

MFVP Existing City of Spokane Codes

Section 08.01.220- Temporary Business Registration – Itinerant Vendor Permit

A. Temporary business registrations available for a period of ninety days or less shall be issued by the City of Spokane taxes and licenses division.

B. All “itinerant vendor” permits per [SMC 10.40.010](#), shall be issued by the City of Spokane taxes and licenses division. An “itinerant vendor” permit must be obtained in addition to a business registration (temporary or regular) per [SMC 10.40.010](#).

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.

- Examples are people **selling food or wares from mobile carts on the sidewalk or roving vehicles in the streets.** (Cross Reference: [SMC 8.01.220](#)).

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.

Section 10.40.020- Peddler Designation Required-No person may engage in activities defined in [SMC 10.40.010](#) without a current “peddler” designation on their regular or temporary business license.

Section 10.40.050- Limitations on Location-The license officer does not issue a business license with a “peddler” designation 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:

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.

Section 16A.61.561- Parking Time Limited and Regulated

- A. No vehicles shall be parked continuously in any one block upon any public street or highway in this City at any time for a period longer than twelve hours.
- B. Between the hours of nine a.m. and five p.m. on weekdays, no vehicle shall be parked continuously in any one block upon any street within that portion of the retail zone of the congested district lying north of the Burlington Northern Railway Company's viaduct for a period longer than one hour, nor in that portion of the retail zone of the congested district lying south of the Burlington Northern Railway Company's viaduct for a period longer than two hours, nor in any one block upon any street within the congested district outside the retail zone of the congested district for a period longer than three hours; provided, the city council may fix a shorter or longer time for parking in reserved and other restricted parking places established under the provisions of this code, the same to be effective when properly signed and posted by the City street director.
- C. Between the hours of nine a.m. and six p.m., Monday through Saturday, no vehicle shall be parked within the parking meter area (as authorized by [SMC 16A.61.5902](#)) bounded by Sprague Avenue, Lincoln Street, Spokane Falls Boulevard, and Washington Street, inclusive of the boundary streets, at a space from which the parking meter has been removed for a period longer than *two hours*.

Section 16A.61.562- Parking Non-passenger Vehicles in Residence Zones

No street right-of-way in an "R" zone of the City of Spokane, or which is the boundary of any "R" zone, shall be used for the habitual parking of any auto stage, farm vehicle, for-hire vehicle, limousine, motor home, motor truck, private carrier bus, road tractor, semitrailer, trailer, park trailer, travel trailer, tractor, truck, truck tractor, boat, or any other commercial vehicle. This section does not prohibit on-street parking of a passenger vehicle, motorcycle, or motor-driven cycle.

Section 16A.61.565- Parking in Manner as to Obstruct Traffic

It is unlawful for any person to park, or leave parked, a vehicle upon any street or highway within the City unattended in a position that it constitutes an obstruction to traffic, blocks the use of a fire hydrant, or constitutes a danger to travel.]

Section 17C.110.020

Residential Zones

Full Name	Short Name/Map Symbol
Residential Agricultural	RA
Residential Single-family	RSF
Residential Single-family Compact	RSF-C
Residential Two-family	RTF
Residential Multifamily	RMF
Residential High Density	RHD

Date Passed: Monday, September 24, 2012

Effective Date: Friday, November 2, 2012

ORD C34911 Section 1

Table 17C.110-1 RESIDENTIAL ZONE PRIMARY USES					
Use is: P - Permitted N - Not Permitted L - Allowed, but special limitations CU - Conditional Use review required	RA	RSF & RSF-C	RTF	RMF	RHD
RESIDENTIAL CATEGORIES					
Group Living [1]	L/CU	L/CU	L/CU	L/CU	L/CU
Residential Household Living	P	P	P	P	P
COMMERCIAL CATEGORIES					
Adult Business	N	N	N	N	N
Commercial Outdoor Recreation	N	CU	CU	CU	CU
Commercial Parking	N	N	N	N	N
Drive-through Facility	N	N	N	N	N
Major Event Entertainment	N	N	CU	CU	CU
Office	N	N	N	CU[2]	CU[2]
Quick Vehicle Servicing	N	N	N	N	N
Retail Sales and Service	N	N	N	N	N
Mini-storage Facilities	N	N	N	N	N
Vehicle Repair	N	N	N	N	N

Section 17C.319.100- Commercial Use of Residential Streets

The purpose of this section is to regulate the parking of commercial vehicles (see [SMC 17A.020.030\(U\)](#)) on streets in residential zones. No person may use the land abutting a public street in an RSF, RTF, RMF, or RHD zone or which is the boundary of a RSF, RTF, RMF, or RHD zone may make any commercial use of such street. Included in the prohibited commercial uses are the habitual or overnight parking or storage of a commercial vehicle or trailer and the parking or storage of a vehicle awaiting service or home occupations which require the use of residential streets.

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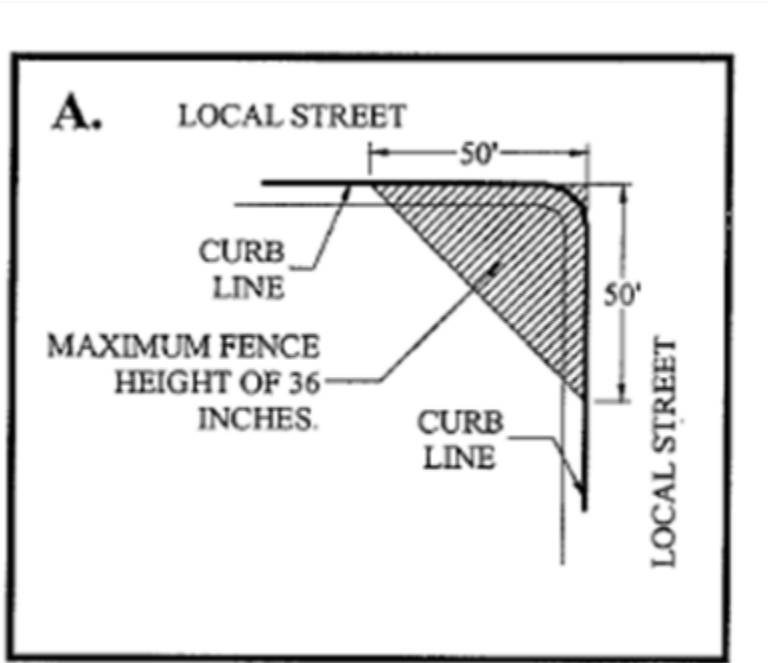
ORD C34888 Section 21

Section 17C.110.230- Fences

A. Visibility at Intersections.

A fence, wall, hedge, or other improvement may not be erected or maintained at the corner of a lot so as to obstruct the view of travelers upon the streets.

Subject to the authority of the traffic engineer to make adjustments and special requirements in particular cases, no fence exceeding a height of thirty-six inches above the curb may be inside the: right isosceles triangle having sides of fifty feet measured along the curb line of each intersecting residential street; or



Section 17C.120.230- Setbacks and Sidewalks

A. Purpose: The required structure setbacks promote streetscapes that are consistent with the desired character of the different commercial zones. The setback requirements for areas that abut single-family residential zones promote commercial development that will maintain light, air and the potential for privacy for adjacent single-family residential zones. The sidewalk standards provide a continuous, safe, and consistent street frontage character along the street right-of-way.

B. Setback and Required Sidewalk Width Standards

1. The setback standards for all structures are stated in [Table 17C.120-2](#) and as stated below.
2. Structures shall be no closer than twelve feet from the back of the curb except as provided in subsection (B)(4) of this section.
3. Sidewalks are required to be constructed and shall consist of a clear walking path at least seven feet wide (in addition to a minimum five-foot wide planting zone for street trees). Part of the sidewalk width may be located on private property. The sidewalk dimension shall be applied to the clear, unobstructed pathway between the planting behind the curb and building facades or parking lot screening.

4. The required sidewalk width may be reduced by approval of the planning director if the existing sidewalk (distance between the curb and the building) is less than twelve feet wide between the back of curb and the existing building setback line of adjacent building(s). In no case shall the setback be reduced below nine feet from the back of the curb unless on-street parking exists between the building and the street.

5. Unless otherwise required or where larger plaza areas are provided, sidewalk paving material shall be concrete, two-foot grid, standard sidewalk color, and float finish.

Section 17C.120.260- Pedestrian Standards

A. Purpose.

The pedestrian standards encourage a safe, attractive and usable pedestrian circulation system. They ensure a direct pedestrian connection between the street and buildings on a site.

B. Pedestrian Connection Implementation.

1. Connections.

Within parking lots containing more than thirty stalls, clearly defined pedestrian connections shall be provided:

- a. between a public right-of-way and building entrances;
- b. between parking lots and building entrances.

2. Width.

Pedestrian connections shall not be less than five feet wide.

3. Materials.

Pedestrian connections shall be clearly defined by at least two of the following:

- a. Six-inch vertical curb.
- b. Textured paving, including across vehicular lanes.
- c. A continuous landscape area at a minimum of three feet wide on at least one side of the walkway.
- d. Trellis.
- e. Special railing.
- f. Bollards.
- g. Special paving.
- h. Low seat wall and/or other architectural features.

Section 17C.120.270- Outdoor Activities

A. Purpose: The standards of this section are intended to assure that outdoor sales, display, storage and work activities:

1. will be consistent with the desired character of the zone;
2. will not be a detriment to the overall appearance of a commercial area;
3. will not have adverse impacts on adjacent properties, especially those zoned residential; and
4. will not have an adverse impact on the environment.

B. Outdoor Sales and Display Areas

1. Outdoor sales and display areas are not permitted in the O and OR zones.
2. Outdoor sales and display areas are prohibited in the NR and NMU zones except for the accessory sales of fruits, vegetables and plants.

3. Outdoor sales and display areas in NR and NMU zones are limited to ten percent of lot area or one thousand square feet, whichever is less.
4. Outdoor sales and display areas are permitted in the CB and GC zones except for uses in the industrial categories.
5. There is no limitation on the size of a permitted outdoor sales and display areas in CB and GC zones.

C. Outdoor Storage Areas

1. Outdoor storage areas are not permitted in the O and OR zones.
2. Outdoor storage areas in NR and NMU zones are limited to forty percent of lot area or one thousand five hundred square feet, whichever is less.
3. Outdoor storage areas are permitted in the CB and GC zones except for uses in the industrial categories.
4. There is no limitation on the size of a permitted outdoor storage area in CB and GC zones.

D. Outdoor Activities Location

Where permitted, the following outdoor activities shall be located at least fifty feet from a residentially zoned lot:

1. Outdoor sales and/or service of food or beverages.
2. Outdoor storage.
3. Outdoor loading berths.
4. Outdoor work activities including the sales of motor vehicle fuels and car washes, when these uses are allowed.

Section 17C.124.230- Structure Setbacks, Sidewalks, and Street Trees

A. A clear distance (unobstructed width) is required for all sidewalks along public streets. For sidewalks fourteen feet or wider the minimum clear distance is eight feet. For sidewalks with a width of less than twelve feet the minimum clear distance is six feet.

B. Within the clear walking path sidewalk paving material shall be concrete, two-foot grid, standard sidewalk color, and float finish. Variations from this standard must seek a design deviation as specified in [SMC 17C.124.015](#).

Section 17C.230.145- Development Standards for Residential Uses

Parking Space Sizes

A parking space must be at least nine feet by eighteen feet. The minimum driveway width on private property is nine feet

**TABLE 17C.120-1
COMMERCIAL ZONE PRIMARY USES**

Use is: P: Permitted N: Not Permitted L: Allowed, but Special Limitations CU: Conditional Use Review Required	O (Office)	OR (Office Retail)	NR (Neighborhood Retail)	NMU (Neighborhood Mixed Use)	CB (Community Business)	GC (General Commercial)
Commercial Categories						
Adult Business	N	N	N	N	L[2]	L[2]
Commercial Outdoor Recreation	N	N	N	N	P	P
Commercial Parking	CU[3]	CU[3]	P	P	P	P
Drive-through Facility	L[4]	L[4]	L[4]	L[4]	P	P
Major Event Entertainment	N	N	N	N	P	P
Office	P	P	P	P	P	P
Quick Vehicle Servicing	N	N	L[5, 10]	L[5, 7, 10]	P	P
Retail Sales and Service	N	L/CU[6]	P	L[7]	P	P
Mini-storage Facilities	N	N	N	N	L[9]	L[9]
Vehicle Repair	N	N	N	N	P	P

Table 17C.130-1 Industrial Zones Primary Uses			
Use is: P – Permitted; N – Not Permitted; L – Allowed, but with Special Limitations; CU – Conditional Use Review Required	LI Zone (Light Industrial)	HI Zone (Heavy Industrial)	PI Zone (Planned Industrial)
Residential Categories			
Group Living	L[1]	N	L[3]
Residential Household Living	L[2]	L[2]	L[3]
Commercial Categories			
Adult Business	L[4]	N	N
Commercial Outdoor Recreation	P	P	CU
Commercial Parking	P	P	P
Drive-through Facility	P	P	P
Major Event Entertainment	CU	CU	CU
Office	P	P	P
Quick Vehicle Servicing	P	P	P
Retail Sales and Service	L/CU[5]	L/CU[6]	L[7]
Mini-storage Facilities	L[8]	L[8]	L[8]

1. Retail Sales and Service Uses Size Limitation.

This standard applies to all parts of [Table 17C.130-1](#) that have a [5]. Retail sales and service uses are allowed if the floor area plus outdoor sales and display and outdoor storage area is not more than sixty thousand square feet per site. Retail sales and service uses where the floor area plus the outdoor sales and display and outdoor storage area is more than sixty thousand square feet per site are a conditional use.

2. Retail Sales and Service Uses Size Limitation.

This standard applies to all parts of [Table 17C.130-1](#) that have a [6]. Retail sales and service uses are allowed if the floor area plus outdoor sales and display and outdoor

storage area is not more than twenty thousand square feet per site. Retail sales and service uses where the floor area plus the outdoor sales and display and outdoor storage area is more than twenty thousand square feet per site are a conditional use.

3. **Retail Sales and Service Uses Size Limitation.**

This standard applies to all parts of [Table 17C.130-1](#) that have a [7]. Retail sales and service uses are allowed if the floor area plus the outdoor sales and display and outdoor storage area is not more than three thousand square feet per site. Retail sales and service uses where the floor area plus the outdoor sales and display and outdoor storage area is more than three thousand square feet per site may be permitted as a part of a binding site plan under the provisions of the subdivision code or a planned unit development under the provisions of the zoning code. A minimum of fifty percent of the site area of the uses in the planned unit development or binding site plan shall be in manufacturing and production, industrial service or office uses.

Section 17C.120.250- Screening

A. Purpose.

The screening standards address specific unsightly features, which detract from the appearance of commercial areas.

B. Garbage Collection Areas.

All exterior refuse (including: garbage, recycling and yard debris) receptacles and refuse collection areas must be screened from the street and any adjacent properties. Trash receptacles for pedestrian use are exempt. Screening must comply with the standards of [chapter 17C.200 SMC](#), Landscaping and Screening.

C. Mechanical Equipment.

Mechanical equipment located on the ground, such as heating or cooling equipment, pumps or generators must be screened from the street and any abutting residential zones by walls, fences or vegetation tall enough to screen the equipment. Mechanical equipment on roofs must be screened from the ground level of any abutting R-zoned lands.

D. Other Screening Requirements.

The screening requirements for parking, exterior storage and exterior display areas are stated with the standards for those types of development.

Section 17C.130.130- Nuisance-related Impacts

A. Off-site Impacts.

All nonresidential uses including their accessory uses shall comply with the standards of [chapter 17C.220 SMC](#), Off-site Impacts.

B. Other Nuisances.

Nuisances are further regulated by state and local laws.

Section 17C.130.270- Outdoor Activities

A. Purpose.

The standards of this section are intended to assure that outdoor sales, display, storage and work activities:

1. will be consistent with the desired character of the zone;
2. will not be a detriment to the overall appearance of the industrial area;

3. will not have adverse impacts on adjacent properties, especially those zoned residential; and
4. will not have an adverse impact on the environment.

-Outdoor activities associated with nonresidential uses shall be permitted in industrial zones subject to the standards of the zone as described below.

B. Outdoor Sales and Storage Areas.

1. Outdoor sales and storage areas are allowed in all industrial zones.
2. There is no limit on the size of permitted outdoor storage areas.
3. The size of outdoor sales areas for retail sales and service uses are prescribed in the [Table 17C.130-1](#), Industrial Zones Primary Uses, and [SMC 17C.130.110](#), Limited Use Standards.

C. Outdoor Activities Location.

1. The following outdoor activities shall be located at least fifty feet from a residentially zoned lot:
 - a. Outdoor sales and/or service of food or beverages.
 - b. Outdoor storage.
 - c. Outdoor loading berths
 - d. Outdoor work activities including the sales of motor vehicle fuels and car washes.