

1 [Amendment to Definition of Transient Merchant]
 2 AMENDING ARTICLE 3 OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE, BY
 3 AMENDING SECTION 251, DEFINING THE TERM TEMPORARY BUSINESS TO MEAN A
 4 BUSINESS CONDUCTED FOR LESS THAN SEVEN DAYS, AND EXCLUDING PUMPKIN
 5 SELLERS FROM THE DEFINITION OF TRANSIENT MERCHANT.

6 Note: Additions are underlined; deletions are in ((double parentheses)).

7 Be it ordained by the People of the City and County of San Francisco:

8 Section 1. Article 3 of Part III of the San Francisco Municipal Code is hereby amended
 9 by amending Section 251, to read as follows:

10 **SEC. 251. "TRANSIENT MERCHANT" DEFINED.** For the purposes of this Article, a
 11 "transient merchant" is defined as any person, firm or corporation, whether as owner, agent,
 12 consignee or employee, whether a resident of the City or not, who engages in a temporary
 13 business of selling and delivering goods, wares and merchandise, other than food or food
 14 products, within said City and County, and who, in furtherance of such purpose, hires, leases,
 15 uses or occupies any building, structure, shop, tent, railroad boxcar, boat, or room in any
 16 hotel, motel, auto court, lodginghouse or apartment, within the City, for the exhibition and sale
 17 of such goods, wares and merchandise provided that such definition shall not be construed to
 18 include any person, firm or corporation who while occupying such location does not sell from
 19 stock, but exhibits samples only for the purpose of securing orders for future delivery, and
 20 further shall not include sales at public auction regulated by the provisions of the Police Code
 21 and Part III of the San Francisco Municipal Code, nor sale of Christmas trees or pumpkins.

22 For purposes of this Article 3, the term "temporary business" shall mean a business
 23 conducted for less than seven (7) days in any calendar year. Any business conducted for
 24 seven (7) days or more in any calendar year must obtain a business tax registration certificate

25 Supervisor Leno


NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS

1 in accordance with the provisions of Part III of the San Francisco Municipal Code, to the
2 extent applicable, including without limitation Section 1003 of Article 12-B.

3
4 APPROVED AS TO FORM:

5 LOUISE H. RENNE, City Attorney

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7
8 By:


9 GEORGE W. PUTRIS
Deputy City Attorney

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NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Ordinance

File Number: 000433

Date Passed:

Ordinance amending Article 3 of Part III of the San Francisco Municipal Code, by amending Section 251, defining the term temporary business to mean a business conducted for less than seven days, and excluding pumpkin sellers from the definition of transit merchant.

May 8, 2000 Board of Supervisors — PASSED ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Yaki, Yee

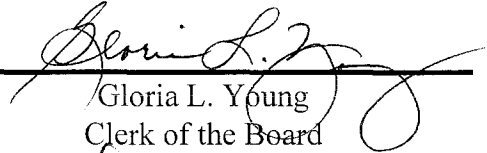
Absent: 1 - Teng

May 15, 2000 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

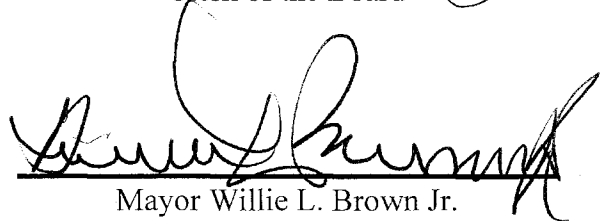
File No. 000433

I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on May 15, 2000 by
the Board of Supervisors of the City and
County of San Francisco.


Gloria L. Young
Clerk of the Board

MAY 26 2000

Date Approved


Mayor Willie L. Brown Jr.