Executive Summary

1. *New Concept: Races* - In addition to Parades and Public Assemblies, the ordinance now specifically describes the concept of a Race, to include e.g. a 5K

2. *Bifurcation of Parades/Race from Public Assemblies* – This is one of the most substantial changes in the ordinance. The entire set of rules is now split functionally into two, one to hand the less political category of parades and races and one to handle the more politicized category of public assemblies. The two groups now will have their own permits.

3. *Temporary Structures* – The definition is clarified to include police vehicles, traffic cones, etc.

4. *Bifurcation of Bike/Pedestrian and Motor Vehicle Rights-of-Way* – We also split up these two categories, allowing the Council to charge separate fees and implement separate standards for those events only using bike/ped infrastructure and those requiring enough public safety resources so as to partially or completely divert motor vehicle traffic in non-incidental ways (i.e., not including the crossing of streets while still on a greenline)

5. *[work in progress] Notification and Opposition* – While still making this legally robust, the goal is to require applicants to robustly notify impacted home and business owners along the route, and those citizens who object would force the permit application onto the City Council agenda

6. *Standard Routes* – Working with the Memphis Runners Track Club (MRTC) and others, the administration will annually present to the Council standard routes which cost less, impact motor vehicles least, and therefore would be exempt from certain fees as well as notice requirements

7. *Timelines* – Making use of the bifurcation of permits, the 14 day timeline would be kept for public assemblies, in addition to expanding the spontaneous events exemption from e to 7 days from events in the news cycle. Meanwhile, parades and races would require filing an application at least 90 days prior to the event, although this requirement could be waived

8. *Funerals and the Like* – While funeral processions were already exempted, we've expanded the language to include more events, such as assemblies or even parades after a homicide/death or in the case of a celebration of life (think NOLA-style second lines)

9. *[work in progress] Fees* – Fees are likely to be adjusted and justified over the three readings, and fees purely intended to disincentivize the use of motor vehicle rights-of-way have been added

10. *Cost of MPD* – The ordinance makes clear that MPD shall be reimbursed in all parades/races for the cost of providing protection, even in such case as no overtime officers are used. An exemption is created for any event that can provide economic studies to offset costs. Public assemblies would not be required to reimburse the police for exercising free speech and free assembly rights.

11. **CHAPTER 12-52. — PARADES, RACES, AND PUBLIC ASSEMBLIES**

Sec. 12-52-1. - Definitions.

As used in this chapter:

City is the City of Memphis, Tennessee.

Director of Police is the Director of the Police Services Division of the City or his or her designee.

Parades or Races are procession or motorcade consisting of persons, animals, or vehicles or a combination thereof upon the streets, parks or other public grounds within the city with an intent of or the effect of attracting public attention and interferes with or has a tendency to interfere with the normal flow or regulation of traffic upon the streets, parks or other public grounds. Parade does not include a private motorcade of vehicles transporting persons within the city limits from one destination to another destination with no intent to attract public attention or interfere with the normal flow or regulation of traffic upon the public streets.

Parade/Race Permit is a permit as required by this chapter for Parades or Races.

Permit Office is the office or department responsible for the issuance of any and all permits required under this chapter.

Person in this ordinance should be read as including any person or collections of persons, such as firms, partnerships, associations, corporations, companies or organizations of any kind.

Public Assembly is any meeting, demonstration, picket line, rally or gathering for a common purpose as a result of prior planning that interferes with or has a tendency to interfere with the normal flow or regulation of pedestrian or vehicular traffic or occupies any public area in a place open to the general public, to the hindrance of others, not including those spaces duly rented from an appropriate agency, including but not limited to a public park pavilion.

Public Assembly Permit is a permit as required by this chapter for Public Assemblies.

Pedestrian Right-of-Way is any area or way set aside or open to the general public for purposes of pedestrian or non-motorized vehicle traffic, whether or not it is paved, and including but not limited to such pedestrian and bicycle infrastructure as greenlines, greenways, and riverwalks.

Motorized Vehicle Right-of-Way is any place or way set aside or open to the general public for purposes of motorized vehicular traffic, including any berm or shoulder parkway, right-of-way, or median strip thereof.

Structure is any means by which normal vehicular or other traffic is diverted or impeded in the context of Parades, Races, or Public Assemblies as defined by this chapter, including but not limited to barricades, signs, cones, ropes, and vehicles

Sec. 12-52-2. - Permit required.

No person shall engage in or conduct any parade or public assembly unless a permit is issued by the permit office after consultation with the director of police.

Sec. 12-52-3. - Exceptions.

This chapter shall not apply to the following:

A. ~~A.~~ Funeral processions/proceeding by vehicle under the most reasonable route from the funeral home, church or residence of the deceased to the place of interment;

B. Funeral-like processions by vehicle or foot for the purposes of honoring the deceased, raising awareness of the deceased's death, or celebrating the life of the deceased.

C. ~~B.~~ 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;

D. ~~C.~~ A governmental agency acting within the scope of its functions;

E. ~~D.~~ Spontaneous events occasioned by news or affairs coming into public knowledge within ~~three~~ seven (7) days of such public assembly, provided that the organizer thereof gives written notice to the city at least twenty-four (24) hours prior to such ~~parade or~~ public assembly; and

F. ~~E.~~ Private gatherings, affairs or activities on private property that may inadvertently interfere with the normal flow or regulation of traffic upon the public streets.

Sec. 12-52-4. - Application for permit.

A. ~~A.~~ A person seeking a ~~p~~Parade/Race or ~~p~~Public ~~a~~Assembly permit shall file an application with the city permit office on forms provided by such officer and the application shall be signed by the applicant under oath.

B. The application deadlines for each permit type are as follows:

1. ~~B.~~ For parades or ~~public assemblies~~races, an application for a permit shall be filed with the permit office at least 90~~14~~ ~~business~~ calendar days and not more than 180 days before the parade or public assembly is proposed to commence. The director of police may waive the minimum ~~14~~ 90 ~~business~~ calendar day filing period and accept an application filed within a shorter period if, after due consideration of the date, time, place and nature of the parade or ~~public assembly~~race, the anticipated number of participants, and the city services required in connection with the event, the director of police determines that the waiver will not present a hazard to public safety, health and welfare.

2. For public assemblies falling outside the definition of "spontaneous events" as defined above, an application for a permit shall be filed with the permit office at

least 15 business days and not more than 90 calendar days before the public assembly is proposed to commence.

C. ~~C.~~ The application for a ~~p~~parade/race or public assembly permit shall set forth the following information, as pertinent:

1. ~~1.~~ The name, address and telephone number of the person~~, group of persons, firm, partnership, association, company or organization~~(s) seeking to conduct such ~~parade or public assembly~~event;

2. ~~2.~~ The names, addresses and telephone numbers of the headquarters of the organization for which the ~~parade or public assembly~~ event is to be conducted, if any, and the authorized and responsible heads of the organization;

3. ~~3.~~ The requested date of the ~~parade or public assembly~~event;

4. ~~4.~~ ~~The~~ Any route to be traveled, including the starting point and the termination point;

5. The plan for the notification of affected residents and businesses along said route and the at least seven (7) consecutive days over which that notification shall be posted, beginning no later than three (3) days after the notification of receipt of the permit application

   i. Over the same seven (7) days, it shall be the duty of the Permits office to further notify affected residents, including but not limited to targeted neighborhood posts on Nextdoor or other similar websites

   ii. This section's requirements shall be waived in the case that applicant proposes to make use of a route template, as defined below

6. ~~5.~~ The approximate number of persons who, and animals and vehicles which, will constitute such ~~parade or public assembly~~ event and the type of animals and description of the vehicles;

7. ~~6.~~ The hours when such ~~parade or public assembly~~ event will start and terminate;

8. If the event is proposed to occupy an entire rather than a portion of a pedestrian or vehicular right-of-way, ~~7.~~ ~~A~~a statement ~~as to whether the parade or public assembly will occupy all or only a portion of the width of the streets proposed to be traversed~~justifying such a use;

9. ~~8.~~ The location by street of any assembly areas for such ~~parade or public assembly~~event;

10. ~~9.~~ The time at which units of the ~~parade or public assembly~~event will begin to assemble at any such area;

11. ~~10.~~ The intervals of space to be maintained between units of such ~~parade or public assembly~~event;

12. ~~11.~~ If the ~~parade or public assembly~~ event is designed to be held by, or on behalf of, any person other than the applicant, the applicant for such permit shall

file a letter from that person with the permit office authorizing the applicant to apply for a permit on his or her behalf;

13. ~~12.~~ The type of ~~public assembly~~event, including a description of activities planned during the event;

14. ~~13.~~ A description of any recording equipment, sound amplification equipment, banners, signs or other attention-getting devices to be used in connection with the ~~parade or public assembly~~event;

15. ~~14.~~ The approximate number of participants (spectators are by definition not participants);

16. ~~15.~~ The approximate number of spectators;

17. ~~16.~~ A designation of any public facilities or equipment to be utilized; and

18. ~~17.~~ Any additional information that either the permit office or ~~d~~Director of ~~p~~Police finds reasonably necessary to make a fair determination as to whether a permit should be issued.

~~(Code 1985, § 21-28(d); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-5. - Fees.

A nonrefundable fee of ~~$25.00~~_____ to cover administrative costs of processing the permit shall be paid to the city by the applicant when the application is filed, except in cases where the parade or race ~~or public assembly~~ will require the partial or complete ~~closing~~closure of public streets or diversion of the normal flow of ~~pedestrian or~~ vehicular traffic with ~~barricades~~structures, an additional nonrefundable fee of $~~5~~10~~0~~.00 shall be paid when the application is filed.

~~(Code 1985, § 21-28(e); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-6. - Police protection.

A. ~~A.~~ The director of police shall determine whether and to what extent a parade or public assembly will reasonably require additional police protection to control traffic and preserve public safety.

B. ~~B.~~ The director of police shall base his decision on the types of public safety measures required for the proposed parade or public assembly on the size, location, duration, time and date of the event, the number of streets and intersections blocked or affected by the event, the need to detour or preempt citizen travel and use of the streets and sidewalks and realistic concerns and threats of social disorder, personal injuries, property damage and individual rights violations arising from the event. The speech content of the event shall not be a factor in determining the amount of police protection necessary, unless past

experiences with similar events have demonstrated a need for additional police protection to protect event participants, spectators, passers-by and law enforcement personnel, and to preserve free speech and assembly rights of event sponsors and participants.

C. ~~C.~~ The ~~d~~Director of ~~p~~Police shall determine ~~if it is possible, without disrupting ordinary police services or compromising public safety, for regularly scheduled on duty personnel to police the event. I~~if ~~additional~~ police protection for the parade or ~~public assembly~~ race is deemed necessary~~, by the director of police~~If so, he or she shall so inform the applicant for the Parade/Race permit. The applicant then shall have the duty to secure the police protection deemed necessary by the director of police at the sole expense of the applicant, unless qualifying for full or partial exemption as defined in subsection (i) below. The director of police shall have the authority to enter into agreements with any applicant for additional police protection including security for the costs thereof.

 i. If applicant can provide a properly-vetted estimate of the impact of his or her event on the public revenues, as defined by the Mayor or his or her designee, such estimate of revenues can be used to offset, in part or in whole, the cost of police protection as required above.

 ii. Any hourly minimums instituted by the Director of Police Services at his discretion shall be waived in the case that applicant uses a parade/race route template, as defined below

D. ~~D.~~ The director of police shall be fully authorized to implement and require reasonable steps to forestall potential disorder and civil hostilities among participants, observers and opponents of a proposed event, including but not limited to: zoning of areas in proximity of the event site, crowd control measures, metal detector searches of all entrants to the event site, traffic rerouting, cessation of street parking, and use of undercover officers. Any such measures shall be narrowly tailored to advance the city's interest in public safety and protection of the rights to free speech and assembly.

E. The Director of Police and/or other Administration officials shall collaborate with appropriate stakeholders to maintain a list of standard public parade and race route templates.

 1. These templates shall be constructed to minimize the use of motorized vehicular right-of-ways, particularly at highly trafficked times of day, and to maximize the use of pedestrian right-of-ways. Similarly, therefore, these templates shall be constructed to minimize the cost of providing police protection.

 2. The Director of Police shall bring these routes forth for Council approval at the first meeting in January each year, unless the routes have not changed from the previous year, or upon request of any Council member.

 3. The Director of Police shall include in this presentation a standard cost of providing police protection for each route template, pursuant to the standards in this section.

Sec. 12-52-7. - Standards for issuance.

A. The permit office, after consultation with the director of police, shall approve or deny, by five business days, a permit as provided for herein when, from a consideration of application and from such other information as may otherwise be obtained, it finds that:

1. The conduct of the parade or public assembly will not substantially interrupt the safe and orderly movement of other pedestrian or vehicular traffic contiguous to its route or location;

2. The conduct of the parade or public assembly will not require the diversion of so great a number of city police officers to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection of the city;

3. The concentration of persons, animals, and vehicles at public assembly points of the parade or public assembly will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such public assembly areas;

4. The conduct of the parade or public assembly is not reasonably likely to cause injury to persons or property;

5. The parade or public assembly is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route;

6. Adequate sanitation and other required health facilities are or will be made available in or adjacent to any public assembly areas;

7. There are sufficient parking places near the site of the parade or public assembly to accommodate the number of vehicles reasonably expected;

8. The applicant has secured the police protection, if any, required under section 12-52-6 et. al.;

9. The applicant and the Permits office have properly notified affected residents and businesses, if any, as required under section 12-52-4 (C) (5)

10. The application has not generated to the Permits office any written or verbal opposition from affected residents, in which case see subsection 12-52-7 (B) below

11. Such parade or public assembly is not for the primary purpose of advertising any product, goods or event that is primarily for private profit, and the parade itself is not primarily for profit. The prohibition against advertising any product, goods or event shall not apply to signs identifying organizations or sponsors furnishing or sponsoring exhibits or structures used in the parade;

12. No parade or public assembly permit application for the same time and location is already granted or has been received and will be granted;

13. ~~11.~~ No parade or public assembly permit application for the same time but not location is already granted or has been received and will be granted, and the police resources required for that prior parade or public assembly are so great that in combination with the subsequent proposed application, the resulting deployment of police services would have an immediate and adverse effect upon the welfare and safety of persons and property; and

14. ~~12.~~ No event is scheduled elsewhere in the city where the police resources required for that event are so great that the deployment of police services for the proposed parade or public assembly would have an immediate and adverse effect upon the welfare and safety of persons and property.

B. ~~B.~~ No permit shall be granted that allows for the erection or placement of any structure, whether permanent or temporary, on a city street, sidewalk or right-of-way unless either no opposition has been forthcoming from the affected public or, in the case of opposition, advance approval for the erection or placement of the structure is obtained from the ~~c~~City ~~c~~Council.

1. In the case of opposition to a permit filed for the temporary closure of a public right-of-way, the Permits office shall immediately notify Council Administration and Council Records so that an item might be added to the next scheduled City Council agendas, or in the case that the agenda has already been published, to the immediately following City Council agenda

2. Permit Cases shall be heard before the Council in both the Public Safety Committee and before the Full Council on the same day

3. Permit Cases shall require a simple majority of members present for approval

4. Upon the Council approving, denying, or amending a permit request, the Permits Office shall approve or deny the permit application within five business days, still subject to the conditions laid out above.

~~(Code 1985, § 21-28(g); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-8. - Nondiscrimination.

The permit office, after consultation with the director of police, shall uniformly consider each application upon its merits and shall not discriminate in granting or denying permits under this chapter based upon political, religious, ethnic, race, disability, sexual orientation or gender-related grounds.

~~(Code 1985, § 21-28(h); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-9. - Notice of denial of application.

The permit office shall act promptly upon a timely filed application for ~~a parade or public~~ all ~~assembly~~ permit_s_, but in no event shall grant or deny a permit less than 48 hours prior to the event. If the permit office, after consultation with the director of police, disapproves the application, it shall notify the applicant either by telephone, facsimile, personal delivery or certified mail at least 48 hours prior to the event of his or her action and state the reasons for denial. The permit office shall develop procedures for the documentation of the proof of delivery and receipt of denial.

(Code 1985, § 21-28(i); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)

Sec. 12-52-10. - Alternative permit.

A. ~~A.~~ The permit office, after consultation with the Ddirector of pPolice or based on the feedback of the City Council, in denying an application for ~~a parade or public assembly~~ any permit, may authorize the conduct of the ~~parade or public assembly~~ event at a date, time, location or route different from that named by the applicant. An applicant desiring to accept an alternate permit shall, within 24 hours after notice of the action of the permit office, file a written notice of acceptance with the permit office.

B. ~~B.~~ An alternate parade or public assembly permit shall conform to the requirements of, and shall have the effect of, a parade or public assembly permit issued under this chapter.

(Code 1985, § 21-28(j); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)

Sec. 12-52-11. - Appeal procedure.

A. ~~A.~~ Any applicant shall have the right to appeal the Permit Office's denial of a ~~parade or public assembly~~ permit to the eCity eCouncil. The denied applicant shall make the appeal within five (5) calendar days after receipt of the denial by filing a written notice with the permit office and a copy of the notice with the city comptroller. The eCity eCouncil shall act upon the appeal at the next scheduled meeting following receipt of the notice of appeal, unless the agenda for said meeting has already been published, in which the Council shall act upon the appeal at the meeting following the next scheduled meeting.

B. ~~B.~~ In the event that the Ccity eCouncil rejects an applicant's appeal, the applicant may file an immediate request for review with a court of competent jurisdiction.

(Code 1985, § 21-28(k); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)

Sec. 12-52-12. - Notice to city and other officials.

Immediately upon the ~~issuance~~ receipt of a parade or public assembly permit application, the permit office shall send a copy thereof to the following additional persons, whom shall have the duty to validate that no undue impacts on other City services shall occur or, in the case of impacts being ancillary and reasonable, that those services are prepared:

A. The mayor;

A. ~~B.~~ The ~~c~~City ~~a~~Attorney~~;~~

~~C.   The police director;~~

B. ~~D.~~ The ~~fire director~~Director of Fire Services~~;~~

C. ~~E.~~ The ~~director of the department of public works~~City Engineer~~;~~

~~F.   The postmaster;~~

~~G.   The manager or responsible head of each public transportation utility, the regular routes of whose vehicles will be affected by the route of the proposed parade or public assembly; and~~ The CEO of MATA

D.

~~H.   The city council chairperson.~~

~~(Code 1985, § 21-28(l); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-13. - Contents of permit.

Each ~~parade or public assembly~~ permit shall state the following information, as applicable:

A. ~~A.~~ Starting and approximate ending time;

B. ~~B.~~ Minimum speed of parade/race units;

C. ~~C.~~ Maximum speed of parade/race units;

D. ~~D.~~ Maximum interval of space to be maintained between parade units;

E. ~~E.~~ The portions of the ~~streets~~ right-of-ways that may be occupied by the ~~parade or public assembly~~event;

F. ~~F.~~ The maximum length of the parade/race in miles or fractions thereof; and

G. ~~G.~~ Such other information as either the permit office or the director of police shall find necessary to the enforcement of this chapter.

~~(Code 1985, § 21-28(m); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-14. - Duties of permittee.

A. ~~A.~~ A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances.

B. ~~B.~~ The parade or public assembly chairperson or other person heading such activity shall carry the parade or public assembly permit upon his or her person during the conduct of the parade or public assembly.

~~(Code 1985, § 21-28(n); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)~~

Sec. 12-52-15. - Prohibitions.

The following prohibitions shall apply to all ~~parades and public assemblies~~permitted events as defined by this Chapter:

A. ~~A.~~ It is unlawful for any person to stage, present or conduct any parade, race, or public assembly without first having obtained a permit as herein provided, except in the case of exceptions as defined above;

B. ~~B.~~ It is unlawful for any person to participate in a parade or race ~~, or public assembly~~ for which the person knows a permit has not been granted;

C. ~~C.~~ It is unlawful for any person in charge of, or responsible for the conduct of, a duly licensed parade, race, or public assembly to knowingly fail to comply with any condition of the permit;

D. ~~D.~~ It is unlawful for any person to engage in any parade, race, or public assembly activity that would constitute a substantial hazard to the public health, safety or welfare, or that would materially interfere with or endanger the public peace or rights of residents to the quiet and peaceful enjoyment of their property;

E. ~~E.~~ It is unlawful for any person to ride, drive or cause to be ridden or driven any animal or any animal drawn vehicle upon any public ~~street~~right-of-way, unless specifically authorized by the permit; and

F. ~~F.~~ It is unlawful for any person participating in a parade, race, or public assembly to violate section 10-8-2, Disorderly conduct.

G. ~~G.~~ It is unlawful for any participant, spectator or person at a parade or assembly to possess or carry weapons in violation of any applicable law of the state of Tennessee, including but not limited to T.C.A. § 39-17-1311.

H. ~~H.~~ It is unlawful to wear a mask or disguise with the intent to violate any law of the state of Tennessee, including but not limited to T.C.A. § 39-17-309(b).

I. ~~I.~~ If applicant is not a resident of Shelby County, the applicant shall be required to place a surety bond and deposit equal to 50 percent of the total cost as deemed applicable by the director of police services.

~~(Code 1985, § 21-28(o); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001; Ord. No. 5502, § 2, 3-19-2013)~~

Sec. 12-52-16. - Public conduct during parades or public assemblies.

A. ~~A.~~ No person shall unreasonably hamper, obstruct or impede, or interfere with any parade or public assembly or with any person, vehicle or animal participating or used in a parade or public assembly.

B. ~~B.~~ No driver of a vehicle shall drive between the vehicles or persons comprising a parade or public assembly when such vehicles or persons are in motion and are conspicuously designated as a parade or public assembly.

C. ~~C.~~ The director of police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a street constituting a part of the route of a parade or public assembly. The director of police shall post signs to that effect, and it is

unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street unposted in violation of this chapter.

(Code 1985, § 21-28(p); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)

Sec. 12-52-17. - Revocation of permit.

The director of police shall have the authority to revoke a parade or public assembly permit instantly upon violation of the conditions or standards for issuance as set forth in this chapter or when a public emergency arises where the police resources required for that emergency are so great that deployment of police services for the parade or public assembly would have an immediate and adverse effect upon the welfare and safety of persons or property.

(Code 1985, § 21-28(q); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)

Sec. 12-52-18. - Violations—Fines and penalties.

Any person violating the provisions of any section of this chapter shall, upon conviction, be punished by a fine not to exceed $50.00 and any other penalties which may be applicable.

(Code 1985, § 21-28(r); Ord. No. 4576, § 1, 4-21-1998; Ord. No. 4875, §§ 1, 2, 6-19-2001)

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This fee is designed to be a small but still meaningful disincentive to the use of motorized vehicle right-of-ways. Is fee the right word? Does this need justification in the same way as above?

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