



AGENDA MEMO

Business of the City Council

City of Sweeny, Texas

Meeting Date	6/16/2026	Agenda Items	
Approved by City Manager	Yes	Presenter(s)	City Secretary
Reviewed by City Attorney	Yes	Department	Ordinances
Subject	Discussion and possible action to Ordinance 26-103, amending Chapter 115, entitled Mobile Food Establishments. AN ORDINANCE OF THE CITY OF SWEENY, TEXAS, AMENDING CHAPTER 115 OF THE CODE OF ORDINANCES OF THE CITY OF SWEENY ENTITLED MOBILE FOOD ESTABLISHMENTS; REPEALING 115.01 ENTITLED PERMIT REQUIREMENTS; REPEALING 115.02 ENTITLED TEMPORARY FOOD ESTABLISHMENTS; REPEALING 115.03 ENTITLED PERMANENT FOOD ESTABLISHMENTS; REPEALING 115.04 ENTITLED FOOD PERMIT FEES; ADDING A NEW SECTION 115.05 ENTITLED REGULATIONS FOR MOBILE FOOD ESTABLISHMENTS; PROVIDING A SAVINGS CLAUSE: PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES TO THE EXTENT OF CONFLICT ONLY; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FORCE AT THE DATE OF ITS PASSAGE.		
Attachments / Supporting documents			
Financial Information	Expenditure Required:	\$400+	
	Amount Budgeted:	N/A	
	Account Number:		
	Additional Appropriation Required:		
	Additional Account Number:		

Executive Summary

At the May 19, 2026, Regular Meeting, Council approved proposed amendments to the mobile food establishments ordinance to reflect state-mandated changes. This final approval is required to fully complete the process.

The City's current mobile food vendor ordinance requires updates to reflect recent changes in Texas state statutes and regulatory oversight. The Texas Department of State Health Services (DSHS) has updated permitting requirements and guidance applicable to mobile food vendors operating within local jurisdictions. Additionally, recent legislation (House Bill updates) clarifies and outlines the authority of local municipalities in regulating and enforcing provisions related to mobile food vendors.

Under [HB 2844](#) (2025) and the new DSHS framework, cities still retain meaningful—but more limited—authority over mobile food vendors. The key concept is:

The State now controls licensing, food safety standards, and primary regulation, while cities retain authority over “time, place, and manner” (non-conflicting local regulations)

Recommended Action

Motion: To approve Ordinance 26-103, amending Chapter 115 entitled Mobile Food Establishments.