

ORDINANCE NO. 222

(Repeal Ordinance No. 81)

AN ORDINANCE TO CONTROL AND LICENSE ICE-CREAM VENDORS AND OTHER VENDORS IN THE OPERATION OF MOTOR VEHICLES AND THE SALE OF PRODUCTS OR MERCHANDISE ON THE PUBLIC STREETS AND PARKS OF THE CITY OF LUNA PIER.

THE CITY OF LUNA PIER ORDAINS:

1. Vendor is defined as a person, firm or corporation offering to sell ice-cream or any other product from a motor vehicle on the streets of the city or in public parks of the city.
2. It shall be unlawful for any vendor to operate within the City until the vendor has filed with the City Clerk a copy of public liability insurance policy in the amount of not less than \$100,000.00 for each occurrence naming the City of Luna Pier as an additional insured and paid a fee of \$50.00 for license for one year.
 - A. Holidays and special events require an additional permit.
 - B. The license fee amount can be periodically established by resolution of the City Council.
3. The following acts are unlawful for the vendor and are prohibited;
 - A. Operation of a motor vehicle and solicitation of business before 11:00 a.m. and later than 9:00 p.m.
 - B. The continuous or intermittent playing of music, sounding of a horn, bell or other noise making device for the purpose of selling products, while the vehicle is moving.
 - C. Permitting persons to hang on to the motor vehicle while the motor vehicle is being operated.
 - D. Stopping or parking within 150 feet or any major intersection within the city.
 - E. Stopping or slowing so as to impede or block any movement of traffic or so as to create traffic congestion.
 - F. Failing to provide a receptacle so that the purchasers may dispose of wrappers, paper or any other matter that may create litter in the immediate area where the vendor has operated.

- G. To drive away from a place where the vendor has operated without picking up and removing any litter created by the vendor's operation.
- H. Operating in a City park in any location that has not been designed for the purpose of sale by the Luna Pier Chief of Police.

All ordinances or parts of ordinances in conflict with this Ordinance are to the extent of such conflict repealed.

Any person violating this Ordinance shall be guilty of a misdemeanor punishable by imprisonment of not more than ninety (90) days or fine of not more than One Hundred and 00/100 (\$100.00) Dollars, or both such fine and imprisonment in the discretion of the Court.

This Ordinance shall become effective twenty (20) days after final passage and publication.

I, Crystal Manley, Deputy Clerk, City of Luna Pier, do hereby certify that the foregoing Ordinance No. 222 was duly adopted at a regular Meeting of Luna Pier City Council held on March 13, 2014.

Crystal Manley, Deputy Clerk

Adopted: March 13, 2014

Published: March 24, 2014

Effective: April 14, 2014