

**TOWN OF PARADISE
ORDINANCE NO. 606**

**AN ORDINANCE AMENDING TEXT REGULATIONS WITHIN
PARADISE MUNICIPAL CODE CHAPTER 5.11 RELATED TO:
VENDING, HAWKING, PEDDLING AND SALES**

The Town Council of the Town of Paradise, State of California does hereby **ORDAIN AS FOLLOWS:**

SECTION 1. Section 5.11.035 is amended to read:

5.11.035 - Paradise Downtown and other areas. Except as otherwise provided in this chapter, any license issued by the planning director authorizing vending, hawking, peddling, or sales activity upon outdoor locations within the town adopted Paradise Downtown Revitalization Master Plan Area [Downtown] shall be subject to the following conditions:

A. All licensed hawking, peddling and vending sales activities upon outdoor locations within the Downtown shall be restricted to four consecutive days or less and must be directly linked to a special community event sponsored by either a non-profit group/organization and/or a public entity recognized by the Town of Paradise.

B. Other than those activities linked to a special community sponsored event, any, and all licensed hawking, peddling and vending sales activities upon outdoor locations outside the Downtown shall be subject to all other provisions of this chapter.

C. Notwithstanding items A and B, licensed full-time vending in the Downtown area shall be allowed if the vendor's commissary or brick and mortar restaurant is in the Downtown area. No vending licenses under this subsection shall be issued or in effect after December 31, 2023.

SECTION 2. Section 5.11.50 is amended to read:

5.11.050- Vending Sales from mobile vehicles.

- A. For the purpose of this section "mobile vending sales facility" means a motorized vehicle or a trailer attached to a motorized vehicle used for the sale and retail distribution of food concessions or flowers.
- B. Mobile vending sales activities (ice cream vehicles, food concession vehicles and/or food trucks vending to construction sites) involves traveling from place to place on a roadway and the waving down or signaling of the person operating the mobile vending vehicle by a customer.
- C. Except as otherwise provided in this chapter, it shall be unlawful for an operator of a mobile vending sales facility to vend in a single location for a period to exceed thirty (30) minutes. For purposes of this subsection, a single location shall be deemed to be a place five hundred feet or more from the last sale.

- D. No mobile vending sales activities shall be conducted between the hours of 10:00 p.m. and 6:00 a.m. No mobile vending sales activities which produce or reproduce audible sounds for advertising purposes shall be operated between the hours of 10:00 p.m. and 7:00 a.m.
- E. Subject to all applicable provisions of this chapter, mobile vending sales activities may be licensed to permit sales at construction sites and on and along public and private roadways in the town.

SECTION 3. CEQA COMPLIANCE. The Town Council finds and determines that the enactment of this Ordinance is not a "project" as that term is used in the California Environmental Quality Act ("CEQA;" Cal. Pub. Resources Code Section 21000 et seq.) or the State CEQA Guidelines (Cal. Code of Regs., Title 14, Section 15000 et seq.). Therefore, no environmental assessment is required or necessary.

SECTION 4. This ordinance shall take effect thirty (30) days after the date of its passage. Before the expiration of fifteen (15) days after its passage, this ordinance or a summary thereof shall be published in a newspaper of general circulation published and circulated within the Town of Paradise along with the names of the members of the Town Council of Paradise voting for and against same.

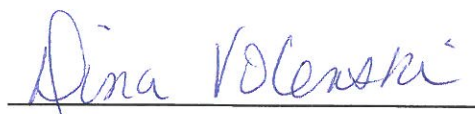
PASSED AND ADOPTED by the Town Council of the Town of Paradise, County of Butte, State of California, on this 13th day of April, 2021 by the following vote:

AYES: Greg Bolin, Steve "Woody" Culleton, Jody Jones, Rose Tryon and Steve Crowder, Mayor
NOES: None
ABSENT: None
ABSTAIN: None



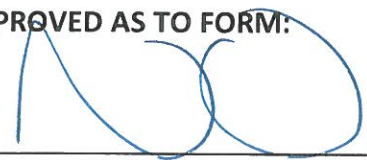
Steve Crowder, Mayor

ATTEST: *April 15, 2021*



Dina Volenski, CMC, Town Clerk

APPROVED AS TO FORM:



Mark A. Habib, Town Attorney