CHAPTER 437

REGULATING TRANSIENT MERCHANTS OR AMUSEMENTS

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437.01 MS 1974 [Repealed, 1976 c 44 s 70]

437.02 POWER TO REGULATE TRANSIENT MERCHANTS.

Every city, in addition to all other powers given the city by law or charter, may by ordinance regulate, control, and license transient merchants and provide for the punishment of persons violating such ordinances.

History: *(1840) 1909 c 84 s 1; 1973 c 123 art 5 s 7; 1976 c 44 s 40*

437.03 MS 1961 [Repealed, 1963 c 753 art 2 s 17]

437.04 MS 1961 [Repealed, 1965 c 45 s 73]

437.05 MS 1961 [Repealed, 1965 c 45 s 73]

437.06 MS 1961 [Repealed, 1965 c 45 s 73]

437.07 ITINERANT PLACES OF AMUSEMENT.

No town board or other public authority shall hereafter issue any license or permit or make any other grant of authority permitting the operation or carrying on of any itinerant carnival, street show, street fair, sideshow, circus, or any similar enterprise within one mile of the corporate limits of any city of the fourth class in this state without having first obtained in writing the consent thereto of the council or other governing body of the city.

History: *(1929-1) 1925 c 366 s 1*

437.08 LICENSES OR PERMITS VOID.

Any license, permit, or other grant of authority issued or made in violation of the provisions of sections 437.07 to 437.10 shall be absolutely null and void.

History: *(1929-2) 1925 c 366 s 2; 2002 c 379 art 1 s 82*

437.09 SHOWS PROHIBITED WITHOUT LICENSE.

No person, firm, copartnership, corporation, or association of any nature or kind shall operate or attempt to operate or carry on any itinerant carnival, street show, street fair, sideshow, circus, or any similar enterprise within one mile of the corporate limits of any city of the fourth class in this state without license or permit so to do lawfully granted under the restrictions provided in sections 437.07 to 437.10.

Any person violating any of the provisions of this section shall be guilty of a misdemeanor; and any such enterprise operated without license or permit as herein prescribed is hereby declared to be a public nuisance.

History: *(1929-3) 1925 c 366 s 3; 2002 c 379 art 1 s 83*

437.10 DEFINITION.

An itinerant carnival, street show, street fair, sideshow, circus, or other similar enterprise, within the meaning of sections 437.07 to 437.10, is any itinerant carnival, street show, street fair, sideshow, circus, or other similar enterprise, which is held, operated, or carried on in the open or indoors or upon or within any public or private ground, at which there congregates and assembles, with or without the payment of an admission fee, a promiscuous gathering of people as spectators or otherwise.

History: *(1929-4) 1925 c 366 s 4; 2002 c 379 art 1 s 84*

437.11 MS 2000 [Repealed, 2002 c 379 art 1 s 114]

437.12 MS 1953 [Repealed, 1955 c 561 s 6]