

ORD 25-02

LMC 5.18

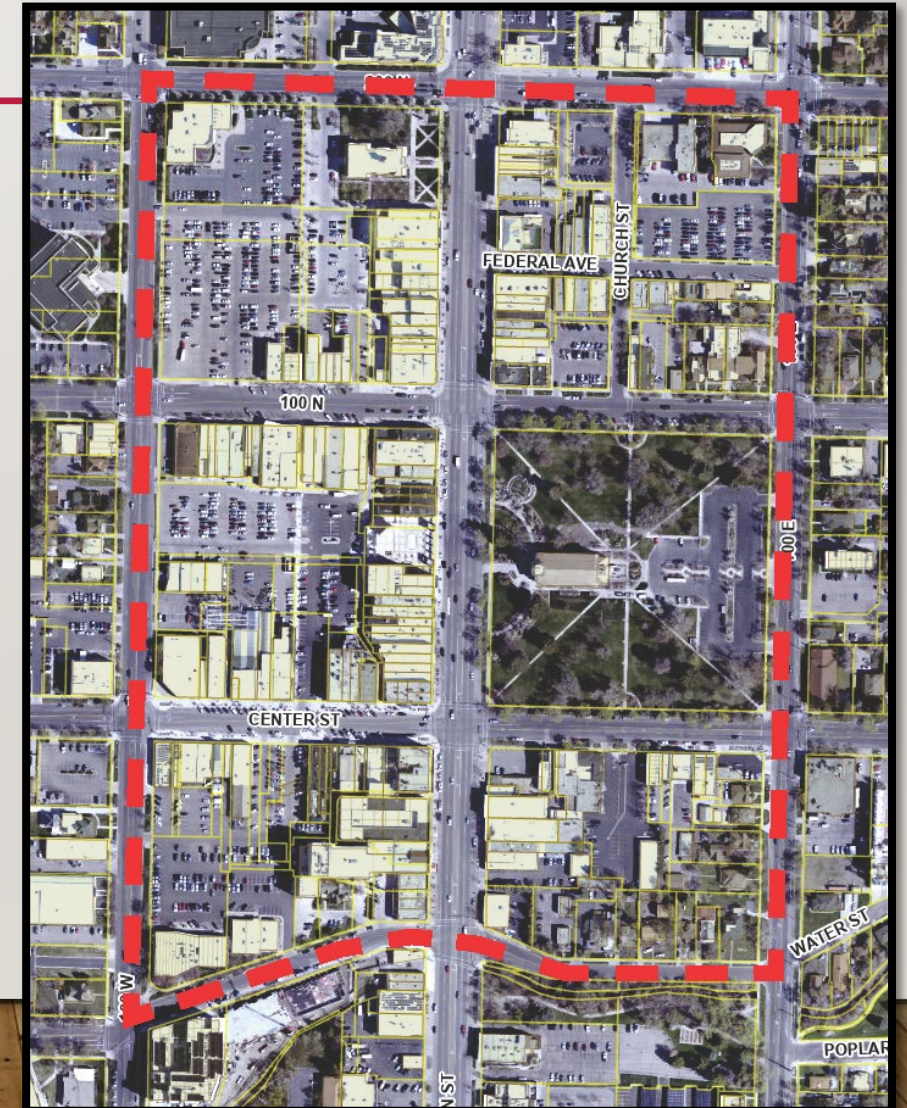
ITINERANT OR TRANSIENT MERCHANTS
AMENDMENT



ITINERANT OR TRANSIENT MERCHANTS AMENDMENT

- **Origins of Proposed Amendment**

- Itinerant Merchants are only permitted to operate within the historic downtown area (Between 200 N to 100 S and 100 E and 100 W) with written mayoral approval.
- This is the only instance staff could find where a Business Licensing requires mayoral approval.
- Mayoral approval was given to Wong's Dumplings for the 2024 season
- Direction to staff at the time was to bring an amendment to Council to consider removing mayoral approval for a license.



ITINERANT OR TRANSIENT MERCHANTS AMENDMENT

- **Code History**

- Pre 2017
 - Itinerant Merchants were prohibited in the historic downtown area
- ORD 17-10 in 2017
 - Amended the code to permit Itinerant Merchants with mayoral approval
 - Current Code – 5.18.050.F

F. Unless otherwise approved by the Mayor in writing, an itinerant or transient merchant proposing to operate on private property shall only be permitted in the Airport, Commercial, Commercial Services, Gateway, Industrial, Mixed Use or Town Center Zoning Districts as per the Logan Land Development Code and according to the following:

1. Itinerant or transient merchants are not permitted within the historic downtown area (200 North to 100 South and 100 East to 100 West) unless associated with a special event licensed by Logan City; and
2. An itinerant or transient merchant shall not be located on vacant or undeveloped property. (Ord. 17-10, 2017)

ITINERANT OR TRANSIENT MERCHANTS AMENDMENT

- **Proposed Amendment**

- Remove mayoral approval
- Remove restriction on Itinerant Merchants operating in the historic downtown area

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- **Staff Recommendation**

- Current regulations limit the available locations in the restricted area that would permit an Itinerant Merchant
 - Land Development Code states that 95% of parking must be maintained (§17.31.120.C.4)
 - Few privately owned parking lots that could accommodate the use
- Mobile food vendors are already permitted to operate in the area and have had little impact
- Itinerant merchants can currently operate just north and south of the restriction area
- Licenses are temporary in nature (180 days), so Council would have an opportunity to evaluate and make changes based on impacts

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- **Alternatives**

- Alternative 1 - Remove Mayoral approval but keep the historic downtown area restriction
 - Removes the mayoral approval from the licensing process
 - Would require businesses like Wong's Dumplings to find an alternative location
 - Aligns with the pre-2017 code

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1. Itinerant or transient merchants are not permitted within the historic downtown area (200 North to 100 South and 100 East to 100 West) unless associated with a special event licensed by Logan City; and
2. An itinerant or transient merchant shall not be located on vacant or undeveloped property. (Ord. 17-10, 2017)

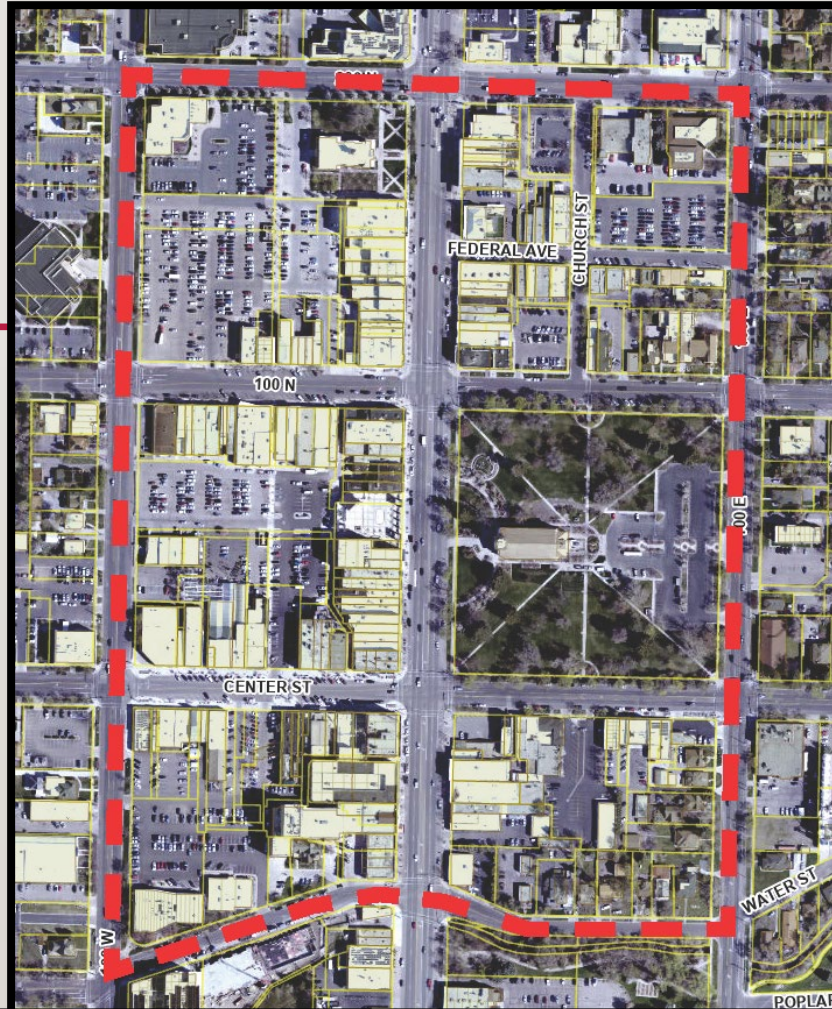
ITINERANT OR TRANSIENT MERCHANTS AMENDMENT

- Alternatives

- Alternative 2 – Add new restrictions that limit the type, size, scale of itinerant merchants in the historic downtown area
 - Would prioritize more compatible itinerant merchants downtown
 - May not be necessary considering the current restraints on finding a permissible location in the area

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1. Itinerant or transient merchants, ~~other than an itinerant food vendor~~, are not permitted within the historic downtown area (200 North to 100 South and 100 East to 100 West) unless associated with a special event licensed by Logan City. ~~Itinerant food vendors in the historic downtown area shall not exceed 200 sf. If located in a parking lot, the itinerant food vendor shall not take up more than one parking stall. Minimum parking required for the primary use shall be maintained during business hours;~~ and
2. An itinerant or transient merchant shall not be located on vacant or undeveloped property. (Ord. 17-10, 2017)



F. ~~Unless otherwise approved by the Mayor in writing, a~~n itinerant or transient merchant proposing to operate on private property shall only be permitted in the Airport, Commercial, Commercial Services, Gateway, Industrial, Mixed Use or Town Center Zoning Districts as per the Logan Land Development Code and according to the following:

~~1. Itinerant or transient merchants are not permitted within the historic downtown area (200 North to 100 South and 100 East to 100 West) unless associated with a special event licensed by Logan City; and~~