; provided that where the anticipated maximum attendance is \$5,000.00

or greater, the bond shall be \$3,000.00, and where the anticipated maximum attendance is \$10,000.00 or greater, the bond shall be \$7,500.00. Such surety bond shall be canceled or the cash bond returned to the applicant upon the satisfaction of the building official that all the conditions of this Chapter have been complied with.

**Sec. 9:407. Certain exemptions for subdivision associations, churches and schools.**

Notwithstanding any provisions of this Chapter to the contrary, any subdivision association, church, or school making application for a license or permit under this Chapter for any amusement enterprise or function which is to be held on their own premises, is exempt from those provisions of Section 9:401 requiring that application must be made at least 60 days prior to the date of opening, and is further exempt from those provisions of Section 9:406 requiring a cash or surety bond in the sum of \$1,000.00.

**Section 2. Effective Date**

This Ordinance shall be effective upon publication.

This Ordinance having been submitted to a vote, the vote thereon was as follows:

For: Cook, Edmonds, Heck, Himmel and Monachello  
Against: NONE

Adopted this 24<sup>th</sup> day of September, 2024.

Signed this 1<sup>st</sup> day of October, 2024.

Delivered to Mayor on the 1<sup>st</sup> day of October, 2024:

Lorraine Beaman  
Lorraine Beaman, City Clerk

Approved:

Dustin Yates  
Dustin Yates, Mayor

Received from Mayor on the 1<sup>st</sup> day of October, 2024:

Lorraine Beaman  
Lorraine Beaman, City Clerk

Adopted Ordinance published in *The Advocate* on the 11<sup>th</sup> day of October, 2024.