



HAINES CITY

WWW.HAINESCITY.COM

CITY MANAGER MEMORANDUM

To: The Honorable Mayor and City Commissioners

Through: James R. Elensky, City Manager

From: Richard Greenwood, Development Services Director

Date: February 1, 2024

Subject: Ordinance No. 24-2066 – Amend Chapter 15 of the Code of Ordinances – Section 15-62, Section 15-63(8) and adding Section 15-66 – Mobile Food Vendors – Second Reading

Executive Summary

Adopt Ordinance No. 24-2066, to amend Chapter 15 of the Code of Ordinances, Section 15-62, Section 15-63(8), and add Section 15-66.

Introduction

The intent of this item is to consider adoption of Ordinance No. 24-2066, to amend Chapter 15 of the Code of Ordinances, Section 15-62, Section 15-63(8), and adding Section 15-66.

Background

The purpose of this amendment is to create standards for mobile food vendors.

Further, upon adoption of this Ordinance, and it becoming effective, no Business Tax Receipts will be granted for Class 1 or Class II mobile food vendors. Additionally, those mobile food vendors that are currently operating and not in compliance with all Sections of Chapter 15, shall not be renewed when their Business Tax Receipt expires on September 30, 2024.

As of February 1, 2024, no new Business Tax Receipts for Class 1 or Class II mobile food vendors shall be issued. However, mobile food vendors, should they meet all requirements, may participate in City sponsored special events.

At the January 16, 2024 City Commission meeting, the City Commission discussed the text of Ordinance No. 24-2066 and received public comments from multiple citizens. The City Commission then adopted Ordinance No. 24-2066 (on First Reading) with one revision. The revision was a change in the distance requirement contained in Section 15-63(8) from “150 feet” to “500 feet.”



HAINES CITY

THE HEART OF FLORIDA

In preparation for the City Commission’s consideration of Ordinance No. 24-2066 on Second Reading at the City Commission meeting on February 1, 2024, the City Attorney (in conjunction with input from City administration staff members), added an additional proposed amendment to Ordinance No. 24-2066 to clarify the distance standard to be applied after the prospective adoption of the Ordinance on Second Reading. The additional proposed amendment to Ordinance No. 24-2066 is (i) the deletion of the phrase “Grandfathered mobile food trucks” contained in Section 15-62(f), and (ii) addition of the following clarification language to Section 15-62(f):

For purposes of clarification, the 500-foot distance standard stated in Section 15-63(8) below (which becomes effective on February 1, 2024), shall be applicable for purposes of determining compliance with subsection (f)(iii) herein.”

Organizational Goal(s)

Economic: Foster an environment that attracts economic opportunity and sustains economic viability.

Budget Impact

There will be minimal impact to the FY 2023-2024 budget as Business Tax Receipts for food trucks are less than \$37.

Recommendation

Staff recommends the City Commission adopt Ordinance No. 24-2066, to amend Chapter 15 of the Code of Ordinances, Section 15-62, Section 15-63(8), and add Section 15-66, on second reading.