

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE SIX, CHAPTER FIVE, ARTICLE THREE, TO PROVIDE FOR AN ANNUAL FOOD TRUCK DECAL, THE COST OF THE DECAL, AND THE PLACEMENT OF THE DECAL, TO REPEAL ALL CODE SECTIONS AND ORDINANCES AND PARTS OF CODE SECTIONS AND ORDINANCES IN CONFLICT HEREWITH; TO PROVIDE AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

WHEREAS, Augusta, Georgia believes that food trucks are an efficient and effective way to provide amenities to the public enjoying outdoor spaces; and

WHEREAS, Augusta, Georgia believes that food trucks are small businesses that should be supported and encouraged; and

WHEREAS, regulation of food trucks for the health, safety, and general welfare of the public has been determined by both the State of Georgia and the Augusta, Georgia to be an important concern; and

WHEREAS, the Augusta-Richmond County Commission believes that an easily identifiable and visible decal of nominal cost, issued upon licensure by both the Augusta, Georgia Planning and Development Department and the Georgia Department of Public Health, shall promote the public's confidence in patronizing food trucks,

BE IT ORDAINED by the Augusta-Richmond County Commission, and it is hereby ordained by authority of the same as follows:

SECTION 1. Title 6, Chapter 5, Article 3, Section § 6-5-10 *Business Tax Certificate Required* of the Augusta, Georgia Code of Ordinances is hereby amended by adding subsection "d" as described in Exhibit "A".

SECTION 2. This ordinance shall become effective upon adoption.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

PASSED, ADOPTED, SIGNED, APPROVED AND EFFECTIVE this ____ day of _____, 2024.

(SEAL)

AUGUSTA, GEORGIA

By: _____

Garnett L. Johnson

Mayor

Attest:

Clerk of Commission

STATE OF GEORGIA

RICHMOND COUNTY

FIRST READING _____

SECOND READING _____

CLERK'S CERTIFICATE

I, LENA J. BONNER, Clerk of Commission, **DO HEREBY CERTIFY** that the foregoing pages constitute a true and correct copy of an ordinance adopted by the Augusta-Richmond County Commission ("the Commission") at an open public meeting duly called and lawfully assembled at 2:00 P.M., on the ____ day of _____, 2024, in connection with the foregoing ordinance, that such ordinance has not been modified or rescinded as of the date hereof, and the original of such ordinance being duly recorded in the Minute Book of the Commission, which Minute Book is in my custody and control.

I do hereby **CERTIFY** that there was a quorum of the Commissioners present at such meeting, and that such ordinance was duly adopted by the pursuant to the constituting and governing laws of the Augusta-Richmond County Commission.

Witness my hand and the official seal of Augusta, Georgia this ____ day of _____, 2024

(SEAL)

Lena J. Bonner
Clerk of Commission

DRAFT

Exhibit “A”

Article 3

Food Trucks

§ 6-5-10. Business Tax Certificate Required.

- a) The Food Truck vendor must obtain an annual Business Tax Certificate. During the Food Truck's hours of operation, the vendor shall display the current Business Tax Certificate (business license) and Richmond County Health Department issued Georgia Department of Public Health Mobile Food Service Permit and must have in the truck written authorization from the property owner for food vending.
- b) Prior to a Business License being issued the Food Truck vendor shall be approved by the Richmond County Health Department or the Georgia Department of Agriculture if selling commercially packaged food.
- c) The Augusta Fire Department will inspect for compliance with the NFPA 96 Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations 2004 Edition prior to a Business License being issued.
- d) The Planning and Development Department shall issue upon application and payment of a \$5.00 fee a decal to the food trucks with a current business license. The decal shall expire on December 31 of the calendar year. A current and non-expired decal shall be prominently displayed on the food truck approved by the department of Health and the Fire Department.