

ORDINANCE NO. 2024-O-19

AN ORDINANCE AMENDING THE CITY OF GLEN ROSE CODE OF ORDINANCES, CHAPTER 4.09.005 MOBILE FOOD VENDORS DISTANCE REGULATIONS; PROVIDING FOR REPEALING, SEVERABILITY, AND PROPER NOTICE, MEETING AND QUORUM CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Glen Rose, Texas (City) is a Type A general-law municipality located in Somervell County, created in accordance with the provisions of Chapter 6 of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City of Glen Rose Code of Ordinances, Chapter 4.09.005 Mobile Food Vendors Distance Regulations outlines the basic details of the requirements for mobile food vendors; and

WHEREAS, the City Council wishes to amend Chapter 4.09.005 *Mobile Food Vendors, Distance Regulations* to take out the regulation requiring a boundary line of any residential zoning district

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLEN ROSE, TEXAS:

SECTION 1 INCORPORATION OF RECITALS

The above recitals are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2 AMENDMENTS TO CHAPTER 4.09.005 *MOBILE FOOD VENDORS DISTANCE REGULATIONS*

Chapter 4.09.005 is hereby amended to read as follows:

4.09.005 Distance Regulations

- ~~a. —A mobile food vendor shall not conduct business within any residential zoning district. A mobile food vendor shall not conduct business within two hundred (200) feet of the boundary line of any residential zoning district.~~
- ~~b.~~ a. A mobile food vendor shall not conduct business within two hundred (200) feet of the primary entrance of an open and operating food service establishment. This distance may be reduced upon receiving written, notarized permission from the owner of said establishment. Mobile food vendor is a mobile food court that will follow the requirements listed in the mobile food court article.
- ~~c.~~ b. If a new food service establishment opens within two hundred (200) feet of a mobile food vendor as set forth in subsection (b) above, the mobile food vendor must receive written, notarized permission from the new establishment's owner to continue operating at that location.
- ~~d.~~ c. A mobile food vendor shall not locate closer than nine (9) feet to any front property line (adjacent to any street) or any rear property line (adjacent to any alley). The mobile food vendor shall not locate a mobile unit in such a manner or location that obstructs or causes to be obstructed the passage of any sidewalk, street or alley or any other public place, by causing people to congregate at or near the mobile unit.

- ~~e.~~ d. A mobile food vendor shall not locate on any private property without written permission to do so, and if told to leave, must comply and leave the property immediately. A copy of the owner's written, signed, and notarized permission to operate in a stationary location shall be kept within the mobile unit for documented verification.

SECTION 3
SAVINGS/REPEALING CLAUSE

Chapter 4 of the City's Code of Ordinances shall remain in full force and effect, save and except as amended by this or any other ordinance. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances shall remain in full force and effect.

SECTION 4
SEVERABILITY CLAUSE

Should any section, subsection, sentence, clause, or phrase of this Ordinance be declared unconstitutional, illegal or invalid by a court of competent jurisdiction, it is expressly provided that any remaining portions of this Ordinance shall remain in full force and effect. Glen Rose hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

SECTION 5
PROPER NOTICE, MEETING, AND QUORUM CLAUSE

It is hereby officially found and determined that the meeting at which this Ordinance was adopted by majority vote of the City Council of the City of Glen Rose, Texas was open to the public; that public notice of the time, place, and purpose of the meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code; and, that a quorum was present pursuant to Section 22.039 of the Texas Local Government Code.

SECTION 6
EFFECTIVE DATE

This Ordinance shall become effective August 12, 2025.

PASSED AND APPROVED this 12th day of August, 2025.

Joe Boles, Mayor

ATTEST:

Veronica Welch, City Secretary