



LEGISLATIVE COVER MEMO

Introduction: August 15, 2022

Public Hearing: September 19, 2022

Effective Date: October 19, 2022

Agenda Item: **Ordinance 2022-24**

AMENDING PART NINE, TITLE FIVE, CHAPTER 935 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN, OHIO AND CREATING CHAPTER 935.07 (RULES APPLICABLE TO FOOD TRUCK PARK)

Submitted by: Jonathan Westendorf, City Manager

Scope/Description: This Ordinance amends Part 9 (Streets, Utilities and Public Services Code), Title 5 (Other Public Services), Chapter 935 (Other Public Services) to include a new Section 935.07 entitled "Rules Applicable to Food Truck Park." The City's Food Truck Park opened on August 5, 2022. These rules are necessary due to the unique nature of the Food Truck Park.

Vote Required for Passage: Per Section 4.03 of the City's Charter, the passage of this Ordinance requires the affirmative vote of a majority of Council members present.

Exhibits: Exhibit A: Chapter 935.07 Rules Applicable to Food Truck Park

Recommendation: Approval

CITY OF FRANKLIN, OHIO
ORDINANCE 2022-24

**AMENDING PART NINE, TITLE FIVE, CHAPTER 935 OF THE CODIFIED ORDINANCES OF THE CITY OF FRANKLIN,
OHIO AND CREATING CHAPTER 935.07 (RULES APPLICABLE TO FOOD TRUCK PARK)**

WHEREAS, the City of Franklin City Council is responsible for enacting laws to preserve the public health, safety and welfare of the citizens of the City of Franklin, Ohio;

WHEREAS, with the input of City Department heads and staff, Council has determined it is desirable and necessary to create **rules and regulations for the newly created Food Truck Park**;

WHEREAS, Council desires to amend Part 9, Title 5, Chapter 935 of the City's Codified Ordinances to create and include a new Section 935.07 (Rules Applicable to Food Truck Park), providing regulations for the Franklin Food Truck Park;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FRANKLIN, WARREN COUNTY, OHIO THAT:

Section 1. The City's Codified Ordinances are hereby amended to include a new Section 935.07, as set forth in Exhibit A, attached hereto.

Section 2. All ordinances or parts of ordinances that conflict with this Ordinance are hereby repealed.

Section 3. It is found that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council that resulted in this formal action occurred in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code, and the Rules of Council.

INTRODUCED: August 15, 2022

ADOPTED: September 19, 2022

ATTEST: _____
Khristi Dunn, Clerk of Council

APPROVED: _____
Brent Centers, Mayor

CERTIFICATE

I, the undersigned Clerk of Council for the Franklin City Council, do hereby certify that the foregoing is a true and correct copy of Ordinance 2022-16 passed by that body on September 19, 2022.

Khristi Dunn, Clerk of Council

APPROVED AS TO FORM:

_____, Ben Yoder, Law Director

935.07 Rules Applicable to Food Truck Park

The following rules and regulations shall apply only to the park known as the Food Truck Park:

(a) Animals. The prohibition contained in Section 935.01(a)(2) of this Chapter shall not apply to the Food Truck Park, and animals are permitted at the Food Truck Park, subject to the following conditions:

- 1. All pets brought to the Food Truck Park must be on a leash, no more than eight feet (8') long, and shall be kept under control at all times;*
- 2. No person shall permit animals of any kind under their ownership or control to run-at-large at the Food Truck Park;*
- 3. No person shall permit any animal under their ownership or control to be tied to any tree, plant, sign, or other object at the Food Truck Park;*
- 4. Persons shall clean up after their pets, and must deposit their pets' refuse in containers marked for such purposes. Any person failing to meet this requirement may be denied future access to the Food Truck Park;*
- 5. Any damage caused to property at the Food Truck Park by an animal running-at-large or who has been improperly tied up shall be the financial responsibility of the owner of said animal;*

(b) Use of tobacco, tobacco products, or tobacco derivatives prohibited. No person shall use any form of tobacco at or on the City-operated Food Truck Park.

(c) Hours of Operation. The hours of operation contained in Section 935.01(a)(12) of this Chapter shall not apply to the Food Truck Park, and the following shall be the hours of operations at the Food Truck Park:

- 1. Dawn to dusk;*
- 2. During City-sponsored events or otherwise permitted events, the hours of operation may be modified by the Public Works Director.*

(d) Parking. No person shall drive or take any vehicle into or park on the Food Truck Park at any time other than those vehicles permitted.

(e) Fire Pit. The fire pit located at the Food Truck Park may only be lit, used, cleaned, and operated by City employees. No person shall light or cause to be lit any items in the fire pit.