

ORDINANCE

#19-24

AN ORDINANCE BY THE MAYOR AND COUNCIL OF THE CITY OF DUBLIN AMENDING THE ZONING ORDINANCE TO ALLOW MOBILE FOOD SERVICE UNITS WITHIN CERTAIN ZONING DISTRICTS OF THE CITY; TO DEFINE NEW TERMS; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, the Mayor and Council are vested with the authority and substantial powers, rights, and functions to generally regulate the usage of land within the City for the purposes of maintaining health, safety, morals, and the general welfare pursuant to the Georgia Constitution, Art. IX, Sec. 2, Par. IV; and

WHEREAS, the Mayor and Council desire to allow mobile food service units within the City in certain zoning districts while protecting the nature and character of each district.

NOW, THEREFORE, THE MAYOR AND COUNCIL OF THE CITY OF DUBLIN HEREBY ORDAIN AS FOLLOWS:

SECTION ONE:

There are added new terms in appropriate, alphabetical, order to Section 12.1 of Article 12, Definition of Terms, of Appendix A – Zoning of the Code of Ordinances of the City of Dublin and the following definitions shall apply to those terms, which shall read as follows:

Food Truck encompasses all mobile food service units with the exception of pushcarts.

Mobile Food Service Unit means a trailer, pushcart, vehicle vendor or any other similar conveyance operating as an extension of and under the managerial authority of the permit holder of its permitted base of operation for the retail sale or distribution of food and/or beverage.

Pushcart means a human propelled, self-contained, enclosed food service cart that operates at pre-determined locations as approved by the local health authority and the City of Dublin. Pushcarts shall be no larger than 5 feet by 10 feet in size.

Ice Cream Truck means a food truck in which ice cream, popsicles, ice sherbets, or other frozen desserts of any kind are carried for the purpose of retail sale on the streets of the city, but no other types of food.

SECTION TWO:

There is added a new subparagraph (j) to Section 5.1.1. *Uses permitted* (Single-family residential district, R-1), to Article 5. – Use Requirements for Districts, of Appendix A of the Code of Ordinances of the City of Dublin which shall read as follows:

“(j) Ice Cream Trucks in accordance with the city ordinances governing the same.”

SECTION THREE:

There is added a new subparagraph (c) to Section 5.45.1. *Uses permitted* (High Density Residential Development, R-5), to Article 5. – Use Requirements for Districts, of Appendix A of the Code of Ordinances of the City of Dublin which shall read as follows:

“(c) Ice Cream Trucks in accordance with the city ordinances governing the same.”

ORDINANCE

#19-24