

ORDINANCE NO. 18,060

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AN ORDINANCE MAKING TEMPORARY AMENDMENTS TO CHAPTER 18 (LICENSES) TO REDUCE FEES AND ALLOW ADDITIONAL LOCATIONS IN ARTICLE XVII (MOBILE FOOD VEHICLES) AND TO REDUCE FEES IN ARTICLE XII (STREET AND SIDEWALK VENDORS) OF THE CODE OF THE CITY OF PEORIA

WHEREAS, the City of Peoria is a home rule unit of government pursuant to Article VII, Section 6 of the Constitution of the State of Illinois 1970, and may exercise any power and perform any function pertaining to its government and affairs including regulating and licensing the retail sale and service of alcoholic liquors; and

WHEREAS, the City of Peoria issues various licenses to food vendors, including those for Street and Sidewalk Vendors (“food carts”) and Mobile Food Vehicles (“food trucks”); and

WHEREAS, due to the COVID-19 pandemic and mitigation measures put into place by the State of Illinois, businesses, including Street and Sidewalk Vendors and Mobile Food Vehicles were restricted in their ability to conduct business in 2020 and 2021; and

WHEREAS, the City made temporary reductions to various business license fees to lower the fees in an effort to assist businesses with their recovery; and

WHEREAS, on May 24, 2022, the City passed Ordinance No. 17,976 eliminating the fees for Street and Sidewalk Vendors and for Mobile Food Vehicles for the calendar year 2022; and

WHEREAS, Ordinance No. 17,976 also allowed two additional locations for Mobile Food Vehicles to operate at the 300 block of Hamilton Boulevard and the 100 block of N.E. Adams for the calendar year 2022; and

WHEREAS, the City Council has determined that it will serve and be in the best interests of the City and its residents to again temporarily amend Chapter 18, Article XVII and Article XII of the “Code of the City of Peoria,” to waive fees and allow additional locations for the operation of Street and Sidewalk Vendors and for Mobile Food Vehicles calendar year 2023 pursuant to this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS, as follows:

SECTION 1. The foregoing recitals are incorporated into, and made a part of, this Ordinance as findings of the City Council.

SECTION 2. Section 18-521(a) to (c), titled “Fees” of Division 2 (License), Article XII (Street and Sidewalk Vendors) of Chapter 18 (Licenses and Miscellaneous Business Regulations” of the City Code is hereby amended and shall read *for calendar year 2023 only* as follows:

Sec. 18-521. Fees.

- (a) For locations in the downtown business district, the applicant for a license under this division shall pay to the city treasurer prior to filing an application a fee of ~~\$2,050.00~~ \$0

per year, from February 1 through January 31, in the case of a pushcart stand licensee and ~~\$3,400.00~~ \$0 per year, from February 1 through January 31, for a sidewalk station licensee; these application fees will be refunded in the event the applicant's name is not drawn in the annual drawing or the applicant's name is drawn and the applicant rejects an available location; provided, however, that the application fee shall be ~~\$1,400.00~~ \$0 per year for a pushcart stand licensee which owns a restaurant located within the City of Peoria and ~~\$2,400.00~~ \$0 per year for a sidewalk station licensee which owns a restaurant located within the City of Peoria; provided, further, however, that an applicant who will donate all profits from the site for charitable, educational, religious or civic purposes shall pay ~~\$75.00~~ \$0 per license period or part thereof. Only one applicant per restaurant may qualify for the reduced rate.

- (b) For locations outside the downtown business district, the applicant shall pay to the city treasurer, prior to filing an application, a fee of ~~\$100.00~~ \$0 per calendar year which will be refunded if the license is denied.
- (c) Should the applicant plan to operate for a period of less than one week, whether in the downtown business district or elsewhere, the applicant shall pay to the city treasurer, prior to filing an application, a fee of ~~\$20.00~~ \$0 per day. However, if the vendor is registered with a sponsor of an approved public event pursuant to section 21-11, no fee or license shall be required of such vendor during the event.

SECTION 3. Exhibit A (Downtown Business District Operating Locations) of Section 18-655 is hereby amended to include the following locations, in yellow, *for calendar year 2023 only*.

Downtown Business District Operating Locations

Southwest side of 300 block of Hamilton Boulevard
100 block of N.E. Adams



SECTION 4. Section 18-654(c), titled “License Fees” of Article XVII (Mobile Food Vehicles) of Chapter 18 (Licenses and Miscellaneous Business Regulations” of the City Code is hereby amended and shall read *for calendar year 2023 only* as follows:

- (c) *License fees.* To operate within the Downtown Business District, all vendors licensed under this chapter shall pay an annual license fee of ~~\$3,400.00~~\$0 per year, from January 1 through December 31. If the licensee operates a licensed restaurant within the City of Peoria, the fee shall be ~~\$2,400.00~~\$0 per year. Should the license be issued after July 1 of any year, the fee shall be ~~\$1,700.00~~\$0 or ~~\$1,200.00~~\$0, respectively, for the remainder of the year. The fee may be pro-rated in whole month increments for applicants during their first year of operation. The pro-rated fee will cover the period beginning from the first month of operation through the end of the year. An applicant may only receive one pro-rated fee. Should the applicant only seek to operate from the public right-of-way at locations outside of the Downtown Business District, the annual fee shall be ~~\$300.00~~\$0. There shall not be any rebates for vendors that fail to operate for an entire year.

SECTION 5. This Ordinance will be in full force and effect for the 2023 licensing year and will expire on December 31, 2023, at which point the fees and locations will revert to the schedule listed in these sections prior to this amendment.

SECTION 6. This Ordinance will be in full force and effect after its passage, approval, and publication in the manner provided by law.

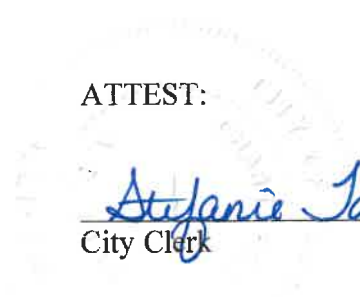

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS this 28th day of March, 2023.

APPROVED:



Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:



Corporation Counsel