

ORDINANCE NO. 15,418

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by repealing Section 78-202, and enacting a new Section 78-202, to extend the Mobile Vender Pilot Program for an additional three months.

BE IT ORDAINED by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as amended by Ordinance No. 15,362, passed April 6, 2015, be and is hereby amended by repealing Section 78-202, and enacting a new Section 78-202, to extend the Mobile Vender Pilot Program for an additional three months, as follows:

**Sec. 78-202. Pilot Project – Transitional Provisions.**

- a) This article is being adopted as a pilot project for a limited duration, after which the city council will determine whether to repeal this article, or to repeal the transitional provisions under this section and make any other changes to this article as may be appropriate in light of the lessons learned during the pilot project.
- b) Notwithstanding anything in this article to the contrary, the following provisions shall be controlling during the pilot project:
  - 1) All mobile vender licenses issued prior to October 26, 2015, shall expire on October 31, 2015, in conformance with their original terms. All mobile vender licenses issued after October 26, 2015, shall expire on January 31, 2016. No mobile vender license shall be issued for any term extending or commencing after January 31, 2016.
  - 2) The regulations set forth in this article are subject to change at any time.
  - 3) If the city council determines by resolution at any time that the number of licensed mobile vendors exceed that number that can be reasonably accommodated by the mobile vender zones it may direct the city clerk to immediately cease issuance of new mobile vender licenses. In that event the city clerk shall maintain a list of applicants who have filed a mobile vender license application which could not be granted because of such restriction, and the date and time at which each such application was received.

Sec. 2. This ordinance shall be in full force and effect from and after the later of its passage and publication as provided by law.

FORM APPROVED:

Roger K. Brown, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 15- 1833), passed by the City Council of said City at a meeting held October 26, 2015 signed by the Mayor on October 26, 2015 and published and provided by law in the Business Record on November 13, 2015. Authorized by Publication Order No. 9337.

Diane Rauh, City Clerk