



Legislation Details (With Text)

File #: ORD-14:025 **Version:** 1 **Name:** Amend Chapter 117 of the Code regulating the use of mobile vending units
Type: Ordinance **Status:** Passed
File created: 4/23/2014 **In control:** Public Works Council Committee
On agenda: **Final action:** 5/6/2014

Title: AN ORDINANCE TO AMEND CHAPTER 117, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF JONESBORO, ARKANSAS, BY CLARIFYING SECTION 117-258, (c) 2, TO REGULATE THE USE AND INSTALLATION OF MOBILE VENDING UNITS, AND TO DECLARE AN EMERGENCY IN ORDER TO COMPLY WITH STATE HEALTH DEPARTMENT STANDARDS.

Sponsors: Planning

Indexes: Code of Ordinances amendment

Code sections: Chapter 117 - Zoning

Attachments: 1. MEMO_MobileVending_TextAmendmentCover_Council, 2. Arkansas Department of Health Letter

Date	Ver.	Action By	Action	Result
5/6/2014	1	City Council	Passed	Pass
5/6/2014	1	City Council	Passed	Pass
5/6/2014	1	Public Works Council Committee	Recommended to Council	Pass

AN ORDINANCE TO AMEND CHAPTER 117, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF JONESBORO, ARKANSAS, BY CLARIFYING SECTION 117-258, (c) 2, TO REGULATE THE USE AND INSTALLATION OF MOBILE VENDING UNITS, AND TO DECLARE AN EMERGENCY IN ORDER TO COMPLY WITH STATE HEALTH DEPARTMENT STANDARDS.

WHEREAS, reasonable regulation of mobile vending is necessary to protect the public health, safety and welfare, and

WHEREAS, the regulations contained in this ordinance were found to contain language in conflict with the local health laws as it relates to the proper handling of food serving establishments; and

WHEREAS, the Metropolitan Area Planning Commission held a public hearing and unanimously voted to recommend approval to City Council of said text amendment revisions to Section 117-258, (c) 2 on April 8, 2014.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF JONESBORO THAT:

SECTION 1: That the City of Jonesboro Code Section 117-258, (c) 2, is hereby modified to read as follows:

(2) Prior to locating a commercial trailer or vending stand on any parcel, a building permit must be obtained. The trailer or stand must be permanently attached to a foundation with an approved permit issued; if wheels are to remain, then proper skirting shall be fully installed around the perimeter of the unit. Only one commercial trailer is permitted on each parcel, unless provide for otherwise within this ordinance.

SECTION 2: It is found and declared by the City Council that an emergency exists to bring current ordinances into compliance with the State Health Department, and this Ordinance, being necessary for the preservation of public peace, health and safety, shall take effect from and after its passage and approval.

SECTION 3: Conflict - If any part of this Section is found to be in conflict with any other Section of the Zoning Ordinance or with any other Ordinance, the most restrictive or highest standard shall prevail. If any part of this Section is explicitly prohibited by Federal law or state statute that part shall not be enforced.

PASSED AND ADOPTED this 6th day of May, 2014.