

Agenda

Shady Cove Planning Commission Meeting
Thursday, December 14, 2023
6:00 PM

<https://zoom.us/j/98286466248?pwd=NTdXeElyVVM3YlFCbkE2MWVVRKy9HUT09>

Meeting ID: 982 8646 6248

Passcode: 588303

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+12532158782,,98286466248#,,,,*588303# US (Tacoma)

I. Call to Order

A. Roll call.

B. Announcements by Presiding Officer.

1. This meeting is being digitally recorded.
2. The next regularly scheduled meeting of the Planning Commission will be held on December 28, 2023, at 6:00 PM both in Council Chambers and via Zoom.
3. The meeting date is subject to change.

II. Old Business

A. Discussion – Chapter 111: Transient Merchants, Itinerant Merchants, Temporary Vendors (pgs 2-4)

III. New Business

None

IV. Department Reports

A. Planning Technician Report

V. Public Comment

VI. Commissioner Comments

VII. Adjournment

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Planning Department at (541) 878-2225. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.102-35.104 ADA Title II).

CHAPTER 111: TRANSIENT MERCHANTS, ITINERANT MERCHANTS, TEMPORARY VENDORS

Section

- 111.01 Short title
- 111.02 Definitions
- 111.03 Temporary vendors
- 111.04 Exceptions

111.99 Penalty

§ 111.01 SHORT TITLE.

This chapter will be known as the "Temporary Vendor Ordinance".

(Ord. 201, passed 5-2-2002)

§ 111.02 DEFINITIONS.

For the purpose of this chapter, the following definitions apply unless the context clearly indicates or requires a different meaning.

MOBILE, TRANSIENT OR TEMPORARY VENDOR. Any vendor who can roll, tow or drive the business off of the site at the close of business each day.

PERMANENT BUSINESS. Any business that does not meet the criteria in the definition of "mobile, transient or temporary vendor" above.

(Ord. 201, passed 5-2-2002)

§ 111.03 TEMPORARY VENDORS.

Where permitted, a temporary unit shall meet the following standards.

- (A) Temporary units shall be permitted only in commercial zones.
- (B) The temporary unit shall meet all other development requirements of the General Commercial Zone.
- (C) Applicant(s) shall submit a site plan with temporary unit dimensions and location shown in detail.

(D) The exterior length and width dimensions of the temporary unit, when multiplied, shall enclose no more than 128 square feet.

(E) The temporary unit shall be located no closer than 100 feet from another unit.

(F) The temporary unit shall be located on an improved surface (i.e., asphalt or concrete).

(G) If the temporary unit is located on, or adjacent to, a public or private walkway, the minimum remaining unobstructed walkway width shall be six feet.

(H) (1) A minimum of three paved off-street parking spaces shall be provided in conjunction with the use.

(2) Spaces shall be in addition to the minimum number required for any existing use on the property.

(I) A trash receptacle shall be located within ten feet of the temporary unit.

(J) If the temporary unit is located on property not owned by the applicant, written consent from the property owner shall be provided.

(K) Paving of property in order to accommodate temporary units is considered to be development of that property and shall require a site development plan application and associated SDC fee requirements.

(L) A city business license is required. If the use is for a single day, weekend or special event, a day permit shall be obtained.

(M) Temporary food units shall provide evidence of compliance with Health Department standards.

(N) All food shall be in ready-to-eat condition when sold.

(O) A temporary unit that remains in constant use on the same site or tax lot will be considered permanent. The units may not be replaced with another temporary use without full compliance with this chapter.

(P) Any deviance from the above standards shall require application for a conditional use permit.

(Q) Hours of operation are daylight only.

(R) The mobile unit must be rolled, towed or driven off the site at the close of business each day.

(Ord. 201, passed 5-2-2002) Penalty, see § 111.99

§ 111.04 EXCEPTIONS.

(A) A mobile vendor at a special event is not required to meet the criteria as long as it remains in a designated location during the special event.

(B) Flea markets/yard sales are allowed in a commercial or public zone if the flea market/yard sale is conducted by the property owner or business owner. The sales are limited to a maximum of two days in any 90-day period.

(C) City-wide yard sale.

(Ord. 201, passed 5-2-2002)

§ 111.99 PENALTY.

(A) Operation by a temporary vendor, without compliance with any portion of this chapter, may, upon conviction in the Municipal Court for the city, be punished by a fine of not more than \$250.

(B) Every full day during which any business activity continues, without full compliance of this chapter, shall be deemed a separate offense.

(Ord. 201, passed 5-2-2002)

11/13/23 Through 12/08/23 Planning and Building Activities

YEAR Permit No.	DATE	NAME	BUILDING PERMITS TYPE	ADDRESS	MAP	TAX LOT
23-32	11/15/23	Logston Family Trust	Bedroom/Dining Addition	421 Rogue Air Dr	16	1804
23-33	11/29/23	City of Shady Cove	Sign Permit	22451 Hwy 62	10CD	2000

PLANNING APPLICATIONS

Paid	Property Action Log	Name	Address	Comments due back	Staff report due back	Section/TL
12/1/2023	VAR 23-02	Jane Ellis	112 Orchard Lane			16DC 1716

FLOODPLAIN CLEARANCE FOR PERMIT

11/7/2023	FPA 23-04	Lee / Wahl	175/161 Edgewood Park	Riparian Permit		21AA 2000/2200
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