

**CITY OF CRESCENT CITY  
PLANNING & ZONING COMMISSION  
WORKSHOP**

**MINUTES  
APRIL 14, 2009**

**DIGITAL # 09-09**

**CITY HALL 6:00 P.M.**

**MEMBERS PRESENT** -Joan Hagedorn- Chairperson, Barbara Fisher, Veronica Glover. Alternate  
– Ted Carmichael. Absent- Lenny Valentine & Ron West

**OTHERS PRESENT** - Patrick Kennedy –City Manager/Planning & Zoning Director

**MINUTES** - Motion made by Barbara Fisher to accept the minutes of the Regular Planning & Zoning Meeting of January 13, 2009 with the correction of “band” to “ban” under #1 Temporary Uses. Veronica Glover second. Roll Call vote, all ayes.

**OLD BUSINESS:**

NONE AT THIS TIME

**WORKSHOP**

**Land Use Code Revision Workshop – Peddlers and Temporary Uses**

Mr. Kennedy presented the attached in form of a Memorandum, suggesting this areas as one the Commission might wish to review at this time. Some of the Code provisions pertinent to items 1 through 5 below were attached to Staff’s memorandum with some proposed edits in underline and ~~overstrike~~ text.

After discussions amongst the Commission the following was determined to be the areas needed clarification and/or correction allowing Staff the ability to manage the issues.

**PEDDLERS LICENSE**

Mr. Kennedy reviewed the additions and deletions to the definition of Peddler allow for a clarification of what a Peddler is and specifying what types of sales this are will encompass, i.e. ice cream trucks, mobile car washing services, door to door sales of goods or services of any kind. This does not allow for sales from one spot or location. Mr. Kennedy expressed with the additions and correction we will be able to distinguish the definition of Peddler and/or Temporary Sale because of the clarification.

A PEDDLER will be defined as a mobile, i.e. Ice Cream Truck, and a Solicitor will be defined as door to door type business, i.e. Avon. A Business Tax Receipt (Occupational License) will still be required at a cost of \$200.00 per year. The County requires one as well.

Mr. Kennedy expressed the one major difference was the addition of OPEN-AIR MARKETPLACES. Essentially a Farmers Market, but this would require a Conditional Use Permit as stated in our Codes now.

The Commission expressed concern about the verbiage and if it was clear enough if someone wanted to sell antique tractors would not be allowed. Mr. Kennedy stated yes.

Concerns were pointed out that have to do with Selling food and what if any additional requirements are needed. Mr. Kennedy pointed out that the Health Department has requirement where this type of vending is concerned but under the Code as it written now it is prohibited. It is prohibited because it is not allowed.

Under Temporary Sales this type of vending could be allowed with specification. Charitable, Fund Raiser Not-for-Profit Festival operated by local organization in Crescent City. Our Code does not allow any other type of food vending.

Questions were raised to the need for food vending in our town with restrictions such as someone wanting to sell Barbeque, fish sandwich, shrimp, etc. It was felt that we were hurting our economy and local residents who may need to find ways to have an income. They are a addition to our communities and a positive venue. An example that was used Mr. Howard Gresham – Mr. Kennedy pointed out the he was not legal and was shut down by the County he than applied and was granted a Conditional Use and it was rezoned thus allowing him to sell his ribs.

After a number of concerns were expressed and the interest to pursue this type of Vending Mr. Kennedy was asked to look into the matter further and what the requirements are in other municipalities and the Commission agreed to research further information for vendors they might visit in other counties.

A few of the concerns are with traffic flow, facilities, health issues, and sanitation. Concerns of not paying property taxes should not enter into the picture as this is not a ligament complaint. Mobile Units have a complete set of problems and issues that need to be reviewed and attention paid to.

A request was made to visit with Mobile Vendors in other cities in our vicinity and learn the Code requirements. The issue of Peddlers Licenses was tabled until further information can be researched.

Mr. Kennedy advised the Commission he would address their comments and concerns and present revisions for their approval at the next Workshop

There being no further business at this time the meeting was adjourned at 7:10 p.m.