



Roll Call Number

Agenda Item Number

56

Date March 19, 2018

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, as heretofore amended, by amending Sections 114-698 and 114-699, relating to pedicab application and license fees",

(Council Communication No. 18-142)

presented.

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				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
TOTAL				

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.

MOTION CARRIED

APPROVED

Mayor

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, as heretofore amended, by amending Sections 114-698 and 114-699, relating to pedicab application and license fees.

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 heretofore amended, is hereby amended by amending Section 114-698 and 114-699, relating to pedicab application and license fees, as follows:

Sec. 114-698. License Application and Fees.

- (a) A pedicab business shall make Applications for a pedicab license or multiple licenses if the pedicab business operates more than one pedicab. The application shall be submitted to ~~must be submitted to~~ the City of Des Moines Traffic Engineer for approval. ~~and approved prior to operating a pedicab.~~
- (b) Requirements for approval:
 - (1) Provide to the Traffic Engineer a certificate of a general liability insurance policy covering the operation of the pedicab(s) including coverage for bodily injury, death and property damage with limits of liability not less than \$1,000,000.00 per occurrence and aggregate combined single limit. Insurance must be effective for same period as the license remains valid and effective.
 - (2) The certificate of insurance referred to in this section shall provide that the insurance policy or policies have been endorsed to provide thirty (30) days advance written notice of cancellation, forty-five (45) days advance written notice of non-renewal, and ten (10) days advance written notice of cancellation due to nonpayment of premium, and that these written notices shall be provided by e-mail, facsimile, delivery, or regular mail to the Traffic Engineer.
 - (3) The cancellation or other termination of any required insurance policy shall automatically revoke and terminate the pedicab license.
- (c) Fees.
 - (1) The applicant shall pay to the city a non-refundable application fee when the application is filed in the amount set in the Schedule of Fees adopted by the city council by resolution.
 - (2) The applicant shall also pay to the city a non-refundable license fee for each pedicab the applicant will operate in the amount set in the Schedule of Fees adopted by the city council by resolution.

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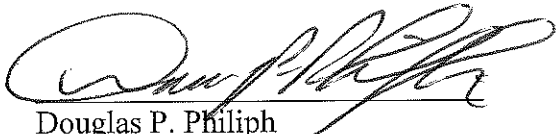
(de) The pedicab license shall be valid and effective from January 1 to December 31 of the year approved. However, pedicab licenses approved in 2016 will be valid from the approval date to December 31, 2017.

Sec. 114-699. Prohibitions.

- (a) No person under the age of sixteen (16) shall operate a pedicab.
- (b) No person shall operate a pedicab without a pedicab license.
- (c) No person shall operate a pedicab which is not solely operated by human power.
- (d) No person shall operate a pedicab on a street with a posted speed limit of 35 miles per hour or greater, except for the purpose of crossing the street.
- (e) No person, while operating a pedicab, shall stop on a street with a posted speed limit of 35 miles per hour or greater in order to pick up or drop off passengers.
- (f) No person shall operate a pedicab without a form of state issued identification on their person.

Section 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