



## ARTICLE XII. TEMPORARY CHRISTMAS TREE LOTS

### **Sec. 7-425. Definition.**

[As used in this article,] "Christmas tree lot" shall mean any outdoor place where resin-bearing and/or artificial manmade trees and related items, such as yard decorations, are sold to the public within prescribed limits set forth in this article.

(Ord. No. 2169-11-96, § 1, 11-4-96)

*Editor's note: Ordinance No. 2169-11-96, adopted November 4, 1996, amended Art. XII by adding a new section, but did not provide for specific designation; hence, inclusion of such new provisions as § 7-425 was at the discretion of the editor.*

### **Sec. 7-426. Enforcement.**

The community development department of the city shall issue all permits required under this article and shall be vested with the authority to inspect lots at all reasonable times and as often as is necessary to carry out the intent of this article.

(Code 1990, § 4-17-6)

### **Sec. 7-427. Permit required.**

All persons or entities seeking to operate a temporary Christmas tree lot within the city shall first obtain a permit for such lot from the community development department of the city. Each lot shall require a separate permit and fee.

(Code 1990, § 4-17-1)

### **Sec. 7-428. Permit fees.**

A fee which is set out in section 2-201 shall be collected by the city for each permit issued under this article.

(Code 1990, § 4-17-1)

### **Sec. 7-429. Permit requirements.**

(a) No permit shall issue for a temporary Christmas tree lot until a site plan of the proposed lot is submitted to the community development department of the city, including therein the location and size of the following:

- (1) All tents and/or air-supported structures.
- (2) All portable buildings.
- (3) All electrical service.
- (4) All signs.
- (5) All traffic egress and parking.

(b) Failure to obtain a permit prior to any erection or construction of structures upon a lot or sales of any type from the lot, shall constitute a violation of this article.

(c) Failure to restore the lot to its pre-permit condition after lapse of all Christmas-related business or January 1 of the new year, whichever is sooner, shall constitute a violation of this article.

(Code 1990, § 4-17-2)

**Sec. 7-430. Revocation of permit.** Any permit issued under this article may be suspended or revoked when it is determined by the fire marshal that:

- (1) It is used for a location other than that for which it was issued; or
- (2) Any conditions or limitations set forth in this article or pertinent codes have been violated; or
- (3) The possessor of the permit fails, refuses, or neglects to comply with any order or notice served upon him under the provisions of this article within the time period provided therein; or
- (4) There has been any false statement or misrepresentation as to a material fact in the plans, specifications or documentation upon which the permit was based; or
- (5) Any deviation from any element or item contained within the approved site plan.

(Code 1990, § 4-17-3)

**Sec. 7-431. Additional requirements.**

The requirements of this article shall be in addition to, and not in lieu of, any other permit requirements, code requirements, and ordinances currently in force and effect or hereafter adopted by the city council.

(Code 1990, § 4-17-4)

**Sec. 7-432. Effective date of permit.**

The effective date of each permit shall be from November 1 of one year until January 1 of the following year. It shall be a violation of this article to operate or conduct business at a time other than permitted by this section.

(Code 1990, § 4-17-5)

Secs. 7-433--7-450. Reserved.