

★ **Roll Call Number**

Agenda Item Number

46

Date..... September 25, 2006

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, by amending Sections 78-108 and 78-110 thereof, relating to solicitation in streets exceptions",

presented.

(Council Communication No. 06-624)

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

FORM APPROVED:

(First of three required readings)



Douglas P. Philip  
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
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, by amending Sections 78-108 and 78-110 thereof, relating to solicitation in streets exceptions.

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 78-108 and 78-110 relating to solicitation in streets exceptions, as follows:

**Sec. 78-108. Soliciting persons in vehicles or from booths.**

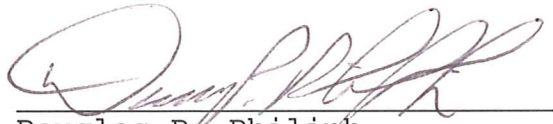
- (a) No person shall solicit funds from a person situated in a motor vehicle, whether on public or private property, except when the person has obtained a street use permit pursuant to article XVI of chapter 102 of this code and the solicitation occurs within the closed portion of the street.
- (b) The erection, maintenance and use of any stand, booth or similar structure in connection with any solicitation in a public street, alley, or other public property is prohibited. No table or freestanding sign may be erected on any public property except sidewalks, in which event the area occupied shall not exceed four feet by four feet and shall not be positioned within 15 feet of the entrances of any building or the intersection of any streets nor in such a manner as to impede normal pedestrian traffic.

**Sec. 78-110. Soliciting in streets.**

No person shall stand, sit, or otherwise be present in or on a street, highway, alley, or traffic median or island located within a street or highway, in order to solicit or attempt to solicit employment, business or contributions from the occupants of any vehicle, except when the person has obtained a street use permit pursuant to article XVI of chapter 102 of this code and the solicitation occurs within the closed portion of the street.

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

FORM APPROVED:

A handwritten signature in cursive script, appearing to read "Douglas P. Philip", written over a horizontal line.

Douglas P. Philip  
Assistant City Attorney

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