

REPORT TO THE CITY COUNCIL



DATE: September 3, 2019

TITLE: Second Reading and Adoption of an Ordinance Amending Chapter 5.52 Permitting and Regulating Mobile Food Vending Vehicles, Amending Chapter 17.136 Temporary Use Permits, and Adding Section 17.12.390 Mobile Food Vending Vehicle Parks of the Desert Hot Springs Municipal Code

Prepared by: Rebecca Deming, Community Development Director

RECOMMENDATION

Approve Second Reading, read by title and adopt: "An Ordinance of the City Council of the City of Desert Hot Springs, amending Chapter 5.52 Permitting and Regulating Mobile Food Vending Vehicles, amending Chapter 17.136 Temporary Use Permits and adding Section 7.12.390 Mobile Food Vending Vehicle Parks, of the Desert Hot Springs Municipal Code.

DISCUSSION

On April 2, 2019, the City Council held a Study Session to discuss food trucks and how they would like to move forward. Staff was directed to prepare an update to allow flexibility to permit food trucks. The current Desert Hot Springs Municipal Code (DHSMC) only permits food trucks through Special Events or Temporary Uses. With the direction of the City Council, Staff and the City Attorney's Office prepared an Ordinance (Exhibit 1) regulating food trucks within City Rights-of-Way, as temporary uses, and as permanent food truck parks.

On June 11, 2019, the Planning Commission held a Public Hearing regarding the proposed Ordinance and recommended the City Council approve as proposed.

On July 3, 2019, The City Council held a Public Hearing and approved the Ordinance at its first reading with removal of the following sections:

- A Portion of 5.52.030(A)(17)
In order for a Mobile Food Vending Vehicle to remain parked and vending in one location longer than one hour, it must be situated within two hundred (200') feet travel distance of a legally approved and permitted toilet and handwashing facility.
- 5.52.50(B)(1)
Stop at one location for longer than an hour without being situated within two hundred (200') feet travel distance of a legally approved and permitted toilet and handwashing facility.
- 17.12.390(B)(7)
If Mobile Food Vending Vehicles will remain on site after closing, then a fencing and security cameras are required to enclose the Mobile Food Vending Vehicle Park to prohibit unlawful entry.

FISCAL IMPACT

Possible increase in Business License fees and permit fees if new food trucks come into the City.

EXHIBIT(S): 1) Proposed Food Truck Ordinance