

June 11, 2024
Public Hearing #2

WHEREAS, the Town Board of the Town of Islip enacted Chapter 36 of the Town of Islip Town Code to preserve the public peace and good order, to prevent tumultuous assemblages and to assure the health and safety of the residents of the Town of Islip in regard to the conduct of all amusement events within the Town of Islip; and

WHEREAS, it was the intent of the Town Board to allow for parades, assemblies and carnivals within the Town of Islip subject to certain restrictions; and

WHEREAS, it is necessary and proper, pursuant to the powers granted unto the Town of Islip by virtue of Town Law § 130, to regulate parades and public assemblages; and

WHEREAS, the Town Board has determined that some restrictions in Chapter 36 of the Islip Town Code, as amended, need to be altered; and

WHEREAS, certain modifications are deemed necessary to portions of the Islip Town Code, Chapter 36, entitled “Parades, Assemblies and Carnivals”; and

WHEREAS, a public hearing was held therefor on June 11, 2024

NOW, THEREFORE, on motion of Councilperson James P. O’Connor, seconded by Councilperson Michael McElwee, Jr., be it

RESOLVED, that the Town Board of the Town of Islip hereby amends Islip Town Code, Chapter 36, entitled “Parades, Assemblies and Carnivals”, as follows:

SEE ATTACHED

Additions are indicated by UNDERLINING
DELETIONS are indicated by ~~STRIKEOUTS~~

Upon a vote being taken, the result was: 4-0 with Councilperson John M. Lorenzo absent

§36-5 Form of application for permit.

An application for an assembly, race or parade shall be fully completed and signed by the person, organization and/or business entity seeking a permit. The application shall be submitted no less than ~~45~~ 60 days prior to the time of the commencement of such assembly, race or parade or at least ~~60~~ 75 days prior to such commencement where such event involves audience capacity or attendees in excess of 1,000 persons. The application shall include the following:

Application For Permit For Parade, Race or Assembly

1. Name of applicant. (If a partnership, association or corporation, furnish authority of the person signing the application on behalf of the applicant.)
2. Address to which all replies or notices are authorized to be sent.
3. Specify the highway or street in the Town of Islip to be used by or for the assembly, race or parade.
4. Specify the time when the assembly, race or parade will convene or commence.
5. Specify the time when the assembly, race or parade will terminate.
6. Specify the exact purpose of the assembly, race or parade.
7. Specify persons or organizations taking part in the assembly, race or parade.
8. Specify the symbols, flags or emblems to be displayed or carried.
9. Specify whether an American flag, no less than 36 inches by 60 inches, will be displayed during the course of the assembly or parade.
10. Specify whether any speeches are to be made during the course of the parade, race or assembly and, if so, by whom.
11. Specify whether any firearms are to be carried or displayed and, if so, the type of the same.
12. Specify whether any fireworks or colored fire is to be carried or displayed in the course of the parade, race or assembly.
13. Specify whether any torches or any inflammable material is to be carried or displayed in the course of the parade, race or assembly.
14. Specify whether any arrangements have been made for private policing or disciplining of those engaged in the parade, race or assembly.
15. Specify whether any exercises or maneuvers are to be made during the parade, race or assembly and, if so, the nature thereof.

I

We

Or

The _____ solemnly, affirm that all of the answers to the above questions are true and correct, and unconditionally guarantee the quiet, lawful and peaceful conduct of the parade, race or assembly for which the permit is hereby applied.

In the Presence of

TOWN CLERK

§ 36-13 Application for permit.

An application for a carnival, circus, fair or amusement event shall be fully completed and signed by the person, organization and/or business entity seeking a permit. The application shall be submitted no less than ~~45~~ 60 days prior to the time of the commencement of such carnival, circus, fair or amusement event or at least ~~60~~ 75 days prior to such commencement where such event involves audience capacity or attendees in excess of 1,000 persons. The application shall include and/or be accompanied by the following:

- A.** Written proof that all necessary permits and/or approvals required by the Suffolk County Department of Health Services, New York State Department of Labor and any other governmental or regulatory agency having jurisdiction have been obtained.
- B.** The applicant shall specify whether the number of attendees is expected to reach 1,000 or more. In the event the number of attendees is expected to reach 5,000 or more, same shall also be indicated on the application.
- C.** The date(s), time(s) and place of the amusement event.
- D.** A complete description of all activities, games of skill, rides and special events.
- E.** A notarized letter signed by the property owner of the premises upon which the proposed event is to be held stating the nature, extent and duration of the amusement event and granting permission for the operation of the amusement event on the property.
- F.** A certificate of insurance and surety bond pursuant to § **36-14** of this article.
- G.** The name, address and phone number of the applicant and of the amusement company, if one is being utilized to organize, operate and/or manage an amusement event. In the event an amusement company is being utilized, then a full and true copy of the contract and/or agreement entered into between the applicant and the amusement company must be provided to the Town Clerk. No portion of the financial aspects of the agreement filed with the Islip Town Clerk shall be released to third parties in accordance with the provisions of Public Officers Law § 87(2)(d).
- H.** An original and four copies of an accurate site plan drawn to scale showing the location, dimensions and specifications of all stationary and/or temporary structures or enclosures, amusement rides, games of probability, tents and pavilions. The site plan shall include the dimensions of all amusement rides when in motion, the area to be occupied by the proposed amusement rides and the net amount of open space available when all amusement rides are in operation. All site plans shall set forth the dimensions of the parcel to be utilized for the event and the number of acres it comprises.
- I.** Any other documents required to be provided pursuant to any section of this article.
- J.** Such additional information as the Town Clerk may require.