

CITY OF HOMER
HOMER, ALASKA

Ordinance 84-36

AN ORDINANCE AMENDING HCC SECTIONS 8.08.010, 8.11.060, 8.11.020, 8.11.070 OF THE PERMITS CHAPTER PERTAINING TO ITINERANT OR TRANSIENT MERCHANT'S LICENSING AND MOBILE FOOD SERVICES; ADDRESSING CONFORMITY TO HOMER CITY CODE ZONING CHAPTER 21.

WHEREAS, Chapter 21, the Zoning Code provides restrictions for operation of Mobile Food Services and Uses of temporary structures not specifically noted in the Itinerant Merchants or Mobile Food Services Permits chapter of Homer City Code; and

WHEREAS, for the purposes of clarity, certain sections of the Itinerant and Transient Merchant's and Mobile Food Service code are in need of amendment,

NOW THEREFORE THE CITY OF HOMER ORDAINS:

Section 1. HCC 8.08.010 Definitions (Itinerant or Transient Merchant's License) is repealed and re-enacted as follows:

"HCC 8.08.010 a. "Temporary Business" is a business or enterprise that is to be carried on for a period of less than one hundred fifty days per calendar year duration within the City."

Section 2. HCC 8.08.010 Definitions (Itinerant or Transient Merchant's License) is amended by adding the following language at the end of the paragraph:

"b. provided the temporary business is conducted in conformance with Chapter 21 of the Homer City Code as it pertains to the residential zones which prohibits selling from homes."

Section 3. HCC 8.08.060 License Expiration (Itinerant or Transient Merchant's License) is hereby amended by adding the following sentence at the end of the section as part of the section:

"Land uses for which a temporary license is issued must cease upon expiration of the permit, including the immediate removal of any temporary structure.

Section 4. HCC 8.11.020 (Mobile Food Service) is hereby repealed and re-enacted as follows:

"HCC 8.11.020, Definition. For the purpose of this chapter, "mobile food service" means a self-contained food service establishment that is designed to be readily moveable from location to location, without being permanently affixed to any site or (permanently) connected to any water or sewer utility service."

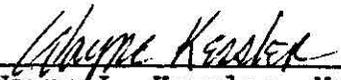
"Section 5. HCC 8.11.070 a, (Mobile Food Service) is hereby amended by adding the following wording to the sentence:

"HCC 8.11.070 a. A mobile food service may be operated, in conformity with the Homer Zoning Code, from:"

Section 6. HCC 8.11.070 2 d, Conduct of Business (Mobile Food Service) is hereby repealed and re-enacted to read:

"HCC 8.11.070 2 d. On the Homer Spit, licensees shall operate only in designated vendor parking area(s) from the base to the distal end (of the Homer Spit).

CITY OF HOMER


Wayne L. Kessler, Mayor

ATTEST:


Kathleen Herold, City Clerk

Approved as to form and content:


A. Robert Hahn, City Attorney

First Reading: December 10, 1984
Public Hearing: January 14, 1985
Second Reading: January 28, 1985
Effective Date: January 29, 1985

KFH 12/3/94