

ORDINANCE 694

CITY OF LACEY

AN ORDINANCE RELATING TO THE REGISTRATION OF ORGANIZATIONS ESTABLISHED TO ALLOW THE SALE BY GROWERS AND HANDCRAFTERS OF HOMEGROWN AND PRODUCED GOODS AND AMENDING SECTION 5.12.010 OF THE LACEY MUNICIPAL CODE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LACEY, WASHINGTON, as follows:

Section 1. Section 5.12.010 of the Lacey Municipal Code is hereby amended to read as follows:

"A. Whenever the word 'business' is used herein, it applies to any person, firm or corporation which operates any store or place for the sale of goods, services, wares or merchandise at retail or at wholesale, within the corporate limits of the city, on a temporary or permanent basis. Each such store or place shall be considered a separate business even though more than one such store or place is owned by the same person, firm or corporation. 'Business,' as used solely in this chapter, shall not apply to the temporary sale activities of nonprofit, religious, educational or charitable organizations where such activities are incidental or customary to the charitable, educational or religious purpose of the organization and such organization has notified the ~~director-of-administrative-services~~ city in writing of the dates upon which the activities will be conducted, nor shall "business," as used solely in this chapter, apply to the temporary sale activities of other persons, firms or corporations conducted on premises or in facilities furnished by a person, firm or corporation holding a master business registration certificate for temporary

sales pursuant to Section 5.12.015 nor to the sales activities of persons, firms, or corporations conducted on premises or in facilities furnished by a person, firm, or corporation holding a business registration certificate for a 'farmers' market'. 'Temporary,' as used solely in this chapter, shall be any business operated for thirty consecutive days or less within the corporate limits of the city or which may be located in a mobile unit. 'Farmers' market,' as used solely in this chapter, shall mean an organization of local growers and hand-crafters formed for the purpose of selling goods grown or made by said members where the normal requirement for participation is that those members selling have either grown or crafted 75 percent of their product.

"B. Any proposed new business and any business which changes its state tax number or moves its location, shall make application for registration to the ~~director-of-administrative-services~~ city. Such application shall be accompanied by the fee established by resolution of the city council, provided, however, that until such time as the council passes a resolution establishing the fee for a 'farmers' market', the annual application fee for such organization shall be \$60.00. The ~~director-of-administrative-services-shall-refer-the~~ application ~~to~~ shall be reviewed by the building official who shall check the zoning of the proposed business location and refer the application to the fire chief for inspection of the premises prior to issuing the business registration certificate. In addition, ~~the-director-of-administrative services-shall-refer-the-application-to~~ the police department ~~for-a~~ shall review ~~of~~ the type of business proposed and the products to be sold in


order to prevent the potential sale of stolen goods or the practice of fraud upon the public, in addition to reviewing the location of the business for the prevention of a safety hazard to the public. In addition, all applicants for businesses dealing in food services shall provide a copy of the certificate issued by the county health department prior to the business registration certificate being issued. The city shall notify the applicant of the results of investigations and fire inspection within ten working days after the application is submitted. If the proposed business location is in compliance with the city's zoning and fire safety requirements, if the health certificate, when appropriate, has been furnished, and if the police department finds that a public safety hazard will not be created by the business and there shall not be a likelihood of stolen property being sold by the business or fraud upon the public being perpetrated, or if the city fails to notify the applicant of the results of the investigation and inspection within ten working days after the application is submitted, a business registration certificate shall be issued to the applicant.

"C. A registration certificate will be valid for the calendar year for which the certificate is issued. The city shall issue a new registration certificate for each calendar year during which the business continues to operate after the initial calendar year in which the business is registered."


PASSED BY THE CITY COUNCIL OF THE CITY OF LACEY,

WASHINGTON this 23<sup>rd</sup> day of February, 1984.

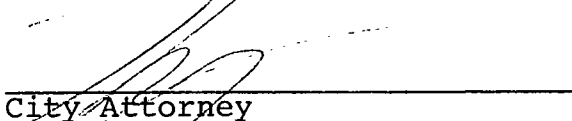
CITY COUNCIL

By   
Mayor

Attest:

  
City Clerk

Approved as to Form:

  
City Attorney

PASSED: 2-23-84

PUBLISHED: 2-23-84