



AGENDA MEMORANDUM

First Reading for the City Council Meeting of October 9, 2018
Second Reading for the City Council Meeting of October 16, 2018

DATE: September 18, 2018

TO: Keith Selman, Interim City Manager

FROM: Nina Nixon-Méndez, FAICP, Director
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Ordinance amending Chapter 38 of the Corpus Christi Code to exempt flea markets and farmers markets from vendor permitting

CAPTION:

Ordinance amending Chapter 38 of the Corpus Christi Code to exempt flea markets and farmers markets from vendor permitting; and providing for penalty.

PURPOSE:

The purpose of this item is to exempt flea markets and farmers market vendors from the requirement to obtain a City vendor permit when operating at a designated outdoor location used primarily for the distribution and sale directly to consumers for produce by farmers or other producers, or for the sale or bartering of goods, excluding mobile food vendors.

BACKGROUND AND FINDINGS:

Existing ordinance language requires any person who engages in the business of selling, offering for sale, renting or offering for rent and delivering from stock at or near the time of sale or rental any goods or services from any vehicle, cart, stand, or other equipment or device or from his person, from, in or upon any public street, alley, sidewalk, park, beach or any other public way or premises or from, in or upon any private premises; and outside a permanent, established structure to obtain a vendor permit.

Vendors operating at flea markets and farmers markets conducted in designated outdoor locations with the permission of the property owner, excluding mobile food vendors, do not pose a threat to the safety, health or welfare of the public. Therefore, no City vendor permit should be required. Flea markets and farmers markets are already regulated through building codes, zoning, and certificates of occupancy. A flea market or farmers market should not necessitate a vendor permit because the consumer is seeking the services on site as opposed to going door to door or to a public area.

ALTERNATIVES:

Denial or alteration of the proposed amendment.

OTHER CONSIDERATIONS:

None

CONFORMITY TO CITY POLICY:

The proposed amendment conforms to City policy.

EMERGENCY / NON-EMERGENCY:

Non-Emergency

DEPARTMENTAL CLEARANCES:

Legal

FINANCIAL IMPACT:

☐ Operating ☒ Revenue ☐ Capital ☐ Not applicable

Fiscal Year: 2018-2019	Current Year	Future Years	TOTALS
Line Item Budget			
Encumbered / Expended Amount			
This item			
BALANCE			

Fund(s):

Comments: None

RECOMMENDATION:

Staff recommends approval of the amendment.

LIST OF SUPPORTING DOCUMENTS:

Ordinance
Presentation