

ORDINANCE # 90-2

AN ORDINANCE TO ESTABLISH AND DEFINE AN AREA WHERE FOOD VENDORS MAY SELL FOOD AND/OR CONCESSIONS FROM A TEMPORARY STRUCTURE WITHIN THE CITY OF MOUNTAIN VIEW AND TO ESTABLISH PROCEDURES AND REGULATIONS TO OPERATE OUT OF SAID TEMPORARY STRUCTURES.

WHEREAS, there are currently temporary food vendors selling food and concessions from temporary structures at various locations in Mountain View; and

WHEREAS, there are currently no restrictions on said temporary structures; and

WHEREAS, regulations and restrictions are needed to control traffic and the safety of the people;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Mountain View, Arkansas;

SECTION I

That no person shall sell food or concession out of a temporary structure within the City of Mountain View except in the following designated area:

8 Spaces on the north side of the Stone County Courthouse and further described as being bounded on the south by a rock wall on the north side of the Stone County Courthouse; bounded on the north by Washington Street; bounded on the west by Howard Street; and bounded on the east by Peabody Avenue.

That this section shall not apply to the sale of fruit and farm produce.

SECTION II

That any food vendor wishing to sell food in the above designated area must enter into a contract with the Mountain View area Chamber of Commerce. Any contract form used by the Chamber of Commerce must be approved by the City Council.

SECTION III

That all food vendors selling in the above designated area must comply with all regulations of the Arkansas Health Department and must display a current Health Department permit.

SECTION IV

That for purposes of this Ordinance, temporary structures shall be defined as; "Any vehicle mounted food service designed to be readily movable or any food service that operates at a fixed location for a period of time of not more than fourteen (14) consecutive days in conjunction with a single event or celebration".

SECTION V

That any person violating any provision of this ordinance shall be guilty of a misdemeanor and upon conviction shall be fined up to \$200.00 for the first day and \$250.00 per day each day the Violations continues.

SECTION VI

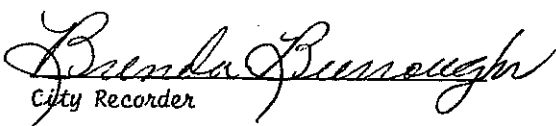
All ordinances or parts thereof in conflict with this ordinance are hereby repealed.

SECTION VII

That the unrestricted placement of Temporary Food Vendors has resulted in traffic congestion and incurred risk of harm to foot traffic and increased risk to the health of the citizens and this ordinance being for the safety and welfare of the people, an emergency is hereby declared to exist and this ordinance shall take effect from the date of its passage.

Passed this 23rd day of January, 1990.

ATTEST:


City Recorder


Jim Cash, Mayor