

**I. Call to order:**

Present: Fiehrer, Moeller, Lewis, Bucheit, Hogg, Crooks,  
Absent: Wile

**II. Approval of Minutes:**

Motion by Moeller, seconded by Hogg to accept the meeting minutes from the February 3, 2016 Ordinance Review Committee meeting. Motion carried.

**III. New Business:**

No New Business

**IV. Old Business**

**A. Sign Ordinance**

The Planning Commission was present to discuss the ordinance and there were two major changes to this ordinance that had been discussed in January. John Creech gave the presentation. The first purposed change was to limit permanent signage. This is referring to wall and free standing signage. The content of the sign could only have business information like phone numbers, name, address, and logos of the business. The second purposed change was to limit the changeable message signs as to not exceed 50% of the entirety of a particular sign. Examples of what this meant were then displayed. For changeable message signs products or prices need to be changed on the sign at least once every 90 days. Size limitations would also be placed on wall signs. A formula has been developed that puts the size of the wall into perspective. The sign is calculated off of 1.5 square feet and then compared to the size of the wall. The larger the wall, the large a sign could be.

Bud added that if there was consideration to move forward with the ordinance's purposed changes he would red-line the ordinance and bring it back to the ORC. The Planning Commission would also give the Chamber of Commerce the purposed red-line changes as well. So they can see it when and decide if they need to come to an ORC or Planning Commission meeting. Fiehrer wanted to know how the changing of a sign in 90 days would work. Bud commented that it would be complaint based and that after a complaint would be made about the lack of message replacement, the 90 day time frame would begin.

**B. Chapter 754, Peddlers and Street Vendors Revisions**

It was stated that the goal of the ordinance would not be to regulate the person but the activity of street vending. The most effective way to do this would be to have a clear definition of street vending. Most of the changes are in chapter 754.02 are where the majority of the changes are and operation changes are present. The ordinance says that vending can take place anywhere in the City but subject specific restrictions. This would include no vending on private property with the owner's consent and the adjoining owner's consent. There are restrictions on when a vendor can and cannot sell on High Street due to the downtown traffic specifically restricting between the hours of 7AM - 6PM Monday – Friday as restricted times. Vending is restricted outside of special events such as the 3<sup>rd</sup> Street Market area, RiversEdge Concerts, parades, and other events. Lewis pointed out that the wording needed to be clear as there is a 2014 ordinance that created a special zone for RiversEdge from 4PM until dusk and this ordinance must not undo that special district.



Moeller asked what the restrictions were to door to door peddling. Chief Bucheit wanted the restrictions kept in the ordinance as they were but open up the street vending. He believed that peddler and street vending have two separate definitions and that vending could be freer while peddling needs general hour restrictions. The Mayor believed that this would also be a good course of action to have these two groups clearly defined. Fiehrer wondered if peddlers should be in a separate ordinance altogether. Lewis agreed that if different restrictions were going to be placed on different groups then it might be easier from a legal perspective to put them into separate ordinances. The Mayor just wanted the definitions and restrictions to be clear regardless if there are two separate ordinances or one large one. Lewis said they would take a look at it and make recommendation on if these should be two ordinances or one. A special meeting would be needed to keep this ordinance on schedule.

Rich Engle wanted to know if Public Works would still be able to retain ownership of the right of way with food trucks and charging for parking spot usage. Chapter 754.08 - subsection 8, specifically addressed that these vendors could not blockade the right of way and that these sections have not changed. Engle wanted language in the ordinance saying that they needed a permit to use these spaces from Public Works as a parking/permit fee. Adam Helms felt that the City is placing too many small fees on these vendors and that it will discourage food truck vendors. Liz Hayden felt that the fees needed to be clear and a clear list of what licenses vendors needed and how to get them is a must. Hayden agreed with Hogg that someone would need to guide vendors when they are going through the licensing process. Hayden volunteered to act as a liaison on the issue to vendors trying to get their licenses. Engle commented that vendors can get parking passes for multiple days and that they do not need to get a new parking permit every day. Engle wanted to put restrictions on what vendors could place on sidewalks. He believed there vending should stay in the right of way and not restrict food traffic or damage the sidewalks in front of particular business. Lewis suggested adding a clause making sure they are complaint with all Public Works restrictions. Lewis went on to say that ordinance needed to be gone through by the LMT because this ordinance deals with so many departments.

It was decided that a special meeting was needed to go over feedback from other departments about all of the proposed changes.

#### **IV. Public Comments**

No public comments

#### **V. Next Meeting:**

Next scheduled Ordinance Review Committee meeting will be on April 6, 2016 at 8:00am in Council Chambers. Subject to change.

A special meeting was set for Friday March 18, 2016 at 8:00AM in Council Chambers for the purpose of furthering the discussion of the Peddlers and Venders Ordinance. Subject to Change.

#### **VI. Adjournment:**

Ordinance Review Committee adjourned at 9:26 am.

Respectfully Submitted,  
Nicholas Garuckas  
City Clerk

