

ORDINANCE NO. 1596

(AN ORDINANCE AMENDING SECTION 5.07.010 AND SECTION 5.07.020 OF THE HOOD RIVER MUNICIPAL CODE RELATING TO TRANSIENT MERCHANT LICENSES.)

THE CITY OF HOOD RIVER ORDAINS AS FOLLOWS:

Section 1. Subparagraph C. is hereby added to Hood River Municipal Code Section 5.07.010 as follows:

C. Festival means an event which continues for no more than three (3) days at one location within the city and operates under the auspices of and subject to the supervision and direction of a single person or organization.

Section 2. Section 5.07.020 of the Hood River Municipal Code is amended to read as follows:

5.07.020 License Required - Fee. No person shall act as a transient merchant without first having obtained a license from the city recorder. On submission of an application for a transient merchant license, the applicant shall pay a non refundable investigation fee of \$20.00, or such other sum as may hereafter be set by resolution of the city council. However, no license shall be required of a person selling goods or merchandise for purely nonprofit purposes for charitable, educational or religious benefit.

Section 3. Section 5.07.040 of the Hood River Municipal Code is amended to read as follows:

5.07.040 Exception to License Requirement. A license shall not be required of a transient merchant subject to 5.07.020 who sells goods or merchandise at a festival sponsored by a nonprofit organization provided that the sponsoring nonprofit organization provides the name, address, and telephone number of each transient merchant subject to the provisions of 5.07.020 who sells goods or merchandise at the festival at least ten (10) days prior to the first day of the festival and further provided that the sponsoring nonprofit organization pays a festival fee as set forth in Section 5.07.050.

Section 4. Section 5.07.050 is hereby added to the Hood River Municipal Code as follows:

5.07.050 Festival Fee. A nonprofit organization which sponsors a festival shall pay a festival fee based upon the

extent of city services and/or staff time to be utilized as a result of the occurrence of the festival. The city administrator shall determine the amount of the festival fee which shall be communicated to the organization sponsoring the festival within three (3) working days of the date the list of transient merchants as required by Section 5.07.040 is communicated to the city. The festival fee shall not exceed \$40.00 for a festival which is comprised of less than ten (10) transient merchants subject to Section 5.07.020; \$70.00 for a festival which is comprised of less than twenty (20) transient merchants subject to Section 5.07.020; \$125.00 for a festival which is comprised of less than forty (40) transient merchants subject to Section 5.07.020; \$250.00 for a festival which is comprised of more than (40) transient merchants subject to Section 5.07.020.

Section 5. Section 5.07.060 is hereby added to the Hood River Municipal Code as follows:

5.07.060 Penalty. Any person who violates or causes a violation of any provision of this chapter shall be subject to punishment as prescribed in Chapter 1.12 of the Hood River Municipal Code.

Read for the first time: April 25, 1988.

Read for the second time: May 2, 1988.

9th PASSED by the Council of the City of Hood River this day of May, 1988.

Shirley L. Smith
City Recorder

9th APPROVED by the Mayor of the City of Hood River this day of May, 1988.

Michael Maurer
A. Michael Maurer, Mayor