

ORDINANCE NO. 2098

**AN ORDINANCE AMENDING ORDINANCE NO. 2089 §1 (IN PART) REGARDING
MOBILE FOOD VENDORS**

Recitals:

- A. Pursuant to CPMC, Chapter 1.01.040, the City Council, may from time to time make revisions to its municipal code which shall become part of the overall document and citation.
- B. Staff is working on a new City policy to allow seasonal vending at Don Jones Park. As a result, changes to the Mobile Food Business chapter are necessary to avoid conflicts with the proposed new policy.
- C. Staff also recommends changes to the code to allow mobile food vending in all City parks and a few other minor revisions for consistency within the code.
- D. Words ~~lined through~~ are to be deleted and words **in bold** are added.

THE PEOPLE OF THE CITY OF CENTRAL POINT DO ORDAIN AS FOLLOWS:

SECTION 1. Section 1 of Ordinance No. 2089 (2022) is hereby amended in part to read:

5.44.030 Mobile food vendors.

A. Applicability.

- 1. Permitted Use. Mobile food vendors shall be a permitted use on privately owned property in the C-N, C-4, C-5, GC, M-1, M-2 and civic zoning districts subject to the application procedures and standards in subsections B through D of this section.
- 2. Special Events. Mobile food vendors associated with special events as defined in Chapter 5.42 shall obtain a special event permit from the parks department and are exempt from the requirements of this chapter.
- 3. Parks. Mobile food vendors are ~~only~~ permitted in ~~Don Jones Park, Pfaff Park, and Twin Creeks Park~~ **city parks** subject to a special event permit obtained by the parks department. Mobile food vendors are not permitted **to operate** in ~~any other parks or~~ the public right-of-way.
- 4. **Notwithstanding subsection A.3 above, the city may establish a policy by resolution to allow Mobile Food Vendors and Specialty Food Vendors to apply for a seasonal use permit to operate in designated locations at Don Jones Park.**

Operations under a seasonal use permit at Don Jones Park are exempt from the requirements of this chapter.

SECTION 2. Section 1 of Ordinance No. 2089 (2022) is hereby amended in part to read:

5.44.060 Specialty mobile food vendor.

Specialty mobile food vendors shall obtain a Central Point business license ~~and mobile food vendor permit~~. Specialty mobile food vendors are subject to the following requirements:

A. Specialty mobile food vendors may be authorized to conduct business within the public right-of-way, ~~and~~ public **parking lots**, and private parking lots with written property owner consent.

B. Specialty food vendors shall limit the length of sales activity to no more than fifteen minutes in a single location in the public right-of-way and no more than fifteen minutes in a parking lot on public or private property. Moving the specialty food vendor vehicle to a new space on the same property to conduct sales activity in excess of fifteen minutes is prohibited and shall be grounds for suspending, revoking or denying future specialty food vendor permit as provided in Section [5.44.070](#) and/or [5.44.080](#).

C. Specialty food vendors shall not impede traffic on any road right-of-way.

D. Trash receptacles shall be provided by the specialty food vendor for customers.

E. Specialty food vendors shall be limited to operating between 10:00 a.m. and 7:00 p.m.

F. Specialty food vendors must obtain a Jackson County environmental health permit, if applicable.

G. Specialty food vendors must obtain an Oregon Liquor and Cannabis Commission (OLCC) liquor license and alcohol service permits if alcohol sales are part of the specialty mobile food business.

SECTION 3. Codification. Provisions of this Ordinance shall be incorporated in the City Code and the word "ordinance" may be changed to "code", "article", "section", "chapter" or another word, and the sections of this Ordinance may be renumbered, or re-lettered, provided however that any Whereas clauses and boilerplate provisions (i.e. Recitals A-C) need not be codified and the City Recorder is authorized to correct any cross-references and any typographical errors.

SECTION 4. Effective Date. The Central Point City Charter states that an ordinance enacted by the Council shall take effect on the thirtieth day after its enactment. The effective date of this ordinance will be the thirtieth day after the second reading.

PASSED by the Council and signed by me in authentication of its passage this ___ day
of April 13, 2023.



Mayor Hank Williams

ATTEST:



City Recorder