

ORDINANCE NO. 13,923

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, and amended by Ordinance 13,894, passed December 4, 2000, by repealing subsection (c) and adding a new subsection (d) of Section 102-1125 and by repealing Section 102-1131 thereof and enacting a new subsection (c) of Section 102-1125 and a new Section 102-1131, relating to street use permits.

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, is hereby amended by repealing subsection (c) and adding a new subsection (d) of Section 102-1125 and by repealing Section 102-1131 thereof and enacting a new subsection (c) of Section 102-1125 and a new Section 102-1131, relating to street use permits, as follows:

Sec. 102-1125. Application.

(c) *Petition required.*

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The applicant shall provide at least a 48-hour written notice of the event to all residents and commercial tenants, owners, and lessees and provide a copy to the city clerk's office.

Sec. 102-1131. Fees.

(a) General requirement. An applicant who seeks a street use permit shall pay a nonrefundable application fee of \$250.00 at the time of application and within ten days before the event post a refundable \$500.00 cash bond to the city to guarantee payment of the actual cost of city equipment and services.

(b) Exceptions to general requirement. An applicant who seeks a street use permit in conjunction with any of the following licenses and permits, or with a residential event, or is a recognized neighborhood association

shall pay the specified
fees for the street use
permit or no fee as
follows:

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1. Residential events of more than six hours duration, or which last beyond sunset, or are more than one residential block in length

require a \$10.00 street use permit
fee with no bond.

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(c) If the permitted use will require more than minimum use of any city equipment or services, the applicant shall pay the actual costs for use of that equipment and

those services in accordance with a schedule of rental and service fees approved by the city council except this subsection shall not apply for applications made under subsection (b)(6) of this section which require no additional fee.

(d) As a condition of approval of an application, the applicant shall agree to pay, within 30 days of billing, any additional actual costs, for the use of city equipment and/or services, incurred by the city by the occasion of the event and its participants.

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

FORM APPROVED:

Douglas P. Philip, Assistant City Attorney

Preston Daniels, Mayor

Attest:

I, Donna Boetel-Baker, 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. 01-576), passed by the City

Council of said City at a meeting held February 26, 2001, signed by the Mayor on February 26, 2001, and published as provided by law in the Business Record on March 12, 2001. Authorized by Publication Order No.1593.

Donna Boetel-Baker, MMC, City Clerk