

ORDINANCE NO. 10-1458

AN ORDINANCE OF THE CITY OF CARSON, CALIFORNIA, AMENDING CHAPTER 1, SECTION 4118.4, AND CHAPTER 3, SECTIONS 6303, 63143.1 AND 6339 OF THE CARSON MUNICIPAL CODE EXEMPTING FARMERS AT CERTIFIED FARMERS' MARKETS FROM CITY LICENSE AND PERMIT REQUIREMENTS AND STATING THE SITE, OPERATIONAL AND OTHER REQUIREMENTS FOR SUCH EXEMPTION

WHEREAS, the city of Carson currently allows the operation of a Certified Farmers' Market on private property at the Carson SouthBay Pavilion located at 20700 Avalon Blvd., Carson, California; and

WHEREAS, the certified farmers operating as vendors within the Certified Farmers' Market provide organic and fresh fruit, vegetable and other food items for sale to the general public on a seasonal, temporary, intermittent, non-permanent basis; and

WHEREAS, the City Council recognizes that the sale of such items by certified farmers operating as vendors stationed within a Certified Farmers' Market is beneficial to the health and well-being of the residents of the city of Carson, and promotes economic growth; and

WHEREAS, the City Council has determined that vendors operating as California Department of Agriculture certified farmers within the Certified Farmers' Market at the SouthBay Pavilion, or other Certified Farmers' Markets properly licensed and permitted in the city of Carson should be exempt from having to obtain a business license from the city of Carson for such seasonal, intermittent and/or temporary use and sales;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Amendment to Section 4118.4 of the Carson Municipal Code. Section 4118.4 of the Carson Municipal Code, entitled "Vending of Merchandise on Public Property, Stadiums, Athletic Fields, Community Centers or Abandoned Property – Exclusions.," is hereby amended to add section (4) and to read in its entirety as follows:

The provisions of CMC 4118.3 shall not apply to:

- (1) Any person delivering any goods where such goods have been ordered in advance for such delivery from any business located at a permanent location and which goods are being delivered from such location to the customer regardless of the point of sale thereof; or
- (2) Any charitable or religious solicitation which meets all requirements of CMC 6339; or
- (3) Any person selling or offering to sell any merchandise upon public property if such sale is pursuant to agreement with the city or the prior