

CITY OF HOMER
HOMER, ALASKA

ORDINANCE 90-35(S)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, AMENDING TITLE 21, ZONING AND PLANNING, OF THE HOMER CITY CODE RELATING TO ITINERANT MERCHANTS AND MOBILE FOOD SERVICES

WHEREAS, the Homer Advisory Planning Commission recommends that the Homer City Code, Title 21, Zoning and Planning, be amended to provide for itinerant merchants and mobile food services; and,

WHEREAS, the Homer Advisory Planning Commission, at their August 22, 1990 regular meeting, requested that a definition pertinent to itinerant merchants be added to Chapter 21.32 of the Homer Zoning and Planning Code; and,

WHEREAS, it is necessary to add a definition pertinent to temporary businesses to Chapter 21.32 of the Homer Zoning and Planning Code; and,

WHEREAS, the Homer Advisory Planning Commission requested that itinerant merchants and mobile food services be added as a permitted use in the Central Business District, General Commercial I, General Commercial II, Marine Commercial and Marine Industrial zoning districts; and,

WHEREAS, a public hearing was held on the proposed amendments on August 22, 1990 before the Homer Advisory Planning Commission, as required by law:

NOW THEREFORE THE CITY OF HOMER ORDAINS:

Section 1. Section 21.32.248 is hereby added to read:

Itinerant Merchant. "Itinerant Merchant" means any person, firm or corporation, whether as owner, agent, consignee or employee, whether a resident of the City or not, who engages in a temporary business of selling and delivering goods, and/or services, wares and merchandise with the City, and who, infurtherance of such purpose, peddles from door to door or hires, leases, uses or occupies any building, structure, motor vehicle, tent, railroad car, boat, any room in a hotel, lodging house, apartment, shop or any street, alley or other place within the City, for the exhibition and sale of such goods, wares and merchandise, and/or the performance of services, either privately or publicly.

Section 2. Section 21.32.513 is hereby added to read:

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

Section 3. Section 21.48.020(ff) is hereby added to read:

Mobile food services.

Section 4. Section 21.48.020(gg) is hereby added to read:

Itinerant Merchants, provided all activities shall be limited to uses permitted outright under this zoning district.

Section 5. Section 21.49.020(36) is hereby added to read:

Mobile food services.

Section 6. Section 21.49.020(37) is hereby added to read:

Itinerant Merchants, provided all activities shall be limited to uses permitted outright under this zoning district.

Section 7. Section 21.50.020(w) is hereby added to read:

Mobile food services.

Section 8. Section 21.50.020(x) is hereby added to read:

Itinerant Merchants, provided all activities shall be limited to uses permitted outright under this zoning district.

Section 9. Section 21.52.020(h) is hereby added to read:

Mobile food services.

Section 10. Section 21.52.020(i) is hereby added to read:

Itinerant Merchants, provided all activities shall be limited to uses permitted outright under this zoning district.

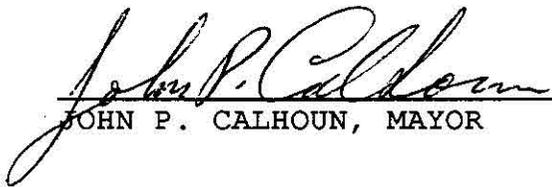
Section 11. Section 21.53.020(n) is hereby added to read:

Mobile food services.

Section 12. Section 21.53.020(o) is hereby added to read:

Itinerant Merchants, provided all activities shall be limited to uses permitted outright under this zoning district.

DATED THIS *8th* DAY OF *October* 1990.



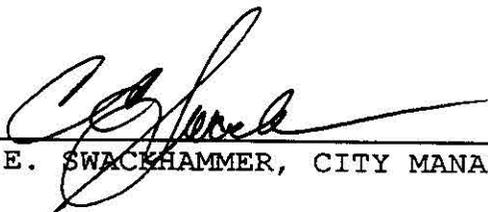
JOHN P. CALHOUN, MAYOR

ATTEST:



MARY SHANNON, CITY CLERK

APPROVED AS TO FORM AND CONTENT:



C.E. SWACKHAMMER, CITY MANAGER



GORDON J. TANS, CITY ATTORNEY

FIRST READING: *09/10/90*
PUBLIC HEARING *09/24/90*
SECOND READING: *10/08/90*
EFFECTIVE DATE: *10/09/90*