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MEMO

April 24, 2012

TO: Planning and Sustainability Commission

FROM: Julia Gisler, City Planner
Jessica Richman, Senior Planner

SUBJECT: Amendment to Staff Recommendation: *Urban Food Zoning Code Update, Proposed Draft*

The regulations in the *Urban Food Zoning Code Update, Proposed Draft* require at least half of the vendors at Farmers Markets to be agricultural producers. The Proposed Draft also allows up to 30 percent of vendors to sell food that they make or cook from animals or plants that they did not raise or produce. In addition, up to 20 percent of vendors are not required to be related to agriculture or food.

During initial review with the our advisory committee, these numbers seemed reasonable. However, discussions since the *Proposed Draft* was published indicate the need for some clarifications. The amendments to the Staff Recommendation below do four things. They:

1. Clarify that the calculations are based on the number of vendors;
2. Clarify that those who are not selling anything, such as community groups, musicians, cooking demonstrators, and the like are not counted;
3. Give titles to each type of vendor;
4. Clarify that Category Three ("Other") vendors may be Category Two ("Other Food") vendors.

The amendments are on the back of this memo.



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Amendment to Staff Recommendation: *Urban Food Zoning Code Update, Proposed Draft*

Because of the structure of Chapter 33.296, where the regulations for Farmers Markets appear, the current language appears in three places. The amendments below are to all three places (33.296.030.A.3.c(2); B.8.b; and C.5.b.).

The language to be added to the Proposed Draft is underlined; the language to be deleted is shown in ~~strikethrough~~.

- (2) Vendors. Calculations are based on the number of vendors, rather than linear or square footage. Those who do not sell any products or services, such as community groups and music areas, are not included in these calculations.
- Category One: Agricultural Producers. At least 50 percent of vendors must be farmers, ranchers, and other agricultural producers who sell food, plants, flowers, and added-value products, such as jams and jellies, they have grown, raised, or produced from products they have grown or raised.
 - Category Two: Other Food. Up to ~~30~~ 50 percent of market vendors may be those who sell food, but do not fit into the first category. This includes sales of wild-caught fish, freshly made food available for immediate consumption on site, cheesemakers who do not raise their own animals, and the like.
 - Category Three: All Other. Up to 20 percent of market vendors are not required to be related to agriculture or food.

For example, a market may have 50 percent of vendors in Category One, 30 percent in Category Two, and 20 percent in Category Three. Another market may have 70 percent of vendors in Category One, 10 percent in Category Two, and 20 percent in Category Three. A third may have 60 percent of vendors in Category One, 35 percent in Category Two, and 5 percent in Category Three.

