

ORDINANCE NO. 2025-O-18

AN ORDINANCE AMENDING THE CITY OF GLEN ROSE CODE OF ORDINANCES, CHAPTER 4.09.003 MOBILE FOOD VENDORS INSPECTIONS, PERMITS, AND FEE; 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 4.09.003 Mobile Food Vendors Inspections Permits, and Fee outlines the basic details of the requirements for mobile food vendors; and

WHEREAS, the City Council wishes to amend Chapter 4.03.003 *Mobile Food Vendors, Inspections Permits, and Fee* to take out the requirement for a background check as a part of the permit process.

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 4.09.003 MOBILE FOOD VENDORS INSPECTIONS, PERMITS, AND FEE

Chapter 4.09.003 is hereby amended to read as follows:

4.09.003 Inspections, Permits And Fee

1. A mobile food vendor shall submit a completed application for a mobile food vending permit to the building and planning office and shall complete all required inspections through the fire marshal's office and the Texas State Health Department. A mobile food vending permit shall be required for each mobile unit utilized. The application fee for applying for a mobile food vending permit shall be found in Appendix A Fee Schedule and said fee is to be paid for each unit to be in service.
2. A mobile food vendor shall obtain:
 1. A mobile food vending permit issued by the building and planning office;
 2. A food service permit from the Texas Department of Health prior to conducting business in the city;
 3. Inspection from the fire marshal's office must be successfully completed prior to consideration and approval of a mobile food vending permit by the building and planning office;

4. The mobile food vending permit issued by the building and planning office is not transferable and shall be valid for one (1) year from the date of permit issuance; a one-day permit for a city-sponsored event is permitted and shall be approved by the City Administrator and or/Development Services Director.

~~5. A background check for the owner and each employee is also required as part of the permit process. Up to 5 background checks are included in the application fee. Additional background checks will be conducted for an additional \$5.00 per applicant; and~~

- ~~6.~~ 5.-Subsequent renewal shall be subject to all the requirements listed above.

(c) Mobile food vendors must comply with Chapter 228 of the Texas Administrative Code and Rule 228.221 Mobile Food Units

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