

Section 18-255 Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Business License means an occupational tax poster issued by the City according to the provisions set forth in Article III of this Chapter.

Special event means a festival, parade or program of entertainment which is sponsored, sanctioned, or endorsed by the city and to which the entire community, both local and extended, is invited or included. "Special events" sanctioned by the city include, but are not limited to, Rose Show, Victorian Christmas, Harvest Festival, Fly-In Frolic, Christmas parade or their successor programs.

Structures means mobile homes, trailers, tents, carts, vehicles, or stands, constructed or assembled with the intention of displaying, storing, or protecting goods or merchandise for sale.

Temporary means lasting for a limited time only, mobile, impermanent, or portable (whether on wheels or with wheels removed), meant to be discarded, disassembled, moved, relocated, driven or transported from one (1) location to another following a specified period of time or specific event.

Temporary Business means to sell or offer for sale, to hawk or to peddle any goods, merchandise, agricultural product, or service on the premises not owned, leased or rented by the intended temporary business proprietor and which is intended to last for a limited time only, and specifically those which are intended to be mobile, impermanent, portable or meant to be discarded, disassembled, moved, relocated, driven (whether on or with wheels removed) or transported from one location to another.

Vending means to sell or offer for sale, to hawk or to peddle any goods, merchandise, or services.
(Ord. of 3-9-98(1), § I; Ord. of 5-28-01)
(2001-18-255, Amended, 05/28/2001)

Section 18-256 Exemption from zoning regulation.

Any temporary vending structure which is issued a permit in conjunction with a special event sanctioned by the city will not be considered in violation of section 22-18 (Portable structures) of this Code.

(Ord. of 3-9-98(1), § I)

Section 18-257 Application forms for temporary vending permit at special event sanctioned by the city.

(a) Any application for a temporary vending permit during a special event sanctioned by the city shall be made on a form(s) furnished the applicant by the city, along with all reasonable information necessary to complete the form.

(b) Upon filing an original application or reapplication, the applicant shall then deposit with the city clerk or his designee, in cash or by check the registration fee which shall be reasonable as related to processing the application and permit, and shall not be refundable, the exact amount to be set by the city manager.

(c) The special event committee, in its sole discretion, has the right to limit the number of vendors of same or similar goods, merchandise, or services per event, with the permits being issued on a first-come, first-served basis.

(d) In the event of wide-area encompassing functions (e.g., Rose Show), where specific vending locations are not designated by the committee chairman, the specific location of the vendor/vending activity must be provided on the application form. In addition, for vending on private property, written permission for vending on the premises signed by the property owner shall be presented at the time of

application and maintained by the licensing committee as a permanent part of the application.

(e) Upon approval of the application and payment of the required registration fee, the applicant shall be entitled to the issuance of an event permit; provided, however, the event committee or committee chair reserves the right to approve such issuance of the permit conditioned upon full and final compliance by the applicant with all applicable city ordinances. Reapplication and permits for subsequent event(s) or year(s) are subject to the above compliance.

(f) Upon issuance of the event permit, the permit must be continuously and conspicuously posted, displayed, and affixed to the temporary vending structure during the operating hours of that vendor for each event, day or hour thereof.

(g) All vendors of any type of merchandise, goods or services, whether for- or not-for-profit shall be bound by the provisions of this article, without exception.

(Ord. of 3-9-98(1), § I)

Section 18-258 Other temporary vending provisions - transferred to 18-177

(18-258, Repealed, 12/08/2003, moved to Section 18-177; otherwise unchanged; Ord. 2001 (18-258), Add. 05/28/2001)

Section 18-259 18-259 -- 18-269 reserved