

CITY OF LAKE OZARK
A Missouri Municipality of the 4th Class

BILL NO.: 2024-25

ORDINANCE NO.: 2024-25

***AN ORDINANCE AMENDING SECTION 613.030 OF THE CODE OF THE
CITY OF LAKE OZARK, MISSOURI REGARDING MOBILE FOOD
VENDORS & VEHICLES***

WHEREAS, Chapter 613 of the Municipal Code of the City of Lake Ozark provides for the regulation of mobile food vending within the City of Lake Ozark, Missouri; and

WHEREAS, the City wishes to provide for mobile food vending that will preserve and promote the health, safety and general welfare of the public and create a system of regulations that promotes compatibility among land uses within the community and intended to minimize the harmful or nuisance effects resulting from noise, location, and other objectionable activities associated with the mobile food vending industry; and

WHEREAS, staff recommends certain changes to the existing regulations over mobile food vending as they pertain to location and water and wastewater provisions.

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF ALDERMEN, OF THE CITY OF LAKE OZARK, MISSOURI, THAT 613.030 OF THE CODE OF THE CITY OF LAKE OZARK, MISSOURI BE AMENDED FROM ITS EXISTING FORM TO READ AS FOLLOWS:

Section 1 of this Ordinance. The Section 613.030 of the Code of the City of Lake Ozark shall be amended to as follows:

Section 613.030. Use Standards and Requirements.

A person engaged in a mobile food vending business activity shall comply with the following regulations:

- a. Mobile food vending activity and the location of any mobile food vehicle is to be temporary. A mobile food vehicle may not park ~~in one~~ **on an** individual ~~location~~ **lot** for more than twelve (12) hours during any twenty-four (24) hour period unless part of an approved special event, in which case the vehicle may be continually parked in one individual location but only for the period of the approved special event.

- b. A mobile food vendor may not operate on any lot directly adjoining or across from any lot that has upon it an annually licensed business that primarily sells food and/or beverage products, and in no event within one hundred and fifty (150) feet of the main entrance of any annually licensed business that primarily sells food and/or beverages to the general public, unless the owner or authorized agent of said business gives their written consent, a copy of which consent must be available for inspection. Additionally, a mobile food vendor may not operate within five hundred (500) feet of any licensed special event without the consent of the holder of the permit for the special event or his/her authorized agent. A copy of said consent shall be kept available for inspection.
- c. A mobile food vehicle may not operate upon any public land, right-of-way or leased parking space unless as a part of an approved, permitted special event, and the holder of the special event permit gives written consent for operation within the permitted event area.
- d. No use of a public or private power source is permitted without the written consent of the owner, and such consent shall be available for inspection.
- e. Any person engaged in mobile food vending shall have for any mobile food vehicle a current copy of their sales tax certificate, lease/property use consent letter from the landowner or their authorized agent which shall specify a description of the property, the name of the mobile food vendor and the period that he/she is permitted to use the property. In addition, anyone engaged in mobile food vending must provide health department compliance and required inspection reports, vehicle registration and insurance that meets or exceeds the State requirements and a food liability policy that has minimum policy limits of \$1,000,000.00, and a copy of their required city, county, and/or state business licenses.
- f. Any person engaged in mobile food vending shall provide a sanitation plan, which must be approved by the City's Public Work's Director, that provides for disposal of grease and other liquids and solids, which under no circumstances are to be discharged into the City's wastewater or storm sewer systems. A mobile food vehicle shall be equipped with self-contained water and wastewater tanks; and they shall not be permitted to connect to any municipal residential or commercial utility service of the City of Lake Ozark. In addition, any person engaged in mobile food vending shall provide for trash and recycling containers for use by their patrons and shall police and keep clean the area within twenty-five (25) feet of their mobile operations of all trash and other debris. Such trash and debris must be deposited into a non-public trash container and properly disposed of.

g. Any mobile food vending operation shall have no more than one (1) sign, no larger than 24” x 36”, that is not physically attached to the mobile food vehicle and must be upon the same property as the mobile food operation is taking place and only for the term of actual operations.

Section 2 of this Ordinance. This Ordinance shall take effect and be in full force from and after its passage by the Board of Aldermen of the City of Lake Ozark.

First Reading: June 11, 2024

Second Reading: June 25, 2024

DULY READ AND APPROVED THIS 25th DAY OF JUNE 2024.

Alderman Watts	Aye
Alderman Ridgley	Aye
Alderman Thompson	Aye
Alderman Neels	Aye
Alderman Denny	Aye
Alderman Franzekos	Aye

APPROVE:

ATTEST:

MAYOR:

ACTING CITY CLERK:

Dennis Newberry

Kim Stevens