

4/11/01

46-O-01

AN ORDINANCE

**Amending Chapter 25 of Title 3 of
the Evanston City Code Regulating
the Farmers' Market**

WHEREAS, the Evanston Farmers' Market is an annual event held from May to October; and

WHEREAS, the items for sale include produce and flowers grown by regional growers; and

WHEREAS, home baked items are sold weekly by Evanston non-profit organizations at the Farmers' Market; and

WHEREAS, there is an interest to add to the Farmers' Market the sale of bread by Evanston bakeries; and

WHEREAS, Chapter 25 of Title 3 of the Evanston City Code sets forth the regulations regarding the Farmer's Market,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: That Section 3-25-1 of the Evanston City Code, 1979, as amended, is hereby further amended by adding the following new subsection (C) to the definition of Saleable Items:

(C) The sale of bread shall be allowed by any licensed, food certified bakery establishment. Establishments must be licensed by the City of Evanston. The

bread must have been made from all fresh ingredients and processed on site, including mixing, shaping, final proofing, and baking. No bread can be sold if the ingredients have been prepared off-site but is baked on the premises. Eligible bakers shall be only those where the sale of breads and pastries are the exclusive items for sale. No establishment will be eligible if bread is only an ancillary item for sale. The sale of bread is the only item which shall be allowed to be sold by the bakeries. The sale of pies, muffins, cookies or cakes shall be prohibited by the bakeries.

SECTION 2: That Section 3-25-3(A) of the Evanston City Code, 1979, as amended,

is hereby further amended as follows:

3-25-3: LICENSES AND PERMITS:

- (A) Licensing Provisions: No grower or producer shall sell or offer for sale any product without having first obtained a license or permit therefor. Each license shall be valid for one season, and the seasonal fee for such license shall be four hundred dollars (\$400.00). A license granted hereunder is not transferable.

SECTION 3: That Section 3-25-3(B) of the Evanston City Code, 1979, as amended,

is hereby further amended as follows:

- (B) Daily Permits: A grower or producer may obtain a daily permit, entitling him to occupy one space in the market for one day. The daily fee for such permit shall be one hundred dollars (\$100).

SECTION 4: That Section 3-25-6(A) of the Evanston City Code, 1979, as amended,

is hereby further amended by adding the following new subparagraph 9:

3-25-6: GENERAL REGULATIONS:

- (A) No licensee or permittee shall:

9. Be selected to participate in the Evanston Farmers' Market without providing evidence that real estate and property taxes and Illinois sales taxes have been paid during the previous market season. First time vendors shall have all required licenses and must show evidence thereof.

SECTION 5: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 6: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: April 23, 2001

Adopted: May 16, 2001

Approved: May 22, 2001
Lorraine H. Norton
Mayor

ATTEST:

Mary P. Morris (mp)
City Clerk

Approved as to form:

[Signature]
Corporation Counsel

Ayes 6

Nays 0

