

1 Introduced November 27, 2018, by
2 Councilwoman Harbison, seconded by
3 Councilman Borchert, (by request of
4 Administration)

5 **Item No. 18-06-3232**

6 **ORDINANCE NO. 3916**

7
8 An ordinance allowing Mobile Food Service trucks in all commercial and
9 industrial zoning districts that permit drive through restaurants.

10
11 WHEREAS, Mobile Food Services, also known as Food Trucks, comprises
12 establishments that primarily engage in preparing and serving meals and snacks for
13 immediate consumption and includes both restricted and unrestricted food services where
14 restricted is limited to prepackaged food and drinks and unrestricted allows cooking; and

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17 WHEREAS, Mobile Food Services can provide a unique service that when
18 properly regulated is complimentary to fixed location restaurants; and

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20 WHEREAS, Mobile Food Services can provide food service to remote
21 locations and temporary sites that cannot be serviced by fixed location restaurants.

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24 NOW THEREFORE BE IT ORDAINED by the Slidell City Council that Mobile
25 Food Service is added as a permitted use in all commercial and industrial zoning districts
26 that permit drive through restaurants. Mobile Food Services can also operate on a
27 residential lot subject to the restrictions identified in paragraph 4.B. Operation of a Mobile
28 Food Service is subject the time, place, and health and safety requirements identified
29 below.
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34 1. Definitions.

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36 A. See City of Slidell Code of Ordinances, Appendix A: Zoning; Part 9
37 definitions for standard zoning definitions.
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4 B. Mobile Food Service: Establishments primarily engaged in preparing and
5 serving meals and snacks for immediate consumption from motorized or non-
6 motorized carts.¹

7 1) Restricted Mobile Food Service. Vendor is restricted to sale of
8 prepackaged food and drinks.

9 2) Unrestricted Mobile Food Service. Vendor can offer food that is
10 packaged and/or prepared in the mobile unit.

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12 2. Licenses and Permitting.

13 A. Mobile Food Service motorized vehicles and trailers towed by a motorized
14 vehicle must be registered with the Department of Motor Vehicles for the
15 state where they are domiciled, be street ready, and have a valid safety
16 inspection.

17 B. Operators of Mobile Food Service motorized vehicles or trailers towed by a
18 motorized vehicle must possess a valid driver's license.

19 C. Mobile Food Service operators must apply for and be issued a permit by the
20 City's Finance Department to operate in any Location as identified in Sec. 4
21 herein, within City Limits. Permits can be issued for a single event or for an
22 entire year. Permit fees are:

23 Single Event: \$75.00 for up to a 72-hour period

24 Annual: \$500.00

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27 3. Sales Tax. Mobile Food Service owners are required to remit sales tax for all sales
28 made within the City of Slidell's jurisdiction. The applicant must present proof of a
29 current sales tax account with the St. Tammany Parish Sheriff Department before a
30 single event or annual permit will be issued. If the Mobile Food Service owner fails
31 to remit sales tax they will not be issued any new single event or annual permits
32 until all past taxes have been paid.

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34 4. Location.

35 A. Commercial and Industrial districts.

36 1) Private Property.
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39 ¹ North American Industry Classification System, United States, 2012, NAICS Code 72233, p. 892.

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4 a) Mobile Food Services can operate on private property with
5 written permission of the property owner or a holder of a lease
6 for the property.

7 b) Mobile Food Services operating in an off-street parking lot
8 during the same hours of the principal Uses' hours of operation
9 may only occupy up to ten percent (10%) of the parking spaces
10 in such a lot, including vehicle, temporary seating, and trash
11 receptacles.

12 2) Public Streets. Mobile Food Services can set up and operate on city
13 owned public streets.

14 a) When parking on city streets the Mobile Food Service can take
15 up no more than two parking spaces.

16 b) Mobile Food Services can park on public streets in permitted
17 parking areas only when open for business. Public parking
18 spaces cannot be reserved for Mobile Food Services.

19 c) The hours of operation for a Mobile Food Service while open
20 for business on a public street shall be between the hours of
21 6:00 a.m. and 3:00 a.m., unless otherwise specified in a Single
22 Event permit.

23 3) City Parks.

24 a) Mobile Food Services can set up and operate within a city
25 owned park with written permission of the Director of Parks and
26 Recreation or when taking part in a festival with the permission
27 of the person or organization that has reserved the park for an
28 approved special event.

29 b) Outdoor seating may be provided on-site when operating in
30 City Parks. No seating shall be permanently installed and all
31 seating shall be removed when Mobile Food Service is not
32 open for business.

33 c) Mobile Food Service vehicles cannot remain in a public park
34 overnight or when not open for business.

35 B. Private Events in a Residential District. A Mobile Food Service can operate
36 on private property in a residential district provided that:
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- 4 1) Permission is granted by the property owner.
5 2) Service is provided in support of a specific event/party.
6 3) Service is provided on the private property and does not encroach
7 onto public property.
8 4) Items sold and/or provided are only available to guests attending the
9 event.
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11 5. Health and Safety.

- 12 A. Mobile Food Services vehicles must be parked and oriented in locations so
13 as not to create a safety hazard. Cuing lines and sales windows at the point
14 of exchange should be afforded sufficient space so that they do not block the
15 street travel lanes, impede public sidewalks, block driveways, or cross on to
16 private property.
17 B. Non-motorized carts must abide by all applicable traffic laws and regulations
18 and shall not block public sidewalk or building entrances and exits.
19 C. Mobile Food Service operations will comply with all Louisiana Department of
20 Health and Hospitals regulations, and applicants for a permit must provide a
21 copy of their Health Certificate with their permit application. The Health
22 Certificate must be available upon request when the Mobile Food Service is
23 operating.
24 D. Unrestricted Mobile Food Service motorized and non-motorized vehicles
25 must acquire an inspection report from Fire District 1 indicating the mobile
26 unit or cart is "Acceptable for Use". The report must be provided to the City
27 before a permit can be issued and must be available upon request when the
28 Mobile Food Service is operating.
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31 6. Insurance. Mobile Food Services applying to operate on City property must provide
32 proof of comprehensive general liability insurance covering the applicant's business
33 operations before a permit can be issued. City property includes all streets, rights-
34 of-way, parks, and City owned buildings.

35 7. Waste.

- 36 A. Trash Receptacles. Mobile Food Services establishments will provide at least
37 one trash receptacle large enough to contain all refuse generated and are
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4 responsible for cleaning and removing all trash and garbage related to their
5 operation.

6 B. Trash and garbage disposal. The owner/operator is responsible for proper
7 disposal of their trash and garbage. In no case will trash and garbage be
8 placed in a property owner's dumpster without the property owner's
9 permission.

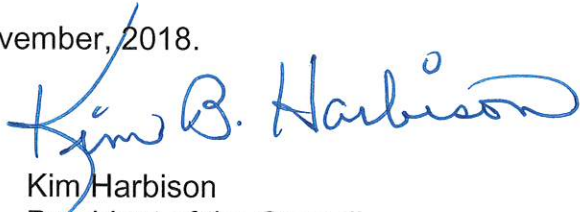
10 8. Signage.

11 Temporary A-frame signs/menu boards. Temporary A frame signs/menu
12 boards can be set up adjacent to the Mobile Food Service vehicles. The sign
13 cannot impede public sidewalk, block driveways, take up a parking space, or
14 in any way distract drivers. Temporary signs must be removed when the
15 Mobile Food Service is not open for business.

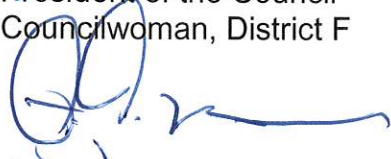
16 9. Penalties.

17 Penalties of violations of this ordinance as set out in Section 1-12 General
18 Penalties in the Code of Ordinances of the City of Slidell.
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21 **ADOPTED** this 27th day of November, 2018.

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23 Kim Harbison
24 President of the Council
25 Councilwoman, District F

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27 Greg Gromer
28 Mayor

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30 Thomas P. Reeves
31 Council Administrator

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DELIVERED	11/29/18
9:15 a.m.	to the Mayor
RECEIVED	11/30/18
1:30 pm	from the Mayor