

CITY OF APPLE VALLEY  
ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF APPLE VALLEY, MINNESOTA,  
AMENDING CHAPTER 114 OF THE CITY CODE REGULATING PEDDLERS,  
SOLICITORS, AND TRANSIENT MERCHANTS

Section 1. Chapter 114 of the Apple Valley City Code is amended by revising the following definition in Section 114.01 to read as follows:

\* \* \* \*

TRANSIENT MERCHANT. A person who temporarily sets up business out of a vehicle, trailer, boxcar, tent, or other portable shelter, ~~or empty store front~~ for the purpose of exposing or displaying for sale, selling or attempting to sell, and delivering, goods, wares, products, merchandise or other personal property and who does not remain or intend to remain in any one location for more than 14 consecutive days.

Section 2. Chapter 114 of the Apple Valley City Code is amended by revising Sections 114.02 (B) to read as follows:

(B) The following shall be exempt from the definitions of PEDDLERS, SOLICITORS, and TRANSIENT MERCHANTS: ~~In addition, persons conducting the type of sales commonly known as garage sales, rummage sales or estate sales; as well as those persons participating in an organized multi-person bazaar or flea market; persons participating as a vendor in a promotional sale or temporary outdoor event as defined in and in accordance with the zoning regulations of this Code or as may be permitted under this Code; shall be exempt from the definitions of PEDDLERS, SOLICITORS, and TRANSIENT MERCHANTS, as shall be anyone person~~ conducting an auction as a properly licensed auctioneer, or any officer of the court conducting a court-ordered sale. Exemption from the definitions for the scope of this chapter shall not excuse any person from complying with any other applicable statutory provision or local ordinance.

Section 3. Effective Date. This ordinance shall take effect upon its passage and publication. PASSED by the City Council this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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Clint Hooppaw, Mayor

ATTEST:

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Pamela J. Gackstetter, City Clerk