

ORDINANCE NO. 1446

AN ORDINANCE OF THE COUNCIL OF THE CITY OF WINSLOW, ARIZONA, AMENDING THE WINSLOW MUNICIPAL CODE, TITLE 5 (BUSINESS LICENSES AND REGULATIONS), BY AMENDING CHAPTER 5.13 (MOBILE FOOD VENDORS), SECTION 5.13.050 (OPERATIONAL REQUIREMENTS), AND BY AMENDING TITLE 17 (ZONING), CHAPTER 17.40 (C COMMERCIAL DISTRICT), SECTION 17.40.040 (PERMITTED CONDITIONAL USES), RELATED TO OPERATIONAL STANDARDS AND ZONING PROVISIONS FOR MOBILE FOOD VENDORS; PROVIDING FOR ZONING CONSIDERATIONS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING FOR SEVERABILITY.

WHEREAS, the City Council of the City of Winslow desires to amend Title 5, Chapter 5.13, by amending Section 5.13.050 and Title 17, Chapter 17.40, by amending Section 17.40.040; and

WHEREAS, the City Council has determined that such amendments are in the best interest of the City and of the health, safety and welfare of its citizens.

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Winslow, Arizona, as follows:

Section 1. In General.

The Winslow Municipal Code, Title 5, Chapter 5.13, Section 5.13.050 is hereby amended to read as follows (additions in **BOLDED ALL CAPS**; deletions in ~~strikeout~~):

5.13.050 Operational Requirements

* * *

- H. Location. A mobile food vendor shall operate a mobile food unit only in commercial zoning districts in accordance with the City zoning code and subject to the following limitations and conditions:

* * *

- 4. Notwithstanding the permission of a person owning or having lawful control of private real property, a mobile food unit shall not remain in one (1) location on private property for longer than ninety-six (96) consecutive hours, unless **(A)** the City grants permission for a permitted event greater than four (4) days; **OR (B) THE MOBILE FOOD VENDOR IS OPERATING ON PRIVATE PROPERTY IN A COMMERCIAL ZONING DISTRICT PURSUANT TO A CONDITIONAL USE PERMIT APPROVED BY THE**

CITY. "One (1) location" within this subsection means a location within a parcel of land and includes movements from different parked positions within the same parcel.

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The Winslow Municipal Code, Title 17, Chapter 17.40, Section 17.40.040 is hereby amended to read as follows (additions in **BOLDED ALL CAPS**; deletions in ~~strikeout~~):

17.40.040 Permitted Conditional Uses

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16. **THE OPERATION OF A MOBILE FOOD UNIT AS A SEMI-PERMANENT OR RECURRING USE ON PRIVATE PROPERTY FOR MORE THAN NINETY-SIX (96) CONSECUTIVE HOURS IS PERMITTED CONSISTENT WITH THE PROVISIONS OF SECTION 5.13.050(H)(4). FOR THE PURPOSE OF THIS SUBSECTION, "MOBILE FOOD UNIT" HAS THE SAME MEANING AS SET FORTH IN TITLE 5, CHAPTER 5.13.**

Section 2. Zoning Considerations.

In accordance with Article II, Sections 1 and 2, Constitution of Arizona, the City Council has considered the individual property rights and personal liberties of the residents of the City and the probable impact of the Ordinance on the cost to construct housing for sale or rent before adopting this ordinance. The City Council has also considered a housing impact statement in accordance with A.R.S. § 9-462.01(J)(1)-(3).

Section 3. Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

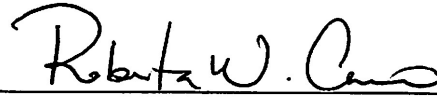
Section 4. Providing for Severability.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of the Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 5. Effective Date.


The effective date of this Ordinance shall be 30 days following adoption by the City Council if publication requirements are satisfied under A.R.S. § 9-812.

PASSED AND ADOPTED by the Council of the City of Winslow this 10th day of March, 2026.



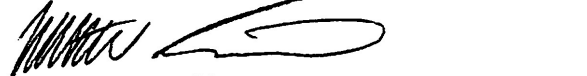
Roberta W. Cano, Mayor

ATTEST:



Suzy Wetzel, City Clerk

APPROVED AS TO FORM:



Trish Stuhan, City Attorney
Pierce Coleman PLLC