TITLE 7 – BUSINESS AND COMMERCIAL CODE
CHAPTER 9 – VENDOR LOCATION ORDINANCE

TABLE OF CONTENTS

SUBCHAPTER A GENERAL PROVISIONS

Section 10 Purpose 1
Section 20 Short Title 1
Section 30 Definitions 1
Section 40 Administration and Enforcement of this Title 2
Section 50 Business License Requirement 2

SUBCHAPTER B REGULATIONS

Section 60 Regulations 2
Section 70 Approved Vendor Locations 3

SUBCHAPTER C ENFORCEMENT

Section 80 Enforcement 4
Section 90 Penalties 4

TITLE 7 – BUSINESS AND COMMERCIAL CODE
CHAPTER 9 – VENDOR LOCATION ORDINANCE

Legislative History: Adopted on July 23, 2026, by Resolution No. C07-210-26 and Ordinance No. 48-26.

SUBCHAPTER A GENERAL PROVISIONS

Section 10 Purpose (7 PYTC § 9-10)

The purpose of this ordinance is to provide the Pascua Yaqui Tribe with regulated spaces where business, transient merchants, and vending activities can take place.

Section 20 Short Title (7 PYTC § 9-20)

This ordinance shall be known as the "Pascua Yaqui Vendors Location Ordinance."

Section 30 Definitions (7 PYTC § 9-30)

(A) "Business" means all activities or action, personal, corporate, or otherwise, engaged in with the object of profit, gain, benefit or advantage, either directly or indirectly, wholly or in part, within lands subject to the jurisdiction of the Pascua Yaqui Tribe or engaged in business directly with the Pascua Yaqui Tribe.

(B) "Gaming Enterprise Division" ("GED") means that Division established by 2 PYTC § 3-1.

"Tribal Enterprise Division" ("TED") means that Division established by 2 PYTC § 3-2.

(C) "Person" means any natural person, trustee, court appointed representative, syndicate, association, partnership, firm, club, company, corporation, business, trust, institution, non-tribal agency, government corporation, municipal corporation, political subdivision, contractor, entity, supplier, vendor, vendee, volunteer, operator, user or owner, or any officers, agents, employees or other representative, acting either for himself or herself or for any other person in any capacity, or any other non-tribal entity recognized by law as the subject of rights and duties.

(D) "TERO" means the Tribal Employment Rights Office of the Pascua Yaqui Tribe.

(E) "Vendor or vending" means with respect to any goods or services, to sell, offer to sell, expose or display for sale, solicit offers to purchase, barter, or require someone to negotiate, establish, or pay a fee before providing goods or services, on a public street, alley, parking lot, sidewalk, or public right-of-way. Excluding events characterized as a donation. It shall not include such activity that is in conjunction with GED or TED. GED and TED shall regulate such activity.

(F) "First Come First Serve on a daily basis" means opportunities are allocated to vendors or in the order in which they act or apply per day. Vendors are not guaranteed space in the location of their choice. TERO has the authority to assign and reassign spaces and allow vendors to occupy the same space over time so long as it remains available.

Section 40 Administration and Enforcement of this Title (7 PYTC § 9-40)

TERO shall be responsible for the administration and enforcement of this title.

Section 50 Business License Requirement (7 PYTC § 9-50)

(A) Pursuant to 7 PYTC § 3-100, all Vendors must complete a Business License Application, provide all required documentation, obtain a tribal business license, and pay the license fee, prior to engaging Vendor or Peddler activities except for persons conducting business with the GED or TED who shall complete and file such application with the finance department of the GED.

(B) It is unlawful for any person to carry on any Vendor activities, specified in this chapter, without first having procured a Business License from the Pascua Yaqui tribe TERO Department.

SUBCHAPTER B REGULATIONS

Section 60 Regulations (7 PYTC § 9-60)

(A) Vendors shall only conduct business in the approved vendor locations specified in Section 110.

(B) Each vendor shall remove all trash and debris, including cooking oil, appropriately removed from the site.

(C) Each vendor regardless of business type, non-profit, or department is responsible for following the provisions in the Pascua Yaqui Business Commercial Code, TERO department ordinance and license provisions, and abide by Pascua Yaqui Health code provisions if applicable.

(D) Vendors are responsible for ensuring that their station does not obstruct the flow of traffic, pedestrians, or public safety personnel and vehicles.

(E) Any vendor that creates a health or safety hazard or a public nuisance, shall be prohibited from operating within the boundaries of the Pascua Yaqui Tribe.

(F) New vendors must notify the Pascua Yaqui TERO Department of its duration, location, and time of operation while utilizing a space under a "First Come First Serve" basis.

(G) For food vendors, a Food Handlers Card issued by either Indian Health Services or Pima Health Department is required.

The Indian Health Service Online Food Handler Training program may be completed by temporary food establishment personnel. To access the Online Food Handler Training

site, visit this link http://www.ihs.gov/foodhandler/. Upon completion of the online training module and exam, the vendor will be able to print out a copy of the Food Handler Certificate.

(H) Selling anything other than that which the vendor is licensed to vend is prohibited.

(I) Non-Tribal vendors are prohibited from selling cultural items and artifacts within lands subject to the jurisdiction of the Pascua Yaqui Tribe.

(J) All personal property, vehicles, equipment, and tents must be removed from sites when not operating.

(K) Each person who is engaged in vending shall, at all times while so engaged, have on his or her person an identification.

(L) Each person who is engaged in vending is prohibited from disrupting day-to-day commercial and business operations of Pascua Yaqui Tribe.

Section 70 Approved Vendor Locations (7 PYTC § 9-70)

(A) Vendors shall only conduct business at the following locations:

(1) The area surrounding the Bus Stop on Camino De Oeste directly in front of the Casino of the Sun.

(2) Under the solar panel parking at the Administration Complex on Camino De Oeste (ONLY DURING NON-BUSINESS HOURS).

(3) 7406 S Camino de Oeste - The area immediately around the Radio Station, not including the Casino of the Sun Parking Lot.

(4) Paved Lot at 7520 S Camino de Oeste.

(5) 4535 W Valencia Rd.

(6) Designated vending space in Pascua Yaqui health building common area.

(7) The North Parking lot on Los Reales and Camino De Oeste.

(8) Approved events held at the Cultural Grounds, Wellness Center, baseball fields, parking lots, Tribal Annex, and other approved spaces where community members congregate. Council may determine if a location is viable and necessary for certain functions if unforeseen circumstances occur.

(B) Spaces in the approved locations above are approved daily on a first come, first served basis. No Vendor is entitled, for any reason, to conduct Business in a particular location.

(C) Maps of the approved locations shall be available at TERO. TERO shall provide a map of the approved location upon approval of the Vendor’s Business License.

(D) In addition to any penalty, pursuant to Section 90 below, any Vendor found in violation of Section 60(A), by conducting Business outside of the areas above, shall be required to immediately cease conducting Business and move to one of the areas designated above.

SUBCHAPTER C ENFORCEMENT

Section 80 Enforcement (7 PYTC § 9-80)

The TERO Director or his designee has the authority to enforce this Chapter.

Section 90 Penalties (7 PYTC § 9-90)

During a Calendar year, any Vendor found in Violation of any provision of this Chapter shall be subject to the following penalties:

(A) First Offense – Written Warning

(B) Second Offense – Written Warning

(C) Third Offense – Revocation of Business License (Can reapply after 30 Days)

(D) Fourth Offense - Revocation of Business License (Can reapply after 90 Days)

(E) Fifth Offense - Revocation of Business License (Can reapply after 6 Months)

(F) Sixth Offense - Revocation of Business License (Can reapply after 1 year)

(G) Seventh Offense or More – Permanent Loss of Business License for Vending.