
AGENDA ITEM SUMMARY

Subject: Adding penalties for non-registering food vendors/peddlers and increasing application fee

Background Summary:

Chapter 122 of the city code addresses mobile food vendors, peddlers and solicitors. It outlines the requirements and fees for each type of vendor to secure a permit. We continually have issues with vendors, especially mobile food vendors, not coming in to get the required permit when they conduct their business in town. To help encourage these vendors to get the required permit, we would like to implement a penalty for anyone who does not register prior to engaging in business in town. We are recommending a \$75 penalty across the board for all of these types of permits. We would also recommend increasing the application fee from \$2 to \$5. This fee has been incorporated into the cost of each permit rather than be charged separately.

If we do adopt this ordinance, we will send out letters to the businesses in town who allow these vendors to park on their premises and to all of the vendors we've had in the last two years and tell them about this change.

We spend a lot of time chasing down those who don't come in to get a permit so we are hoping this new ordinance will reduce the time spent on this. We recommend approval of the first reading.

ORDINANCE NO. 1163

AN ORDINANCE AMENDING THE CHARLES CITY CODE OF ORDINANCES SECTIONS 122.04 – APPLICATION FOR LICENSE AND 122.05 – LICENSE FEES, TO INCREASE THE LICENSE FEES FOR PEDDLERS, SOLICITORS, MERCHANTS, AND VENDORS AND TO ESTABLISH A LINCENSE FEE FOR FAILURE TO PAY THE REQUIRED LICENSE FEE BEFORE ENGAGING IN REGULATED ACTIVITY.

BE IT ENACTED by the City Council of the City of Charles City, Iowa:

SECTION 1. Amended Section. SECTION 122.04 – APPLICATION FOR LICENSE is hereby amended to read as follows:

122.04 APPLICATION FOR LICENSE. An application in writing shall be filed with the Clerk for a license under this chapter. Such application shall set forth the applicant’s name, permanent and local address and business address if any. The application shall also set forth the applicant’s employer, if any, and the employer’s address, the nature of the applicant’s business, the last three places of such business and the length of time sought to be covered by the license.

SECTION 2. Amended Section. SECTION 122.05 – LICENSE FEES is hereby amended to read as follows:

122.05 LICENSE FEES. The following license fees shall be paid to the Clerk prior to the issuance of any license.

1. Solicitors. In addition to the application fee for each person actually soliciting (principal or agent), a fee for the principal of ten dollars (\$10.00) per year.
2. Peddlers, Mobile Food Vendors, or Transient Merchants.
 - A. For one day.....\$ 30.00
 - B. For one week..... \$ 55.00
 - C. For one month..... \$ 105.00
 - D. For one year.....\$ 255.00
3. Increase in License Fee. In the event that a solicitor, peddler, merchant, and/or vendor fails to pay the required license fee prior to engaging in peddling, soliciting, mobile food vending, or in the business of a transient merchant in the City without first obtaining a license, the license fee shall be increased by \$75.00.

SECTION 3. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. When Effective. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the City Council on this _____ day of _____, 2022.

Approved this ____ day of _____, 2022.

Dean Andrews, Mayor

ATTEST:

Trudy O'Donnell, City Clerk

As certified, the foregoing was published as Ordinance No. _____ on the ____ day of _____, 2022.

City Clerk