

ITINERANT VENDOR INFORMATION HANDOUT

Title 10 Regulation of Activities Division II: License Code
Chapter 10.40 Itinerant Vendors

Section 10.40.020 Itinerant Vendor Permit Required

No person may engage in activities defined in SMC 10.40.010 without a current a current itinerant vendor permit issued by the City of Spokane taxes and licenses division.

Section 10.40.050 Limitations on Location

The licensing officer does not issue a license or registration with an “itinerant vendor” permit for activity upon park property, except by prior permission of the park board.

Section 10.40.060 Regulations

Subject to specification by the license officer in the license, every person within the definition of SMC 10.40.010 is required to:

- Refrain from using excessively noisy devices or methods to attract public attention to his wares or services and from shouting or calling his wares or services in a loud or boisterous manner;
- Keep all conveyances and containers for foodstuffs and edibles clean and sanitary and to keep all consumables well covered and protected from all dirt, insects or other contamination;
- Refrain from standing, by person or vehicle, upon any public way more than ten minutes in any one place;
- Move from a location adjacent to another’s place of business or residence when requested by someone in charge of such business or residence;
- Move from a location included within the boundaries of a special event when requested by the chief of police or someone in charge of such special event;
- Refrain from any illegal, fraudulent or deceptive practice;
- Have upon his person for display upon inquiry by any person a copy of the City license and, in addition, documents showing he is authorized by the copyright or trademark owner to sell the goods concerned.

Title 10 Regulation of Activities—Additional Restrictions

Division II: License Code Chapter 10.39 Special Events – Parades – Demonstrations (May not be able to use Itinerant Vendor Permits Inside Special Event Venue).

Section 10.39.100 Authorized Special Event Vendors

The issuance of a special event permit confers upon the permit holder the right to control and regulate the sale of goods, food, and/or beverages within the special event venue in accordance with the terms and conditions of the special event permit.

<https://my.spokanecity.org/smc/?Chapter=10.40>

[Title 10](#) Regulation of Activities Division II. License Code

[Chapter 10.40](#) Itinerant Vendors

[Section 10.40.010](#) Itinerant Vendor Designation & Permit - When Required

A regular or temporary business issued a registration under chapter [8.01 SMC](#) must obtain a separate "itinerant vendor" permit from the City of Spokane taxes and licenses division under any of the following circumstances:

- A. Where the person is engaged in the business of selling or delivering goods or services within the City from a fixed or temporary location as an itinerant vendor, except those vendors operating under the provisions of chapter [10.51 SMC Mobile Food Vending](#) shall not be considered itinerant vendors.
 1. Examples are people selling prepackaged food or wares from roving vehicles in the streets, except mobile food vendors. (Cross Reference: [SMC 8.01.220](#) and chapter [10.51 SMC](#).)
- B. Where the person travels from door to door as the principle means of conducting business offering, exposing for sale, or selling within the City any goods, merchandise, service or product.
- C. Where the person engages in any business in the City with no permanent location. (Cross Reference: [SMC 8.01.070](#)).
- D. A person who engages in constitutionally protected expressive activities in the public right-of-way shall not be required to obtain a business registration unless the person engages in business activities. Constitutionally protected expressive activities conducted in the public right-of-way shall include, but is not limited to, street performers. For the purposes of this section, a street performer means an individual, including street musicians, who performs any form of artistic expression. The voluntary contribution of money or other items of value by members of the public to the individual in association with the expressive activity shall not result in the requirement of obtaining a business registration. A person who engages in constitutionally protected expressive activities in the public right-of-way must still comply with all other regulations regarding conduct in the public right-of-way.

Date Passed: Monday, June 23, 2014

Effective Date: Friday, August 8, 2014

ORD C35097 Section 2

[Section 10.40.020](#) Itinerant Vendor Permit Required

No person may engage in activities defined in [SMC 10.40.010](#) without a current itinerant vendor permit issued by the City of Spokane taxes and licenses division.

Date Passed: Monday, October 8, 2012

Effective Date: Monday, October 15, 2012

ORD C34926 Section 23

[Section 10.40.025](#) Violation

- A. If a person engages in activities defined in [SMC 10.40.010](#) without a current itinerant vendor permit issued by the City of Spokane taxes and licenses division, they are subject to a penalty.
- B. A violation of this chapter is a class 1 civil infraction. Each day upon which a violation occurs or is knowingly continued constitutes a separate violation.
- C. Itinerant vendors must comply with all state and local laws.

Date Passed: Monday, February 12, 2018

Effective Date: Saturday, March 31, 2018

ORD C35581 Section 1

[Section 10.40.030](#) Application

- A. Persons within the definition of [SMC 10.40.010](#) must further truthfully disclose on their business registration application the following information:
 - 1. Applicant's permanent address.
 - 2. Address of his principal(s) and supplier(s).
 - 3. Address of the fixed location within the City of Spokane, if any, from which the activity is to be conducted.
 - 4. Nature and type of goods or services to be sold and that the applicant has all necessary licenses, registrations, or permits from owners of copyright, trademark or other such lawful interests in the goods or materials to be sold; and
 - 5. Applicant has not violated the City license code, registration code, or the copyright or trademark laws of the United States or had his application for a City license or registration denied within the past twelve months.
- B. The license officer may require proper documentation of the application as he deems necessary prior to issuing the license or as a condition of not revoking or suspending the license after issuance.
- C. All applications shall be filed at least three business days before issuance.

Date Passed: Monday, October 8, 2012

Effective Date: Monday, October 15, 2012

ORD C34926 Section 24

[Section 10.40.050](#) Limitations on Location

The licensing officer does not issue a license or registration with an “itinerant vendor” permit for activity upon park property, except by prior permission of the park board.

Date Passed: Monday, October 8, 2012

Effective Date: Monday, October 15, 2012

ORD C34926 Section 25

[Section 10.40.060](#) Regulations

Subject to specification by the license officer in the license, every person within the definition of [SMC 10.40.010](#) is required to:

- A. refrain from using excessively noisy devices or methods to attract public attention to his wares or services and from shouting or calling his wares or services in a loud or boisterous manner;
- B. keep all conveyances and containers for foodstuffs and edibles clean and sanitary and to keep all consumables well covered and protected from all dirt, insects or other contamination;
- C. refrain from standing, by person or vehicle, upon any public way more than ten minutes in any one place;
- D. move from a location adjacent to another’s place of business or residence when requested by someone in charge of such business or residence;
- E. move from a location included within the boundaries of a special event when requested by the chief of police or someone in charge of such special event;
- F. refrain from any illegal, fraudulent or deceptive practice;
- G. have upon his person for display upon inquiry by any person a copy of the City license and, in addition, documents showing he is authorized by the copyright or trademark owner to sell the goods concerned.

Date Passed: Monday, June 4, 2007

Effective Date: Wednesday, July 11, 2007

ORD C34041 Section 1 (Recodification)