

Local Law No. 4, 2014
Town of West Seneca, New York
County of Erie

Section 1. Title

A local law to amend Chapter 87 (Peddlers, Solicitors and Canvassers) to clarify that approved vendors participating in a Town authorized farmers market are excluded from the definition of a "Transient Retail Business"

Section 2. Enacting Clause

Be it enacted by the Town Board of the Town of West Seneca, as follows:

Section 3.

Section 87-2 (Definitions) of the Town Code of the Town of West Seneca is amended to read:

Transient Retail Business

A retail or wholesale business conducted in a temporary structure or tent; from a truck, van or trailer; on a parking lot or vacant parcel of land; on a part of public right-of-way; or in any other place for a temporary period of time. Lack of a rental or leasing agreement of three months or more duration, sealed by monetary consideration, shall be presumptive of a temporary situation. The type of merchandise being offered for sale will have no bearing on the designation. Notwithstanding the above, a vendor officially participating in a Town-sanctioned farmers market shall not be considered a Transient Retail Business while actually so participating in such farmers market, provided that such vendor has satisfied all requirements established for participation in such farmers market by the Town or its designated operator.

Section 4. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.