

ORDINANCE 2017-02

AN ORDINANCE OF THE CITY OF BRENTWOOD, TENNESSEE, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF BRENTWOOD BE AMENDED BY REVISING VARIOUS SECTIONS OF CHAPTER 78 TO PROVIDE FOR MOBILE FOOD VENDING AS A PERMITTED USE AND TO ESTABLISH SIGNAGE REGULATIONS FOR MOBILE FOOD VENDORS

WHEREAS, Ordinance 2017-01 establishes regulations for mobile food vendor operations; and

WHEREAS, the Brentwood Zoning Ordinance, as codified in Chapter 78 of the Brentwood Municipal Code does not specifically provide for mobile food vending as a permitted use; and

WHEREAS, it is appropriate to provide for mobile food vending as a permitted use, subject to the regulations established by Ordinance 2017-01.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF BRENTWOOD, TENNESSEE, AS FOLLOWS:

SECTION 1. That sections 78-122, 78-142, 78-162 and 78-182 of Chapter 78 of the Code of Ordinances of the City of Brentwood shall each be amended by adding a new subsection to read as follows:

- (11) Mobile food vending associated with events conducted by homeowner or property owner associations or with other special events approved by the planning commission, provided that mobile food vending operations shall be subject to the regulations established in chapter 18, article VI of this Code. In addition, mobile food service vehicles providing pre-arranged catering services on private property are permitted, provided that no such mobile food service vehicle is open to or serving the general public.

SECTION 2: That section 78-202 of Chapter 78 of the Code of Ordinances of the City of Brentwood shall be amended by renumbering the existing subsections (8) through (10) as subsections (9) through (11) respectively, and by inserting a new subsection (8) to read as follows:

- (8) Mobile food vending, subject to the regulations established in chapter 18, article VI of this Code.

SECTION 3: That section 78-222 of Chapter 78 of the Code of Ordinances of the City of Brentwood shall be amended by renumbering the existing subsections (16) and (17) as subsections (17) and (18) respectively, and by inserting a new subsection (16) to read as follows:

- (16) Mobile food vending, subject to the regulations established in chapter 18, article VI of this Code.

SECTION 4: That section 78-242 of Chapter 78 of the Code of Ordinances of the City of Brentwood shall be amended by renumbering the existing subsections (24) and (25) as subsections (25) and (26) respectively, and by inserting a new subsection (24) to read as follows:

- (24) Mobile food vending, subject to the regulations established in chapter 18, article VI of this Code.

SECTION 5: That section 78-252 of Chapter 78 of the Code of Ordinances of the City of Brentwood shall be amended by renumbering the existing subsections (13) and (14) as subsections (14) and (15) respectively, and by inserting a new subsection (13) to read as follows:

- (13) Mobile food vending, subject to the regulations established in chapter 18, article VI of this Code.

SECTION 6: That sections 78-262, 78-282, 78-302 and 78-322 of Chapter 78 of the Code of Ordinances of the City of Brentwood shall each be amended by adding a new subsection at the end of said sections, the new subsection to read as follows:

- () Mobile food vending, subject to the regulations established in chapter 18, article VI of this Code, and limited to the following circumstances:
- a. Mobile food service vehicles may operate at food truck rallies or other special events that have been approved in advance by the city.
 - b. At the invitation of the property owner or tenant, up to two mobile service vehicles may operate on an occasional basis, not to exceed one day per week, and for no more than four hours per day on any property within the district.
 - c. Mobile food service vehicles providing pre-arranged catering services are permitted, provided that no such mobile food service vehicle is open to or serving the general public.

SECTION 7. That section 78-419(h) of the Code of Ordinances of the City of Brentwood shall be amended to read as follows:

- (h) Portable signs, other than signs associated with mobile food service vehicles, subject to the limitations established in section 18-185(l) of this Code, or sandwich board signs allowed in the C-2, C-3 and C-4 zoning districts.

SECTION 8. That section 78-420(a) of the Code of Ordinances of the City of Brentwood shall be amended by adding a new subsection to read as follows:

- (10) Signs associated with mobile food service vehicles, subject to the limitations established in section 18-185(l) of this Code.

SECTION 9. In case of conflict between this ordinance or any part hereof, and the whole or part of any existing ordinance of the City, the provision that establishes the higher standard shall prevail.

SECTION 10. If any section, subsection, clause, provision or portion of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, subsection, clause, provision or portion of this ordinance.

SECTION 11. That this ordinance shall take effect from and after its final passage and publication thereof, or fifteen days after its first passage, whichever occurs later, the general welfare of the City of Brentwood, Williamson County, Tennessee, requiring it.


PASSED: 1st reading 1/10/2017
2nd reading 2/27/2017

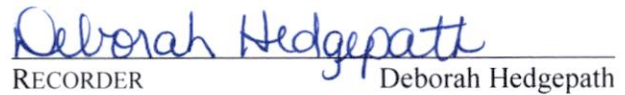
PUBLIC HEARING
Notice published in: Williamson (Tennessean)
Date of publication: 1/25/2017
Date of hearing: 2/13/2017

PLANNING COMMISSION 2/6/2017

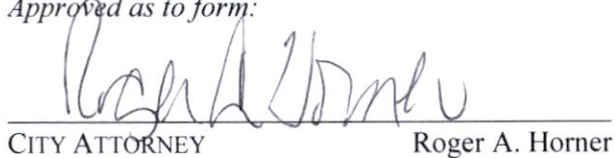
NOTICE OF PASSAGE
Notice published in: Williamson Tennessean
Date of publication: 3/5/2017

EFFECTIVE DATE 3/5/2017


MAYOR Regina Smithson


RECORDER Deborah Hedgepath

Approved as to form:


CITY ATTORNEY Roger A. Horner