



ORDINANCE NO. 6035

AN ORDINANCE AMENDING ALBANY MUNICIPAL CODE (AMC) CHAPTER 5.10.020 LICENSE-REQUIRED AND CHAPTER 5.10.050 LICENSE-ISSUANCE- INVESTIGATION, FOR TRANSIENT MERCHANT LICENSES

WHEREAS, the City of Albany is amending AMC Chapters 5.10.020 License-Required, and 5.10.050(1) License- Issuance-Investigation; and

WHEREAS, processes have changed since the AMC was enacted and the number of transient merchant license applicants for businesses operating 30 days or less does not cover the costs associated with administering and enforcing the permit; and

WHEREAS, eliminating the transient merchant license for businesses operating 30 days or less will be efficient and save City resources; and

WHEREAS, beginning February 1, 2028, transient merchant licenses for businesses operating 30 days or less will no longer be issued;

NOW, THEREFORE, THE PEOPLE OF THE CITY OF ALBANY DO ORDAIN AS FOLLOWS:

Amending AMC Title 5 License- Issuance. AMC Chapter 5.10.020 License- Required, is hereby amended to:

5.10.020 License — Required.

~~It is unlawful for a transient merchant, itinerant merchant, or itinerant vendor, as defined in AMC 5.10.010, to engage in such business within the City, without first obtaining a license therefor in compliance with provisions of this chapter. (Ord. 4313 § 1, 1979); and~~

Amending AMC Title 5 License- Issuance- Investigation. AMC Chapter 5.10.050 License-Issuance- Investigation is hereby amended to:

5.10.050 License – Issuance – Investigation.

Upon receipt of such application and payment by the applicant of a license fee, a license shall be issued by a designated City employee. The City shall keep a full record of all licenses issued. This license shall contain the name of the licensee, the date the same is issued, the nature of the business authorized to be carried on, the amount of the license fee paid, the expiration date of the license, the place where the business may be carried on under the license, and the name or names of the person or persons authorized to carry on the same.

~~(1) An application for a sale that will occur no longer than 30 days' duration in a calendar year will pay a license fee of \$50.00.~~

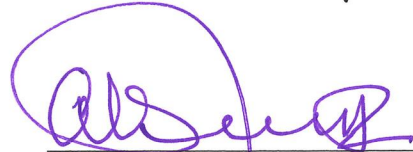
~~(1)~~ (2) An application for a business that will operate longer than 30 days and up to 120 days will be referred to the Community Development Department for site plan review in accordance with the Albany Development Code. The fee for the site plan review will be applicable planning fees. Site plan review approval shall be valid for up to three years subject to an annual license renewal fee of \$100.00 paid to the City upon a finding that there have been no changes in site usage or operations.

~~(2)~~ (3) A business operating for more than 120 days will be subject to all of the Development Code requirements for permanent businesses and shall not require a transient merchant license. (Ord. 5774 § 1, 2012; Ord. 5634 § 4, 2005; Ord. 5013 § 1, 1992; Ord. 4313 § 4, 1979).

Passed by the Council: January 24, 2024

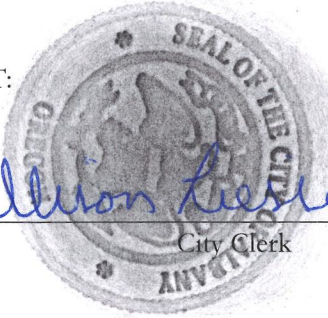
Approved by the Mayor: January 24, 2024

Effective Date: February 23, 2024



Mayor

ATTEST:


Allison Leslie
City Clerk