

CHAPTER 127

PUBLIC SALE OF FOOD, BEVERAGES AND NON-FOOD ITEMS ON CITY PROPERTY

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127.01 PURPOSE. The purpose of this chapter is to provide rules, regulations and restrictions concerning the sale of any consumable food, beverage or non-food item upon any publicly-owned City property including but not limited to streets, sidewalks, parks, rights-of-way, parking lots and other public grounds owned by the City. The provisions of this chapter are enacted for the protection of the health, safety and welfare of the citizens of the City.

127.02 VENDOR. No person shall provide or sell any consumable food, beverage or non-food item upon any publicly-owned City property to the public in the City unless the person first obtains a vendor's permit from the City. An exception to this requirement is provided in Section 127.06.

127.03 VENDOR APPLICATION. The vendor shall submit an application for each day the vendor intends to operate and for each location if the vendor intends to operate at more than one location per day. All food vendors shall comply with the Iowa Department of Health rules and regulations governing the sale of food for consumption on the premises.

127.04 VENDOR FEES. The fee for a vendor's permit is twenty-five dollars (\$25.00). A new permit is required for each day and for each location a vendor will operate from.

127.05 NUISANCE. The sale of any consumable food, beverage or non-food item upon any publicly-owned City property without a permit or in violation of any of the provisions of this chapter is hereby declared to be a nuisance. Any member of the Police Department is empowered to cause any vendor in violation of this chapter to be immediately removed without notice.

127.06 EXCEPTION. It is not a violation of this chapter and no vendor permit is required for a person to sell any consumable food, beverage or non-food item under the following conditions: 1) the person is a vendor at an event located on City-owned public property, 2) the sponsor of the event has had prior approval of the Council or the City Administrator, 3) the sponsor of the event has authorized and approved said vendor including the assessment of any fee

established by the sponsor, and 4) the vendor complies with the Iowa Department of Health rules and regulations governing the sale of food for consumption on the premises.

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