



CITY OF RIDGECREST

Planning Division
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Case No.: _____
Date: _____
Fee: \$244

**OFF-SITE AUTOMOBILE SALES
TEMPORARY USE PERMIT
APPLICATION**

A total of not more than four (4) Temporary Use Permits for Off-Site Automobile Sales shall be issued for any calendar year within the city limits of the City of Ridgecrest.

Applicants may file an application no less than forty (40) calendar days and not more than one hundred and eighty (180) days, in advance of the proposed sale.

Issuance of a permit shall be pursuant to the provisions and criteria of Section 106-500 of the Ridgecrest Municipal Code.

APPLICANT:

Name: _____

(Issued only to a licensed California car dealer)

Contact Person: _____ Email: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone No.: _____

PROPERTY OWNER:

Name: _____

Contact Person: _____ Email: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone No.: _____

Location of Sale: _____

Dates of Sale: _____ to _____

Applicant's signature

Date (10 days approval period required)

Ridgecrest Municipal Code Article IX. Automobile Sales

Sec. 106-498. - General.

No person shall conduct an off-site automobile sale or permit off-site automobile sales to be conducted without first securing a permit pursuant to this article.

(Code 1980, § 20-31.1; Ord. No. 03-01, § 3)

Sec. 106-499. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Automobile means cars, light trucks, motorcycles, mopeds, and other forms of motorized vehicular transport.

Director means the director of community development.

Off-site sales means sale of three or more automobiles at a location not open for automobile sales business during regular business hours on a year-round basis.

Temporary use means use of property for off-site automobile sales for three or fewer consecutive days.

(Code 1980, § 20-31.2; Ord. No. 03-01, § 3)

Sec. 106-500. - Application for permit.

(a) Applications for a permit to conduct off-site automobile sales shall be filed with the director of community development. The applicant must be a licensed California car dealer. The director shall prepare an application form which requests information from the applicant needed by the director to make a decision consistent with this article. (b) The applicant shall file a completed application no fewer than 40 calendar days and no more than 180 calendar days in advance of the proposed sale. The director shall prepare a written decision within ten calendar days of the date a completed application is filed. The decision shall contain the findings of fact upon which the decision is made.

(Code 1980, § 20-31.3; Ord. No. 03-01, § 3)

Sec. 106-501. - Findings.

The following findings must be made by the director prior to approving a permit:

(1) The proposed use will be located, operated, and maintained in a manner consistent with each of the applicable sections of the Code, including the provisions of this article. (2) The proposed site shall be improved and shall be located within a commercial or industrial zone. (3) The proposed use will not be detrimental to property or improvements in the surrounding area or to the public health, safety, or welfare. (4) The proposed use will have no significant adverse environmental effects. (5) The proposed site is adequately served by streets or highways having sufficient width and improvements to accommodate the kind and quantity of traffic that the temporary use will or reasonably might generate. (6) Adequate temporary parking to accommodate vehicular traffic to be generated by the use will be available on-site or at alternate locations acceptable to the director. (7) The applicant has paid fees and deposits owed to the city, both related to the applied-for permit and to any other matter, in a timely manner, including any past-due payments for other permits if applicable.

(Code 1980, § 20-31.4; Ord. No. 03-01, § 3)

Sec. 106-502. - Permit decision.

Decisions on the permit application shall be made by the director in accordance with the criteria of this article. The director shall not issue more than four permits during each calendar year in the entire city. A permit for off-site automobile sales shall be effective for the dates specified by the director, not to exceed three days plus such time as the director approves for setting up and dismantling the site.

(Code 1980, § 20-31.5; Ord. No. 03-01, § 3)

Sec. 106-503. - Permit conditions.

The director may impose permit conditions necessary to ensure the permit will be in accordance with the findings required above. These conditions may include, but are not limited to, the following:

- (1) Provision of temporary parking facilities, including vehicular ingress and egress.
- (2) Regulation of nuisance factors such as prevention of glare or direct illumination of adjacent properties, noise, vibration, smoke, dust, dirt, odors, gases, and heat.
- (3) Regulation of temporary structures and facilities, including placement, height, size, and location of equipment, tents, or open spaces, including buffer areas and other yards.
- (4) Provision of sanitary facilities, solid waste collection, and disposal.
- (5) Provision of security or safety measures, including adequate lighting.
- (6) Regulation of size and location of signs.
- (7) Regulation of operating hours and days, including limitation of the duration of the temporary use to a shorter time period than that requested.
- (8) Submission of a performance bond or other security to ensure that any temporary facilities or structures used for the proposed temporary use will be removed from the site following the event and that the property will be restored to its former condition.
- (9) Any other conditions which will ensure the operation of the proposed temporary use in an orderly and efficient manner and in accordance with the intent and purpose of this article.

(Code 1980, § 20-31.6)

Sec. 106-504. - Revocation and amendment.

- (a) A permit may be revoked by the director upon violation of the terms of the permit.
- (b) The director may amend the terms or conditions of a permit to ensure the use is consistent with the required conditions.

(Code 1980, § 20-31.7; Ord. No. 03-01, § 3)

Sec. 106-505. - Appeal.

The director's decision to approve or deny an application for permit or to revoke or modify an approved permit may be appealed to the city council in accordance with the procedures set forth in this Code.

(Code 1980, § 20-31.8; Ord. No. 03-01, § 3)