

ORDINANCE NO. 14,186

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, by amending Sections 78-26, 78-28 and 78-33 of Article II of Chapter 78, Peddlers and Solicitors to define peddler and peddling, to clarify exemptions from this article and to set forth miscellaneous fees in a schedule of fees adopted by the city council by resolution.

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 amending Sections 78-26, 78-28 and 78-33 of Article II of Chapter 78, Peddlers and Solicitors to define peddler and peddling, to clarify exemptions from this article and to set forth miscellaneous fees in a schedule of fees adopted by the city council by resolution, as follows:

Sec. 78-26. Definitions.

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

Peddler means any person carrying goods or merchandise who sells or offers for sale such goods or merchandise from house to house or upon the public streets including any person who takes orders house to house for goods or merchandise for later delivery.

Peddling means the selling or offering for sale goods or merchandise which are carried by a person from house to house or upon the public streets including the taking of orders house to house for goods or merchandise for later delivery.

Sec. 78-28. Exemptions.

This article shall not apply to the following:

(1) Persons making door-to-door sales for the purpose of a community improvement or benefit approved by the city council on behalf of nonprofit, tax-exempt corporations;

(2) Newspaper vendors;
or

(3) Persons licensed as a salvage dealer under division 2 of article VIII of chapter 30 of this Code; or

(4) Persons licensed as a solicitor under article IV of this chapter; or

(5) Persons delivering and selling goods or merchandise to established customers.

Sec. 78-33. Licenses for short period.

Licenses may be issued to peddlers for periods of one week for each week for which such license is granted, one month for each month for which such license is granted, or for a period of three months for a fee for each respective time period in the amount set in the schedule of fees adopted by the city council by resolution.

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. Philiph, Assistant City Attorney

Preston A. Daniels, Mayor

Attest:

I, Donna V. 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. 02-2960), passed by the City Council of said City at a meeting held December 16, 2002 signed by the Mayor on December 16, 2002 and published as provided by law in the Polk County Press Citizen on December 27, 2002 Authorized by Publication Order No. 3511.

Donna V. Boetel-Baker, City Clerk