



In accordance with the requirements that a permit be obtained from the City of Tombstone, a political subdivision of the State of Arizona, by any individual or group before conducting street performances within or upon any Public Property as defined by City Code 8-2-3, C-1.

Reference: Ordinance 2011-11, 12-13-2011

PERMIT NUMBER 2026-

(Please Print)

Name of Group/Individual \_\_\_\_\_

If group name of each member \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Type of Performance: \_\_\_\_\_

By signing this permit the permit recipient agrees that he/she has read Ordinance 8-2-3 and fully understand the Ordinance

Recipient's Signature: \_\_\_\_\_ Phone: \_\_\_\_\_

Physical Address: \_\_\_\_\_

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 2026

By \_\_\_\_\_

Interim City Clerk

Permit Expires: 12/31/2026

This form validated with signature of the City Clerk and the official seal of the City of Tombstone affixed thereon is your Use Permit.

**\*\*FOR OFFICIAL USE ONLY\*\***

Date: \_\_\_\_\_

Payment Method: \_\_\_\_\_

Photo ID \_\_\_\_\_

Receipt: \_\_\_\_\_

Amount Paid: \$ \_\_\_\_\_

## CHAPTER 2

### PUBLIC SPACES REGULATIONS

SECTION:

#### 8-2-1: Rules; Regulations

#### 8-2-2: Violations

#### 8-2-3: Street Performances In Public Spaces

##### 8-2-1: RULES; REGULATIONS:

Within the limits of the city of Tombstone and in or on any public park, restroom, recreation area, sports complex, parking lot, road, cemetery, or street under the jurisdiction of the city of Tombstone all persons are forbidden to do any of the following acts:

- A. To discharge firearms, firecrackers or fireworks, or to discharge any air gun or pistol, or any slingshot or similar device, or any bows and arrows, except in those areas specifically maintained for that purpose by the city; or to disturb the peace and quiet of any park or recreation area.
- B. To wilfully damage, deface, destroy or remove park, cemetery, or recreation area property, or to sit on picnic tables placing feet on benches.
- C. To distribute any handbills or circulars or to post any handbills, circulars or notices without the express permission of the common council.
- D. To swim or wade in or pollute any body of water provided that the common council may designate specific areas for swimming and wading.
- E. To injure or mistreat any birds, animals, fish or eggs.
- F. To fish, except in those areas specifically designated by the common council.
- G. To make or kindle a fire in any area other than those areas specifically maintained for that purpose.
- H. To make use of a trailer mobile home overnight; to otherwise camp, lodge or tarry overnight in any area other than those areas specifically maintained for that purpose.
- I. To stop, park, ride or drive any horse or other animal, or to propel any vehicle elsewhere than on the roads, trails or drives provided for such purposes.
- J. To use indecent language or engage in indecent, disorderly, or boisterous conduct; to beg or solicit for any purpose; to gamble or operate a gambling device of any nature; to litter; to discriminate in any manner against any person or persons because of race, color or creed or national origin. No drunken, noisy or disorderly person shall be allowed to remain within any park or recreation area.
- K. To vend or sell or offer for sale any merchandise of whatsoever nature without a written permit from the city clerk.
- L. To climb upon any park or recreation area property, other than equipment provided specifically for that purpose.
- M. No dogs, cats, or other animals shall be allowed unless they be on leash or chain or be otherwise under physical control.
- N. No male person over the age of six (6) years shall enter any ladies' toilet within any park or recreation area or shall go into any vault of any such toilet; no person shall loiter in the vicinity of any toilet, except that city employees may enter upon said premises at proper hours for the purpose of cleaning and repair.
- O. No person shall unnecessarily focus or throw lights from automobiles or flashlights or any light producing apparatus upon any campsite or assemblage.
- P. 1. Consume or have in his possession or custody any wine, spirituous liquor, malt liquor, or other alcoholic beverage except under the conditions set forth in subsection P2 of this section. Consume or have in his or her possession or custody without a valid prescription any illegal drug, substance or paraphernalia.  
2. Subsection P1 of this section shall not apply to persons above the legal drinking age if the city council has authorized possession or consumption in relation to a federal, state or local holiday or event or who have obtained a permit from the city clerk on behalf of a recognized group or organization, which is described in such a permit, authorizing them to possess or consume alcohol or spirituous liquor in the designated area for so long as they conduct themselves reasonably and in accordance with the terms and conditions of such permit and are otherwise in compliance with all other laws, including, but not limited to, subsection K of this section.  
3. The city clerk is authorized to issue permits allowing the consumption and possession of beer or other malted beverages in accordance with chapter 5 of this title.  
4. Any violation of this chapter constitutes a crime and is punishable under the laws of the state of Arizona. (Ord. 2007-02, 2-13-2007)

##### 8-2-2: VIOLATIONS:

- A. Any person who shall violate any of the provisions of this chapter shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than two hundred dollars (\$200.00), by imprisonment not more than six (6)

months, or by both such fine and imprisonment.

B. Any person bringing prohibited articles within the confines of the park or recreation area shall, upon being convicted thereof, forfeit the prohibited articles. (Ord. 2007-02, 2-13-2007)

### **8-2-3: STREET PERFORMANCES IN PUBLIC SPACES:**

A. Definitions: The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

PERFORM: Includes, but is not limited to, the following activities: acting, singing, playing musical instruments, pantomime, juggling, magic, dancing and reciting.

PUBLIC AREAS: Include sidewalks, boardwalks, parks, parking lots and all other public ways located in the city, as appropriate.

B. Purpose: The purpose of this section is to encourage and permit street performance in public areas.

#### **C. Permitted Locations; Conduct:**

1. Performance may be permitted in the following outdoor public areas of the Schieffelin historic district:

City boardwalk on Allen Street from the Visitor Center through the Art Gallery

City boardwalk on 4th Street from the Visitor Center through the Chamber Of Commerce

City park at the corner of 3rd and Allen Streets

City parking lot on Allen Street between 3rd and 4th Streets

2. A performer may not block the passage of the public through a public area. If a crowd gathers to see or hear a performer such that the passage of the public through a public area is blocked, a police officer may disperse that portion of the crowd that is blocking the passage of the public. If the blocking of passage persists, the officer shall cause the performer to relocate to a less congested area.

3. It shall be unlawful for any performer to totally obstruct public spaces and sidewalks or boardwalks or to interrupt free passage along them.

4. It shall be unlawful for any performer to utilize electrical amplification equipment for instruments, voice or sound effects with the exception of battery operated devices used not louder than normal voice.

5. No performer or group of performers shall perform at a distance of less than thirty feet (30') from another performer or group of performers that already is performing.

6. Street performing shall not infringe on events for which a permit has been issued so as not to detract from the stated purpose of the permittee or permitted organization.

D. Exclusion Of Certain Areas: At the discretion of the marshal, certain designated areas may be excluded from further performances.

#### **E. Acceptance Of Contributions:**

1. A performer may accept contributions during the performance.

2. The performance and acceptance of contributions, if such occur in a permitted area will not constitute disorderly conduct.

F. Compliance: The conduct and behavior of all street performers will be in compliance with this code, which includes, but is not limited to, public spaces regulations, advertising, solicitation or littering.

G. Permit Required: Street performers shall be required to obtain a permit from the city clerk prior to performing. Said permit shall require proof of identity, acknowledgment of these rules and regulations, and the payment of a fee of ten dollars (\$10.00) which shall be valid for the balance of the calendar year.

H. Violations: Violations shall be subject to the provisions of section 8-2-2 of this chapter. (Ord. 2011-11, 12-13-2011)