

ORDINANCE NO. 680 N.S.
 AN ORDINANCE OF THE CITY OF EL PASO DE ROBLES
 AMENDING ZONING CODE
 SECTION 21.23.071 OF THE PASO ROBLES MUNICIPAL CODE
 (CITY INITIATED/ REGARDING RUMMAGE, GARAGE, YARD SALES)

WHEREAS, the Section 21.23.071 (Uses requiring special regulatory provisions) establishes the requirements for rummage, garage, and yard sales; and

WHEREAS, the City has initiated a proposed Zoning Code Amendment to eliminate the requirement for a permit and payment of a permit fee for a rummage, garage, or yard sale; and

WHEREAS, elimination of said permit and permit fee would be of benefit to the public and the City, eliminating a current inconvenience to the public and saving the City the cost of processing these permits;

WHEREAS, at its meeting of September 26, 1994, the Planning Commission took the following actions regarding this ordinance:

- a. Considered the facts and analysis, as presented in the staff report prepared for this project;
- b. Conducted a public hearing to obtain public testimony on the proposed ordinance;
- c. Recommended that the City Council adopt an ordinance amending the Zoning Code, to eliminate a requirement for a permit and permit fee regarding rummage, garage or yard sales; and

WHEREAS, at its meeting of October 18, 1994, the City Council took the following actions regarding this ordinance:

- a. Considered the facts and analysis, as presented in the staff report prepared for this project;
- b. Considered the recommendation of the Planning Commission regarding this Zoning Code Amendment;
- c. Conducted a public hearing to obtain public testimony on the proposed ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of El Paso de Robles, California, that Rezone 90001 shall be subject to the following:

SECTION 1: The Zoning Code of the City of El Paso de Robles, Section 21.23.071 (Uses requiring special regulatory provisions), shall be amended to read as follows:

21.23.071 Uses requiring special regulatory provisions.

Because of the temporary nature and unique aspects of certain activities, special regulatory provisions are established for the following:

A. Rummage Sales. Rummage sales are expressly prohibited within the city limits, except when conducted by a charitable or nonprofit organization within a completely enclosed permanent building or structure, or when located on the site of an existing church, social hall, school, clubhouse, auditorium, recreation building, theater, or a location of similar nature.

B. Garage or Yard Sales. Garage or yard sales may be conducted at dwellings throughout the city; provided, that the merchandise which has been placed on sale is the result of the normal accumulation of used items acquired by a single family or group of families, and is not in any way connected with an established business; and provided further that the occupants of a dwelling shall be limited to a total of two (2) garage or yard sales per year, each having a duration of no more than two (2) consecutive days.

C. Signs. Signs advertising garage or yard sales shall not be posted on public property. Said signs must be removed within twenty-four (24) hours after the sale.

PASSED AND ADOPTED THIS 1st day of November, 1994, by the following roll call vote:

AYES: MARTIN, HEGGARTY, PICANCO, IVERSEN, MACKLIN
NOES: NONE
ABSENT: NONE

Walter J. Macklin
MAYOR WALT MACKLIN

ATTEST: Richard R. Ramirez
RICHARD R. RAMIREZ, CITY CLERK

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