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pending

CITY OF HOMER  
HOMER, ALASKA

ORDINANCE 91-16

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HOMER, ALASKA, AMENDING HOMER CITY CODE, TITLE 21, ZONING AND PLANNING, CHAPTER 21.32, DEFINITIONS, CHAPTER 21.44 RURAL RESIDENTIAL, CHAPTER 21.45, URBAN RESIDENTIAL, CHAPTER 21.47, RESIDENTIAL OFFICE, CHAPTER 21.48, CENTRAL BUSINESS DISTRICT, CHAPTER 21.50, GENERAL COMMERCIAL 2, CHAPTER 21.52, MARINE COMMERCIAL AND CHAPTER 21.53, MARINE INDUSTRIAL TO ALLOW OPEN-AIR MARKETS

WHEREAS, The Homer Advisory Planning Commission requested that Homer City Code, Title 21, Zoning, be amended to allow open-air markets; and,

WHEREAS, the Homer Advisory Planning Commission held a public hearing on the matter on May 8, 1991, as required by Homer City Code, Section 21.70.020.

NOW, THEREFORE, THE CITY OF HOMER ORDAINS:

Section 1. Section 21.32.362 be added to read as follows:

21.32.362 Open-air markets "Open-air markets" means a building or open area in which stalls or sales areas are set aside, and rented or otherwise provided, and which are intended for use by various unrelated individuals to sell articles that are either homemade, homegrown, handcrafted, old, obsolete, used, secondhand, or antique and including the selling of goods at retail by businesses or individuals who are generally engaged in retail trade. Sellers must comply with all applicable local, borough, state and federal regulations.

Section 2. Section 21.44.030 (r) be added to read as follows:

r. Open-air markets, provided that if the use is to be permanent or seasonal, a site plan is required.

Section 3. Section 21.45.030 (o) be added to read as follows:

o. Open-air markets, provided that if the use is to be permanent or seasonal, a site plan is required.

Section 4. Section 21.47.030 (i) be added to read as follows:

i. Open-air markets, provided that if the use is to be permanent or seasonal, a site plan is required.

Section 5. Section 21.48.020 (hh) be added to read as follows:

hh. Open-air markets, provided all activities shall be limited to uses permitted outright under this zoning district, and that if the use is to be permanent or seasonal, a site plan is required.

Section 6. Section 21.50.020 (y) be added to read as follows:

y. Open-air markets, provided all activities shall be limited to uses permitted outright under this zoning district, and that if the use is to be permanent or seasonal, a site plan is required.

Section 7. Section 21.52.020 (k) be added to read as follows:

k. Open-air markets, provided all activities shall be limited to uses permitted outright under this zoning district, and that if the use is to be permanent or seasonal, a site plan is required.

Section 8. Section 21.53.020 (p) be added to read as follows:

p. Open-air markets, provided all activities shall be limited to uses permitted outright under this zoning district, and that if the use is to be permanent or seasonal, a site plan is required.

DATED THIS

DAY OF

1991.

CITY OF HOMER

ATTEST:

HARRY GREGOIRE, MAYOR

MARY L. SHANNON, CITY CLERK

**AYES:**  
**NOES:**  
**ABSTAIN:**  
**ABSENT:**

**First Reading:**  
**Public Hearing:**  
**Second Reading:**  
**Effective Date:**

**City Seal**

**Approved as to form and content:**

C.E. Swackhammer, City Manager

Gordon J. Tans, City Attorney

Date: \_\_\_\_\_

Date: \_\_\_\_\_