

RESOLUTION NO. 2003 45 R

A resolution granting variances to Sections 14-52, 14-55, and 14-56 of the Victoria City Code, which govern the City's requirements for itinerant vendor, commercial outdoor sales, and charitable solicitation permits, to vendors operating at the Noche en Mejico (Night in Mexico) celebration on May 3, 2003; and declaring an effective date.

Section 14-52 of the Victoria City Code requires itinerant vendors to obtain a permit to "to sell or offer for sale any goods or services, from a fixed location visible from a public street, or from house to house or from place to place";

Section 14-55 of the Victoria City Code requires any person other than an itinerant vendor to obtain a permit to "sell or offer for sale any goods or services from house to house or place to place, or from a fixed location visible from a public street, without first registering with the city secretary in accordance with this section";

Section 14-56 of the Victoria City Code requires a permit for any person selling or offering "for sale any goods or services, on behalf of any charitable, nonprofit, or religious organization or purpose, from house to house or place to place, or from a fixed location visible from a public street";

Section 2-95 of the Victoria City Code authorizes the City Council to grant a variance from City Code requirements when it deems such action proper.

THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

Variances to Sections 14-52, 14-55, and 14-56 of the Victoria City Code, which govern the City's requirements for itinerant vendor permits, commercial outdoor sales, and charitable solicitation permits, are granted to vendors operating at the Noche en Mexico (Night in Mexico) celebration on May 3, 2003.

2.

It is the policy of the City Council to encourage vendors to locate their events in the City's Special Events area in Riverside Park, and this variance is not intended to encourage use of the DeLeon Plaza or create an impression that future variances of this nature will be considered.

3.

This resolution shall become effective immediately upon adoption.

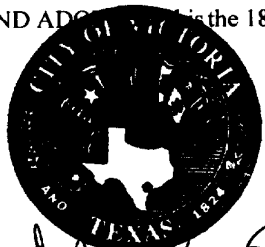
PASSED, this the 18th day of March, 2003.

AYES: 6

NAYS: 0

ABSTENTIONS: 0

APPROVED AND ADOPTED this the 18th day of March, 2003.



ATTEST:

Scarlet Swoboda
SCARLET SWOBODA, City Secretary

Distribution: Legal Department
City Manager

Gary Middleton
GARY MIDDLETON, Mayor of the
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:

David Atmar Smith
DAVID ATMAR SMITH, City Attorney

Copy Sent: MARCH 19, 2003