

**CITY OF STANWOOD
Stanwood, Washington**

ORDINANCE 1341

AN ORDINANCE OF THE CITY OF STANWOOD, WASHINGTON, AMENDING STANWOOD MUNICIPAL CODE SECTION 5.08.080 (6) TO INCLUDE A PROVISION TO ALLOW VENDORS IN PARKS WITH AN APPROVED USE PERMIT; ESTABLISHING AN EFFECTIVE DATE; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the City may allow vendors to sell concessions at parks; and

WHEREAS, vendors shall obtain a special event permit or use permit; and

WHEREAS, the City Council adopted park fees and guidelines by Resolution 2013-3 on February 28, 2013; and

WHEREAS, adopted park fees and guidelines allows the sale of concessions by vendors; and

WHEREAS, the City Council has the authority to establish rules.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF STANWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. SMC section 5.05.080 entitled "Temporary merchant/vendor general requirements" is amended to read as follows:

5.08.080 Temporary merchant/vendor general requirements.

Any person seeking a vendor's license as defined in SMC 5.08.010 and 5.08.020 shall comply with the following requirements:

- (1) All advertising shall be on the unit and will not be allowed on the street or sidewalk.
- (2) The site must be kept clean and orderly at all times and the vendor must provide a refuse container if their merchandise generates refuse.
- (3) The city reserves the right to limit the number of sites allowed in any given area.
- (4) If located on a sidewalk, a minimum usable and unimpaired sidewalk clearance of five feet shall be maintained by any street vendor.
- (5) If a temporary merchant vendor is located on a street, the operation shall be oriented to the pedestrians on the sidewalk and not the vehicular traffic, if such exposure would interfere with the traffic flow.
- (6) Vendors are prohibited in parks unless approved as part of a special event permit or as allowed in SMC Chapter 17. Zoning.

(7) Vendors are prohibited within the SR-532 right-of-way.

(8) Vendors shall comply with all parking requirements as listed in Chapter 17.105 SMC.

(9) Vendors shall comply with all city, county, state and federal regulations regarding food handling.

(10) Temporary merchants and vendors shall comply with all applicable requirements of SMC Title 17, Zoning. (Ord. 1313 § 2, 2012; Ord. 932, 1996. Formerly 5.08.090).

Section 2. Severability. If any section, sentence, clause, or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

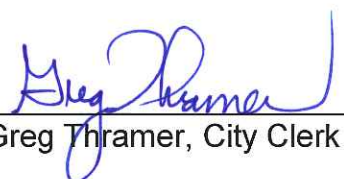
Section 3. Effective Date. This Ordinance shall take effect five days after its publication by summary.

PASSED by the City Council and APPROVED by the Mayor this 11th day of April, 2013.

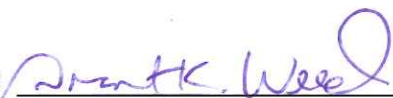
CITY OF STANWOOD

By: 
Dianne White, Mayor

ATTEST:

By: 
Greg Thramer, City Clerk

APPROVED AS TO FORM:

By: 
Grant K. Weed, City Attorney

Date of Publication: 4-17-2013

Effective Date: 4-22-2013