

ORDINANCE NO. 47-17

**AN ORDINANCE CREATING NEW CHAPTER 838 OF
THE CODIFIED ORDINANCES OF THE CITY OF AVON
REGULATING MOBILE FOOD VEHICLES
AND DECLARING AN EMERGENCY**

WHEREAS, the growing number of spectators and participants in recreational sports along with the increase in the number of special events taking place within the City annually has brought about an increase in outdoor business activities centered around the sale and distribution of food products; and

WHEREAS, the Administration, particularly the Fire Department, has recognized the need to establish a permit-inspection process for these food distributors for the safety of the general public at these special events; and

WHEREAS, in furtherance of that goal, the City has prepared “Chapter 838 “Regulation of Mobile Food Vehicle” to authorize the creation of rules and regulations for the protection of the general public who are often utilizing the services of these outdoor food service providers; and

WHEREAS, Council, after reviewing the proposed Chapter 838, deems it in the best interests of the health, safety and welfare of the community that it be adopted to further the goals of the City in maintaining a safe, sanitary and professionally operated food service providers at the ever-growing numbers of venues throughout the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That Chapter 838 of the Codified Ordinances shall be created as set forth in Exhibit A, attached hereto and incorporated herein by this reference.

Section 2 - The codifier is hereby instructed to insert the newly created Chapter 838 into the Codified Ordinances of the City of Avon as set forth herein.

Section 3 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of Avon, the immediate emergency being the necessity to authorize the adoption of a permit-inspection process along with rules and regulations for the operation of mobile food trucks operating in the City of Avon before the upcoming summer season of activities begins; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Ordinance No. 47-17 (Con't.)

PASSED: _____

DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Barbara Brooks
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director