

NOTICE OF INTENT TO PICKET/DEMONSTRATE

This form is to be completed and returned to the Bismarck Police Department.

If your estimation of participants is more than 30 people, this form must be received at least 48 hours before the picket or demonstration is to begin.

Name of Organizer: _____

Address of Organizer: _____

Contact Phone Number: _____

Name of Organization Sponsoring the Picket/Demo: _____

I/We intend to conduct a Picket/Demonstration as follows:

Location: _____

Start Date: _____ Time: _____

End Date: _____ Time: _____

Intended Daily Hours: _____

Organizer's Best Estimate of Number of Individuals Who Will Participate: _____

10-06-05. Picketing Regulations.

1. Picketing may be conducted on public sidewalks in the city. Picketing may not be conducted on public sidewalks during times when a permit for a different use of that location has been issued by the city. Picketing may not occur on street medians or on streets used primarily for motor vehicle traffic unless so directed by the police. Picketing shall not be allowed on a street if an adjacent public sidewalk is available.
2. Picketing shall not disrupt, block, obstruct, or interfere with pedestrian or vehicular traffic or the free passage of pedestrian or vehicular traffic into any driveway, pedestrian entrance or other access to buildings which abut the public sidewalk.
3. Placards, flags, signs, or banners carried by picketers shall be of such a size as to allow safe and unobstructed passage of pedestrian or vehicular traffic.
4. If more than one group of picketers desire to picket at the same time and location, a police officer may, without regard to the purpose or content of the picket, assign each group a place to picket in order to reduce congestion and preserve public peace. Picketing time and location shall be generally on a first-to-notify basis.
5. Whenever the free passage of any street or public sidewalk in the city is obstructed by a crowd, congregation, meeting, assembly, demonstration, picket, or procession, or the conduct of two or more persons, the persons comprising the group shall disperse or move so as to remove the obstruction when directed to do so by a police officer. It is unlawful for any person to refuse to comply with a request by a police officer pursuant to this section.
6. Picketers shall be subject to all city, state, and federal laws, rules, and regulations. (*Ord. 4816, 01-28-97; Ord. 5717, 05-12-09*)

City Ordinances - Picketing and Demonstrations

10-06-03. Picketing and Demonstrations.

1. "Picketing" means the practice of standing, marching, sitting, lying, patrolling or otherwise maintaining a physical presence by one or more persons inside of, in front of, or about any premises. Picketers shall not block the access points of any property including the private sidewalk or driveway.

2. "Public sidewalk" shall mean that portion of the street right-of-way which is designated for the use of pedestrians and may be paved or unpaved.

3. "Street" shall mean the entire width of the public right-of-way, excluding the sidewalk, that is open to the use of the public as a street or alley, including the boulevard.
(Ord. 4408, 11-19-91; Ord. 4816, 01-28-97; Ord. 5717, 05-12-09)

10-06-04. Notice of Intent to Picket or Demonstrate.

1. An individual intending to picket or demonstrate or the organizer of a group intending to picket or demonstrate, where the organizer knows that the picket or demonstrations will include a group of less than 30 individuals, shall provide written notice to the chief of police of the picket or demonstration, including the planned time and location of the picket or demonstration.

2. The organizer of a picket or demonstration that the organizer knows, or should reasonably know, will include a group of 30 or more individuals shall provide written notice of the intent to picket to the chief of police at least 48 hours before the picket or demonstration is to begin. The notice shall contain the following information:

- a. The name, address, and contact telephone number of the organizer of the picket.
- b. The name of the organization sponsoring the picket.
- c. The location, date and time, including duration and intended daily hours of the picket.
- d. The organizer's best estimate of the number of individuals who will participate in the picket.

(Ord. 4408, 11-19-91; Ord. 4816, 01-28-97; 5717, 05-12-09)