

CHAPTER 1343

Temporary Stores

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CROSS REFERENCES

Power to regulate - see Ohio R. C. 715. 64
Peddlers - see BUS. REG. Ch. 745

1343.01 DEFINITION.

As used in this chapter, "temporary store" means any building, structure and/or premises used for the sale to the public of goods, wares or merchandise for a period of less than ninety days.
(Ord. 196-1962. Passed 11-20-62.)

1343.02 PERMIT REQUIRED.

Any person, firm or corporation who shall open or operate a temporary store in the City shall obtain a temporary store permit therefor as hereinafter provided.
(Ord. 196-1962. Passed 11-20-62.)

1343.03 APPLICATION AND FEE.

The application for a permit for a temporary store shall be made to the Department of Building and Zoning Inspection on an application blank provided by the Department in accordance with the City Building Code. Such application blank shall show the type of construction of the building and/or structure, the zoning, the size of the temporary store, provisions for parking, the kinds and nature of materials and/or merchandise to be sold and such other information as the Building Official and/or the Mayor may deem necessary.

Upon the approval by the Building Official and the Mayor, and upon the payment of an inspection fee of one hundred and twenty-five dollars (\$125.00), the Building Official shall issue the permit.
(Ord. 196-1962. Passed 11-20-62.)

1343.04 EXCEPTIONS.

(a) Nothing in this chapter shall be construed to include the sale by any person of products raised or manufactured by himself, nor shall this chapter be construed to include the sale of goods, wares or merchandise sold pursuant to the order of any court of competent jurisdiction of this State or of the United States, when such sales are to be made in or on a building, structure and/or premises under the jurisdiction of such court. When such sales are in building structures and/or premises not under the jurisdiction of such court and not being used for the sale of similar products, the City Building Code shall apply and an application shall be made as provided in Section 1343.03 . Upon the payment of an inspection fee of ten dollars (\$10.00), a permit shall be issued by the Building Official.

(b) Nothing in this chapter shall be construed to include sales such as rummage sales, bake sales, Christmas tree sales, etc. by churches, schools, their auxiliaries and charitable organizations.

(c) Combustible Christmas trees (not growing) may be sold in accordance with the following conditions:

- (1) That a Christmas tree permit be secured as hereinafter provided.
- (2) That all safety provisions of the City Building Code, the Zoning Code and the rules of the Building Official are complied with.
- (3) That application shall be made to and approved by the Department of Building and Zoning Inspection.
- (4) That a permit fee of twenty-five dollars (\$25.00) be paid by any person, firm or corporation, except those presently engaged in business in the City and selling such Christmas trees on their own premises.
- (5) That a deposit of ten dollars (\$10.00) be made by any person, firm or corporation holding a Christmas tree permit to guarantee that all remaining trees and other combustible materials shall be removed from the premises, and that such premises shall be put in as good or better condition than when the permit was issued, not later than January 10 of the following year. Such deposit shall then be refunded upon inspection and approval by the Building Official.

(Ord. 196-1962. Passed 11-20-62.)

1343.99 PENALTY.

Whoever violates any provisions of this chapter is guilty of a minor misdemeanor. Each day's violation

shall constitute a separate offense.
