

An ordinance relating to a Market Garden Pilot Program; adopting a new chapter 17C.380 to title 17C of the Spokane Municipal Code.

WHEREAS, the City desires to encourage the development of a neighborhood market garden pilot program whereby residents may sell from residential lots agricultural products that are grown on site; and

WHEREAS, the zoning code currently does not permit the commercial sale of agricultural products in residential zones; and

WHEREAS, this ordinance is intended to create a pilot program to allow the sale of agricultural products from residential lots when the products are grown; - - Now, Therefore,

The City of Spokane does ordain:

Section 1. That there is adopted a new chapter 17C.380 to title 17C of the Spokane Municipal Code to read as follows:

Chapter 17C.380 Market Garden Pilot Program

17C.380.010 Market Garden Pilot Program

- A. Purpose. The purpose of the market garden pilot program regulations is to facilitate the establishment and operation of market gardens in residential zones. The goal of the program is to introduce market gardens to the public for the benefit of the operators of the garden as well as the residents. The program will be operated initially as a pilot program but may become permanent.
- B. Definition. For the purpose of this section, the following words are defined as follows:
1. “market garden” shall mean a small-scale business that grows agricultural products that are sold by the operator of the garden on the same property where the agricultural products are grown.
 2. “agricultural products” shall mean fruits, vegetables, and horticultural, viticultural, floricultural products but shall exclude animals and animal products with the exception of eggs.
- C. The City’s zoning requirements for residential zones shall provide as an outright use market garden activities as part of the market garden pilot program as set forth below.

1. Agricultural products may be sold on the residential lots where the products are grown or raised.
2. Market gardens shall be permitted only on residential lots in community development block grant neighborhoods.
3. Market gardens may sell agricultural products ~~operate~~ during daylight hours.
4. Each market garden shall be limited to one vehicle delivery per day.
5. Each operator of a market garden shall be required to obtain a City Business Registration.
6. Operators shall be required to comply with all federal, state, municipal and health district regulations related to the production and sale of agricultural products.
7. The area of a market garden used to produce the agricultural product may not exceed 4,000 square feet for the first 21,780 square feet of the residential lot where the garden is located and may be increased by 2,000 square feet for each 21,780 square feet of the residential lot. A market garden may exceed this square footage limitation by 10% of the maximum area if the operator obtains a Type II conditional use permit.
8. The Market Garden Pilot Program shall continue for a period twenty four months from the effective date of this ordinance. Unless the city council takes legislative action to discontinue the pilot program at the end of the twenty four month period, the provisions of this chapter shall become permanent.

PASSED by the City Council on _____.

Council President

Attest:

Approved as to form:

City Clerk

Assistant City Attorney

Mayor

Date

Effective Date

