

MEMORANDUM

TO: Ordinance Revisions Committee

FROM: Jon Barrett, Zoning Coordinator

CC: Brett Lenart, Planning Manager

DATE: September 25, 2018

SUBJECT: Amendments to City Code Related to Temporary Uses, Outdoor Sales, Mobile Food Vending Services

The City receives numerous inquiries for food trucks on private property with no specific provision to enable such use the Planning Manager has directed this proposed ordinance for consideration. The Planning Commission discussed conceptual ideas for such amendments at their working session on May 8, 2016 and referred the matter to the Ordinance Revisions Committee for further discussion and refinement.

Current regulations

The zoning ordinance does not specifically allow or regulate mobile food vendors (food trucks).

Proposed Amendment

- **Mobile food vending service.**

Definition: Any motorized vehicle, trailer, or similar components, designed to be portable and not permanently attached to the ground, from which food is prepared and/or sold.

Mobile food vending services shall meet the following requirements:

- (1) The mobile food vending service shall not be located less than 10 feet to any public right of way, within any sight distance triangle, or within any required buffer. Mobile food vending service is allowed in any Mixed Use Zoning District (except D1 and D2 Downtown Districts) or any Nonresidential and Special Purpose Zoning District. Mobile food vendors shall be prohibited in any residential district and the D1 and D2 districts.

- (2) Any operator of a mobile food vending service must receive a Zoning Compliance Permit and display in the window of said vehicle. The maximum duration of a mobile food vending service permit is for 180 consecutive days at one location. All applications must include documentation of property owner permission for any proposed location, and Washtenaw County Health Department approval.
- (3) Trash receptacles must be provided for customers to dispose of waste. Such receptacle shall be located no more than ten (10) feet from the mobile food vendor.
- (4) The vendor is responsible for removing all associated trash, litter, and refuse from the site at the end of each business day. This includes food wrappers, food utensils, paper products, cans, bottles, food, and other such waste discarded improperly by customers.
- (5) Any hours of operation shall be between 8:00 a.m. and 10:00 p.m.
- (6) Parking lots or properties containing less than twenty parking spaces shall allow one mobile vendor. Parking lots containing 21 to 100 spaces may have up to two mobile vendors. Parking lots containing over 100 spaces may have up to five vendors.
- (7) Mobile food vendors shall not present any parking, traffic, vehicular accessibility or pedestrian or other non-motorized conflicts or impediments on the property. Mobile vendors shall not block or obstruct any fire lanes. Mobile vendors shall not violate any provisions of the local or State Building Codes.
- (8) There shall be a minimum 200-foot separation from any residential use or residentially zoned district. This measurement shall be taken from the property line to property line at the closest point.