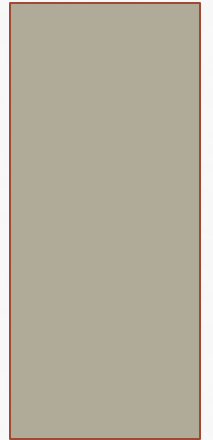


FOOD TRUCK AMENDMENT

ORDINANCE 2020-11



CURRENT CODE

- Currently licensed business with a physical, commercial presence in the C-2 or C-3 zones
 - 1. Sales may take place on any day except for days on which food will be sold at a special event to be held on City property.
 - 2. Food trucks operating under this section must be located in a safe and appropriate location as determined by the City Planner.
 - 3. Preparation, serving and storage of food is subject to inspection and approval by the Wasatch County Health Department.
 - 4. Any equipment or appliances used by the food truck must comply with City ordinances regulating noise.
 - 5. The sale of prepared food by mobile vendors is subject to collection and payment of sales tax in the same manner as any other prepared food sold in Midway City

CURRENT CODE

- 6. The holder of the permanent business that is licensed at the location where the food sales occur is responsible to ensure compliance with this section. The City assumes no responsibility for any contractual or legal relationships between the business license holder and the operator of the food truck.
- 7. The City reserves the right to immediately regulate, modify or terminate the sale of prepared food by a mobile vendor, with or without prior notice, if necessary to protect the public, health, safety or welfare or to abate a nuisance.
- 8. No alcoholic beverages or tobacco products may be sold or served from a food truck.
- 9. The provisions of this section allowing sale of prepared food by mobile vendors may be amended or repealed at any time by the City Council.

CURRENT CODE

- For a business to have a food truck operate on their property:
 - 1. File an application with the Midway City Planning Office identifying the date, time and location of the proposed food truck event, the name of the proposed vendor, and other required information required by the City, no later than the close of City office hours three business days before the proposed event.
 - 2. Pay a one-time fee for a single event, or an annual fee for the calendar year, in an amount set from time to time by the City Council.
 - 3. Submit a site plan with the application showing the proposed location of the food truck on the parcel. Location and placement of the food truck will be subject to review and modification by the City Planner for safety and access purposes.

FOOD TRUCKS

- Proposed code would allow food trucks on public property (excluding right-of-ways) if the property is rented for an event
 - Town Square, Centennial Park, Hamlet Park, etc.

FOOD TRUCKS

- The organizer of the event must rent the entire park or Town Square or one of the buildings on Town Square.
- Food trucks would not be allowed in the public right-of-way, only in the parking area of the Town Square or the rented city park.
- A site plan must be submitted and approved by city staff. Staff would review the site plan for safety, access, and traffic circulation around the food trucks.

FOOD TRUCKS

- All health code requirements must be met and approval from the Health Department given before the event takes place.
- The event organizer must submit a list of the food trucks participating to the City and the State so the sales tax from the food trucks is sent to the City.
- The event coordinator will need to be approved for a food truck permit, either a single event permit or an annual permit.

POSSIBLE FINDINGS

- The proposed code will allow food trucks on Midway City public areas if all requirements are met
- Food trucks have been included in several events and adding language in the code will make it clear what the requirements are for including food trucks
- Food trucks would only be allowed if the public property is rented
- Food trucks will need to comply with all Health Department requirements