

There came on for consideration at a duly constituted meeting of the Mayor and Members of the City Council of the City of Gulfport, Mississippi, held the 7<sup>th</sup> day of August, 2012.

**ORDINANCE NO. 2754**

**AN ORDINANCE AMENDING THE OFFICIAL TEXT OF THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF GULFPORT, MISSISSIPPI ADOPTED THE 29TH DAY OF JUNE, 1979, AS AMENDED, SECTION IV SUPPLEMENTARY REGULATIONS (A) (9) MOBILE FOOD VENDOR**

**WHEREAS**, the Mayor and City Council of the City of Gulfport, Mississippi, find and do so determine, based upon the recommendation of the Gulfport City Planning Commission, that the text of the Comprehensive Zoning Ordinance, to add text amendments to the existing Comprehensive Zoning Ordinance. The case file number of 1207PC060.

On Page 1535 in appendix A – Zoning, Section IV Supplementary regulations, (9) *Mobile food vendor*, should be amended to add and change certain existing requirements regarding mobile food vendor.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GULFPORT, MISSISSIPPI, AS FOLLOWS:**

**SECTION 1:** That the Official text of the Comprehensive Zoning Ordinance of the City of Gulfport, adopted the 29th day of June, 1979, as amended, be and the same is hereby amended to read as follows under Section IV Supplementary regulations, (9) *Mobile food vendor*, as follows:

*Mobile food vendor.* One who is engaged in the sale of prepared food from a motor vehicle equipped for the preparation and sale of said food. Sales of this nature are allowed in B-1, B-2, I-1, I-2, T-5, and T-6 zoning districts. In addition, such sales may be allowed in R-1, R-2, R-B, R-O, T-3, T4L, and T4+ zoning districts only at construction sites for a period of time not to exceed the completion of the construction project. Vendors are expected to vacate the premise on which such sales are being made once all patrons have been served. Extended parking for such sales is strictly prohibited. However vendor may apply for a temporary Certificate of Zoning Compliance for the office of Urban Development for extended parking if is connected with a special event for a commercial activity( Civic activities are excluded from this regulation), and adheres to the following conditions:

- A. Must be located on the same building site as the special event.
- B. Frequency of extended parking is restricted to no more than three (3) consecutive days nor for more than nine (9) days within a one-year period.
- C. Must submit a detailed site plan.
- D. Vehicle cannot be parked in a manner that blocked traffic aisles or reduces required parking on the site.
- E. Acquire any and all permits or licenses required by the City of Gulfport.

**SECTION 2:** For good cause being shown and the interest and welfare of the City of Gulfport, the citizens thereof require that the said Ordinance be in full force and effect immediately upon its passage should it pass unanimously and this ordinance shall be in full force and effect from and after its passage, but shall nevertheless be published and enrolled as provided by law.

The above and foregoing Ordinance, after having been first reduced to writing, was introduced by Councilmember Walker, seconded by Councilmember Pucheu and was adopted by the following roll call votes, to-wit:

<b><u>YEAS:</u></b>	<b><u>ABSTENTIONS:</u></b>	<b><u>ABSENCES:</u></b>	<b><u>NAYS:</u></b>
Casey	None	None	None
Roland			
Holmes-Hines			
Walker			
Dombrowski			
Flowers			
Pucheu			

**WHEREUPON** the President declared the motion carried and the Ordinance adopted this the 7<sup>th</sup> day of August, 2012.

**(SEAL:)**

**ATTEST:**

**ADOPT:**

/s/ Ronda S. Cole

/s/ Ricky Dombrowski

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**CLERK OF THE COUNCIL**

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**PRESIDENT**

The above and foregoing Ordinance, having been submitted and approved by the Mayor, this the 8<sup>th</sup> day of August, 2012.

**APPROVED:**

/s/ George Schloegel

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**MAYOR**