

The Common Council of the City of Menasha does hereby ordain as follows:

SECTION 1: Amend Title 12, CHAPTER 1, SEC.12-1-12 of the Code of Ordinances of the City of Menasha, Wisconsin as follows:

## **Title 12 – Parks and Navigable Waters**

### **CHAPTER 1** Park Regulations

#### **SEC. 12-1-12 SELLING OF MERCHANDISE IN PARKS AND PUBLIC GROUNDS.**

- (a) **SALES AND SOLICITATION FOR SALES PROHIBITED WITHOUT PERMIT.** ~~No merchandise, food or other concessions may be sold individuals or non-profit organizations for profit in City parks. No person shall sell or offer for sale any service, food, refreshment, article, merchandise or thing, nor solicit for or pursue any trade, occupation, business or profession, within any park, without first obtaining a written permit from the Director of Parks and Recreation or designee.~~
- (b) **SALES PERMITTED.** ~~All organizations which desire to sell food, merchandise or concessions to carry on their non-profit programs in City parks must first display to the satisfaction of the Director of Parks and Recreation evidence that such organization has received a tax-exempt status from the Wisconsin Department of Revenue.~~
- (c) **RULES AND REGULATIONS.** ~~Times and areas to be served, as well as the types of merchandise to be sold, shall be as determined by the Parks and Recreation Board and then by a permit only. The Parks and Recreation Board is directed to enact any and all reasonable rules and regulations to carry out the intent of this Section. Park facility sponsorships through signage or other means of recognition may be considered.~~
- (d) **EXCEPTIONS.** ~~This Section shall not apply to the selling of fermented malt beverages in the parks in the City of Menasha where a license has been granted by the Common Council. Such license shall imply the selling of food and merchandise usually associated with the selling of non-alcoholic beverages, food by a non-profit organization having a tax-exempt status. This Section shall not apply when the Mayor permits the same by issuing a proclamation in regard to an events of a community-wide interest that does not involve the sale or serving of alcoholic beverages.~~
- (e) **FEES.** Fees for the permits described above shall be recommended by the Parks and Recreation Board from time to time to the Common Council.

SECTION 2: This amending Ordinance shall take effect upon passage and publication as provided by law.