

ORDINANCE NO. 1469

AN ORDINANCE TO REPEAL AND RECREATE SECTION 262-76(A) OF THE CITY OF ST. FRANCIS CODE OF ORDINANCES ESTABLISHING ADDITIONAL REGULATIONS FOR MOBILE FOOD UNITS

WHEREAS, the Common Council of the City of St. Francis has established regulations concerning mobile food units in Chapter 272; and

WHEREAS, the Common Council further finds that requiring operators of mobile food units to obtain a permit of the same type utilized for transient merchants in the City will promote the public health, safety, and welfare;

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF ST. FRANCIS DO HEREBY ORDAIN as follows:

SECTION 1: Section 262-76(A) of the City of St. Francis Code of Ordinances is hereby repealed and recreated to read as follows:

262-76 Operating Rules

A. Vendors shall obtain any and all necessary license(s) and permits necessary including, but not limited to the following, and Vendor shall comply with the requirements of each such license and permit, which shall be continuously displayed while operating within the City.

- 1. ~~a~~ A Wisconsin seller’s permit and food-related license issued by the Milwaukee County Health Department; and
- 2. A vendor permit applied for, issued and maintained in accordance with the procedures set forth in § 367-2(D) through (I) and sections applicable thereto provided, however, that:
 - a. The permit issued shall be for a period of one year, terminating on December 31st;
 - b. Any vendor who obtains a permit under this section may employ additional persons who shall work under and subject to the direction of the vendor. Each such employee shall acquire identification from the City Clerk/Treasurer, at a fee of as provided by the current fee schedule; and
 - c. This subsection and the permit herein required shall be subject to the provisions of Wis. Stat. § 440.51, as the same relate to disabled ex-soldiers of the United States.

~~A. comply with the requirements of such license(s). All licenses shall be continuously displayed while operating within the City.~~

SECTION 2: SEVERABILITY.

The several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 3: EFFECTIVE DATE.

This ordinance shall take effect upon passage and publication as provided by law.

Passed and adopted at a regular meeting of the Common Council of the City of St. Francis this 15th day of September 2020.

CITY OF ST. FRANCIS

BY: **/s/Ken Tutaj**

Ken Tutaj, Mayor

ATTEST:

/s/Anne B. Uecker, MMC/WCPC

Anne Uecker, City Clerk/Treasurer