



COUNCIL ACTION SUMMARY SHEET

MEETING DATE: July 8, 2024

TOPIC Review of Mobile Food Establishments Ordinance

BACKGROUND BRIEF:

Pursuant to the request of Council Member Van Portfliet at the May 22, 2023, regular meeting, village council is scheduled to review the village's current Mobile Food Establishments ordinance, Lake Orion Code of Ordinances, Sec. 115.01 et. seq. Attached are the suggested changes to the Mobile Food Establishments Ordinance from Council Member Van Portfliet that were presented to Council last fall. Also attached are the Village Council meeting minutes from the September 11, 2023, meeting for Council's information.

Administration requests that Council provide additional direction regarding the following areas so that an ordinance can be drafted for July 22, 2023, Council introduction and first reading:

- Are the definitions contained in the current mobile food establishments ordinance for "private event" and "village event" sufficient or are new definitions necessary? We will include the time limitations of five days and three days as determined by Council in the definitions.
- The Zoning Ordinance prohibits permanent commercial uses of land within residential zoning districts, other than home occupations. Prepping of food trucks or trailers in the open on residentially zoned land is not permitted. How does the Council wish for Administration to address this?
- The Commercial Vehicle Ordinance prohibits commercial vehicles with an unloaded gross weight greater than 5,000 pounds from traveling on local streets unless connected with a Village business or the owner has a specific or isolated local delivery. What are the Council's desires, if any, in relaxing these requirements?
- The Council's recommended changes do not address the issue of restricting food trucks within the boundaries of a public event to those with prior approval of the event organizer. Does Council wish to include such provisions in the ordinance changes?

Once Administration receives clarification on these items, we will proceed to draft an ordinance for Council consideration.

SUMMARY OF PREVIOUS COUNCIL ACTION:

05/22/2023 - Council Member Van Portfliet requested, and council concurred, to place the Mobile Food Establishments ordinance on the June 12, 2023, meeting agenda for review and discussion.

06/12/2023 - Council requested copies of similar ordinances from neighboring communities similar in size to Lake Orion for further discussion.

08/28/2023 - Council postponed action on this item until its September 11 meeting to provide an opportunity for council members and local mobile food vendors to submit recommended changes for consideration.

09/11/2023 – Council directed Administration to prepare a proposed draft ordinance which includes Council Member Van Portfliet's comments submitted at the September 11, 2023, regular Village Council meeting; provide definitions for public events and private events with time duration of 5 days for public events and 3 days for private events; address storage or parking for prep time up to 48 hours; and check with the Commercial Vehicle Ordinance on how to allow food trucks to be allowed at the owners home for preparation up to 48 hours.

FINANCIAL IMPACT:

None

RECOMMENDED MOTION:

None