

Date June 18, 2007

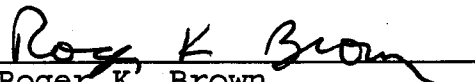
An Ordinance entitled, "AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, and amended by Ordinance No. 13,895, passed December 4, 2000, and Ordinance No. 14,100 passed June 3, 2002, and Ordinance No. 14,269 passed August 25, 2003, and Ordinance No. 14,287 passed October 20, 2003 and Ordinance No. 14,440 passed May 5, 2005 by amending paragraph (13) of Section 10-43 regarding the required separation between a temporary nonprofit establishment selling liquor, wine or beer, and schools",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)


 Roger K. Brown
 Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				

MOTION CARRIED

APPROVED

.....
 Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

 City Clerk

ORDINANCE NO. _____

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 No. 13,895, passed December 4, 2000, and Ordinance No. 14,100 passed June 3, 2002, and Ordinance No. 14,269 passed August 25, 2003, and Ordinance No. 14,287 passed October 20, 2003 and Ordinance No. 14,440 passed May 5, 2005 by amending paragraph (13) of Section 10-43 regarding the required separation between a temporary nonprofit establishment selling liquor, wine or beer, and schools.

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, and amended by Ordinance No. 13,895, passed December 4, 2000, and Ordinance No. 14,100 passed June 3, 2002, and Ordinance No. 14,269 passed August 25, 2003, and Ordinance No. 14,287 passed October 20, 2003 and Ordinance No. 14,440 passed May 5, 2005 is hereby amended by amending paragraph (13) of Section 10-43 regarding the required separation between a temporary nonprofit establishment selling liquor, wine or beer, and schools, as follows:

Sec. 10-43. Conditions for approval.

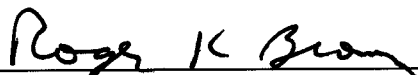
The following conditions and regulations must be met by an applicant for a liquor control license or a wine or beer permit:

- (13) The required separation from any church, school, public park or licensed child care center imposed by subsection (6)(a) of this section, and the requirements of subsection (7)(a) of this section, shall not apply to nonprofit corporations which make application for a five-day liquor control license, where the sale of alcoholic

beverages occurs only between the hours of 11:00 a.m. and 10:00 p.m., and outside the regular school hours of any school within 150 feet.

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

FORM APPROVED:



Roger K. Brown
Assistant City Attorney