

**SPONSORED BY:**  
**MAYOR BROWN**



**ORDINANCE NO. 2018-05**

**A BILL TO BE ENTITLED**

**AN ORDINANCE OF THE CITY OF NEPTUNE BEACH,  
FLORIDA, AMENDING CHAPTER 17, ARTICLE III,  
SECTION 17-48, FOOD TRUCKS AT SPECIAL EVENTS;  
AND PROVIDING AN EFFECTIVE DATE.**

**Whereas**, the City Council of the City of Neptune Beach, Florida has determined that it is necessary to amend the following:

**Now, therefore**, be it ordained by the City Council of the City of Neptune Beach, Florida:

**Section 1.** Section 17-48, Food Trucks at Special Events to be amended as follows:

Sec. 17-48. - Food trucks.

Food Trucks may be permitted by the City Manager as set forth herein.

**(1)** Jarboe Park and/or City Property.

- a. Food Trucks may be allowed in Jarboe Park and/or City Property as permitted by the City Manager or designee, subject to the requirements below.
- b. The regular or frequent operation of Food Trucks shall not be permitted on City streets or City rights-of-way.
- c. Food Trucks shall not be permitted on the beach or on City beach access points.

**(2)** Residential Districts and Commercial Districts.

- a. Food Trucks shall only be permitted in residential zoning districts and Commercial Districts as special, catered events.
  - i. A catered event is defined as where a property owner hosting a private special event pays the food truck operator or owner for the service and no individual "walk-up" sales occur.

- ii. A special event shall be defined as an occasional or periodic gathering hosted, sponsored or authorized by a property owner. The frequency and uniqueness of the proposed event shall be considered by the City Manager in reviewing an application.
- iii. The Food Truck may only operate at the private special event during the approved hours of the event, including set-up and take-down times.

(3) Standard Permit Requirements

a. The following requirements must be met for the operation of Food Trucks:

- i. Submittal of a completed and approved application form by the property owner.
- ii. Proof of liability insurance held by the food truck owner for at least one million dollars (\$1,000,000.00).
- iii. Proof of inspection by the Duval County Health Department of the Food Truck within the last six (6) months.
- iv. Proof of a valid Neptune Beach business tax receipt.
- v. The Food Truck at a private special event may be closed by the police department or the building official for safety issues, violation of the permit or violation of other city ordinances.

- (4) A Food Truck shall be defined as a vehicle, trailer or other similar mobile food unit equipped with facilities for cooking and/or preparing and selling food at a private special event.

(Ord. No. 2014-18 , § 1, 10-6-14; Ord. No. 2015-01, § 1, 3-2-15)

**Section 2.** This Ordinance shall become effective after passage by the City Council.

**VOTE RESULTS OF FIRST READING:**

Mayor Elaine Brown	YES
Vice Mayor Scott Wiley	NO
Councilor Richard Arthur	YES
Councilor Rory Diamond	YES
Councilor Fred Jones	YES

Passed on First Reading this 4<sup>th</sup> day of September, 2018.

**VOTE RESULTS OF SECOND AND FINAL READING:**

Mayor Elaine Brown	YES
Vice Mayor Scott Wiley	NO
Councilor Richard Arthur	YES
Councilor Rory Diamond	YES
Councilor Fred Jones	YES

Passed on Second and Final Reading this 1<sup>st</sup> day of October, 2018.

  
Elaine Brown, Mayor

ATTEST:

  
Catherine Ponson, City Clerk

Approved as to form and content:

  
Patrick Krechowski, City Attorney

