

ORDINANCE

#19-22

AN ORDINANCE BY THE MAYOR AND CITY COUNCIL OF THE CITY OF DUBLIN TO ESTABLISH PERMITTING AND REGULATIONS FOR MOBILE FOOD SERVICE UNITS IN THE CITY OF DUBLIN; TO ESTABLISH AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES

WHEREAS, the Mayor and Council are vested with the authority to require licensing for individuals and corporations who transact business within the corporate limits of the city to promote the public health, safety, and welfare pursuant to Paragraph II of Section II, of Article IX of the Constitution of Georgia and O.C.G.A. §36-35-3;

WHEREAS, the Mayor and Council find it in the best interest of the health, safety, and welfare of its citizens to require licensing for vendors of food who are mobile within the city;

WHEREAS, the Mayor and Council desire to set rules and regulations for mobile food vendors, or food trucks.

NOW, THEREFORE, THE MAYOR AND COUNCIL OF THE CITY OF DUBLIN HEREBY ORDAIN AS FOLLOWS:

SECTION ONE:

There is hereby added a new Article V to Chapter 12 of the code of ordinances of the City of Dublin to provide as follows:

Article V – Mobile Food Service

Section 12-120 – Purpose and intent.

It is the purpose of this Article to protect the public health, safety, and general welfare of individuals and the community at large; to establish uniform regulations for the operation of mobile food service units; and to enhance street-level economic opportunities within the City.

Section 12-121 – Scope.

This Article shall apply to the operation of all mobile food service units within the corporate limits of the City.

Section 12-122 – Definitions.

- (a) *Base of operation* means a food service establishment, or any other permitted location in which food, container, or supplies are kept, handled, prepared, packaged, stored, or placed in containers for subsequent transport, sale, or service elsewhere.
- (b) *Fixed food service establishment* means a non-mobile public or private establishment which prepares and serves meals, lunches, short orders, sandwiches, frozen desserts, or other edible products directly to the consumer either for carry out or service within the establishment. The term includes restaurants, coffee shops, cafeterias, short order cafes, luncheonettes, taverns, lunchrooms, places which retail sandwiches or salads, soda fountains, and similar facilities by whatever name called. This term shall not apply to establishments offering food service incidental to their operations, such as convenience stores, gas stations, and the like.
- (c) *Food truck* encompasses all mobile food service units with the exception of pushcarts.
- (d) *Mobile food service unit* means a trailer, pushcart, vehicle vendor or any other similar conveyance operating as an extension of an under the managerial authority of the permit