

Sec. 6-146. Required.

No person shall offer for use or use any entertainment vehicle for the purpose of transporting passengers upon a public street or right-of-way or rent or lease entertainment equipment, unless the person holds a valid entertainment vehicle or equipment permit and fully conforms to the terms of this article. Violations of this section shall be punished as provided in section 1-15 and may be punishable pursuant to the code enforcement authority of the special magistrate in sections 2-633 and 2-634.

(Code 1986, § 110.06; Ord. No. 23-24, § 3, 6-8-2023)

Sec. 6-147. Application.

- (a) An operator shall apply to the licensing office of the building and zoning department for a permit to operate an entertainment vehicle or equipment business by submitting an application, which shall include the following information as applicable:
 - (1) The number, type, make, model and other information which describes each type of vehicle to be operated; provided, however, that the total number of motorized entertainment vehicles shall not exceed five and that the total number of entertainment vehicles shall not exceed 30. In addition, no one operator may hold more than 12 of the available nonmotorized entertainment vehicle permits.
 - (2) A description of the entertainment equipment inventory, including number of items or sets.
 - (3) The name, address and telephone number of the operator (if other than an individual, the names and addresses of each principal and of the registered agent) and the business location of the operation.
 - (4) A list of all other locales in which the operator is engaged in or associated with an entertainment vehicle or equipment business, and the name and business address of that business.
 - (5) If applicable, the location at which the entertainment vehicles or equipment will be loaded and unloaded.
 - (6) A properly zoned location, requiring no variance or special exception, of the storage facility for the entertainment vehicles or equipment when not in use.
 - (7) The days and hours of operation.
 - (8) The fare to be charged per passenger per ride or other fare schedule, or the rental or lease rates to be charged for equipment.
- (b) A nonrefundable filing fee of \$150.00 shall accompany each application.
- (c) The licensing office shall send a copy of each completed application to the police department, planning department, and city manager's office for review. The police and planning departments shall submit, within 30 days, to the licensing office a written evaluation of the application, including proposed conditions of approval, based upon consideration of the following criteria:
 - (1) The proposed operation's effect upon vehicular and pedestrian traffic flow over the proposed route and the impact upon affected commercial or residential areas, also taking into consideration existing entertainment vehicle or equipment operations in the same area.
 - (2) Any other public health, safety or welfare concern.
- (d) The licensing office shall advise the city manager of the staff evaluations and recommended conditions. The city manager shall thereafter present the application and recommendations to the city commission. After hearing, the city commission shall either:

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- (1) Disapprove the application;
 - (2) Approve the application unconditionally; or
 - (3) Approve the application subject to compliance with stated conditions. Such conditions may include but are not limited to a restriction on the hours or days of operation or any other condition which is consistent with protection of the public health, safety and welfare. Any conditions shall be typed on the permit.

(Code 1986, § 110.02)