

CITY OF MOUND
ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 129 ZONING ORDINANCE PERTAINING TO FOOD TRUCKS AS AN ACCESSORY USE

The City Council of the City of Mound ordains:

SECTION 1. The City Council of the City of Mound hereby amends Chapter 129, Section 129-2 Definitions to add the following underlined text; the following term shall be put in alphabetical order and all unlisted definitions shall remain unchanged:

Food Truck means a food establishment that is located in or upon a self-propelled vehicle licensed by the state, containing a mobile kitchen, where food and non-alcoholic beverages are stored, prepared, and served in individual portions to walk-up customers. Also known as mobile food unit.

SECTION 2. The City Council of the City of Mound hereby amends the table found within Section 129-99 Allowable uses (residential districts) to add a row for Food Truck that identifies it as A (accessory) for all districts.

SECTION 3. The City Council of the City of Mound hereby amends the table found within Section 129-135 Allowable uses (non-residential districts) to add a row for Food Truck that identified it as A (accessory) for all districts.

SECTION 4. The City Council of the City of Mound hereby amends the table found within Section 129-139 (g) Allowable uses to add the following row with the underlined text:

Sec. 129-139. Mixed use districts

(g) Allowable uses

Within the mixed use districts, no building or land shall be used except for one or more of the following uses

P = Permitted Use

C = Conditional Use

(-) = Not Allowed

Use	MU-D	MU-C
Accessory Uses		
<u>Food Truck</u>	<u>P</u>	<u>P</u>

SECTION 5. The City Council of the City of Mound hereby adds the following section to Article V *Requirements for Specific Uses* with the following underlined text:

Sec. 129-205. Food Trucks.

ORDINANCE TO BE ACTED UPON AT NOVEMBER 9, 2021 COUNCIL MEETING

The following section regulates the operation of food trucks located on private property in all zoning districts. For information on regulations for food trucks operating on public property or within the public right-of-way, see City Code Sections 50-1 and 50-2.

(1) Where Allowed

- a. Food trucks owned by a restaurant may be operated on the private property on which the restaurant is located. If the restaurant is a tenant on the property, then a signed letter from the owner of the property granting permission for the food truck operation is required.
- b. Food trucks may be operated on non-restaurant private property only for the purpose of catering private events.
 - i. The food truck shall only sell food and beverage to people attending the private event.
 - ii. The food truck shall be located entirely on the property owned by the person or persons holding the event.

(2) Placement

- a. No portion of the food truck shall extend onto any right-of-way.
- b. Food trucks shall not park in or in any way block or infringe on drive aisles, sidewalks, access to loading/service areas, emergency access, fire lanes, or driveways serving adjacent properties.

(3) Licensing. All food trucks must have the required state and/or county licensing and permits for operation.

(4) Hours of Operation. The food truck shall be limited in operation to 7:00 a.m. to 10:00 p.m., unless otherwise granted by the City Council.

SECTION 5. This ordinance becomes effective on the first day following the date of its publication, or upon the publication of a summary of the ordinance as provided by Minn. Stat. § 412.191, subd. 4, as it may be amended from time to time, which meets the requirements of Minn. Stat. § 331A.01, subd. 10, as it may be amended from time to time.

Adopted by the City Council this 9th day of November, 2021.

Mayor Raymond J. Salazar

Attest: Kevin Kelly, Clerk

ORDINANCE TO BE ACTED UPON AT NOVEMBER 9, 2021 COUNCIL MEETING

Published in the **Laker** the _____ of _____, 2021.

Effective the _____ day of _____, 2021.