

ORDINANCE NUMBER 1185

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS ADDING SECTION 5.04.130 TO THE MUNICIPAL CODE PROVIDING FOR CERTAIN EXEMPTIONS TO THE BUSINESS LICENSE REQUIREMENTS FOR CITY SPONSORED EVENTS

WHEREAS, pursuant to Section 5.04.010 of the Perris Municipal Code, it is unlawful for any person, whether as principal or agent, clerk or employee, corporate, or as an officer of any corporation, or otherwise, to commence or carry on any business, show, exhibition or game, in the city without first having procured a license from the city to do so; and

WHEREAS, the City of Perris desires to encourage participation by a variety of vendors in City sponsored limited duration special events, lasting three days or less, by providing an exemption to the requirement to obtain a business license as required by Perris Municipal Code 5.04.010; and

WHEREAS, this exemption is intended to apply solely to specific City of Perris limited duration special events delineated in this Ordinance or pursuant to this Ordinance; and

WHEREAS, all other requirements for persons and businesses to obtain licenses will continue to be in full force and effect; and

WHEREAS, City sponsored events have the potential to attract visitors to the City for the purpose of attending special events to make purchases that will benefit the City through sales tax revenue.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, DOES ORDAIN, AS FOLLOWS:

Section 1. Recitals. The City Council of the City of Perris finds that the above recitals are true and correct and are incorporated herein by reference.

Section 2. Amendment to Chapter 5.04 of the Perris Municipal Code. Section 5.04.130 is hereby added to Chapter 5.04 of the Municipal Code to read in its entirety as follows:

“5.04.130 Exemptions For City Sponsored Events.

- A. The requirements of Chapter 5 shall not apply to any participants or vendors (whether businesses or natural persons) in any of the following City sponsored events:
1. Annual Holiday Parade;
 2. Summer Concerts in the Park Series;

3. Rods n' Rails/Potato Festival;
4. Black History Month Parade and Exposition;
5. Halloween Festival; and
6. Any other City sponsored event which the City Council in its discretion may designate by resolution following adoption of this Ordinance.

- B. Nothing in Subsection A of Section 5.04.130 shall eliminate the responsibility of participants or vendors to comply with other applicable provisions of the Perris Municipal Code or laws of the State of California relating to the conduct of business or sales within the City, or the requirements imposed by the City for rental of spaces or booths at any of the events listed in Subsections 1 through 6 above.”

Section 3. Applicability of Remaining Provisions. Except as expressly modified herein, all other and remaining provisions of the Chapter 5.04 of the Perris Municipal Code shall remain unmodified and in full force and effect.

Section 4. Severability. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this Ordinance, and each and every section, subsection, sentence, clause and phrase thereof not declared invalid or unconstitutional without regard to whether any portion of the Ordinance would be subsequently declared invalid or unconstitutional.

Section 5. Certification. The City Clerk shall certify to the passage and adoption of this Ordinance by the City Council of the City of Perris and shall cause a summary of this Ordinance to be published or posted in accordance with applicable law.

Section 6. Effective Date. This Ordinance shall take effect thirty (30) days after its passage.

ADOPTED, SIGNED and **APPROVED** this 28th day of March, 2006.

Mayor, Daryl R. Busch

ATTEST:

City Clerk, Margaret Rey

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) §
CITY OF PERRIS)

I, Margaret Rey, CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Ordinance Number 1185, introduced at a regular meeting of the City Council of the City of Perris held on the 14th day of March, 2006, was duly and regularly adopted by the City Council at a regular meeting thereof held on the 28th day of March, 2006, and that it was so adopted by the following called vote:

AYES: Rogers, Yarbrough, Landers, Motte, Busch
NOES:
ABSENT:
ABSTAIN:

City Clerk, Margaret Rey