

RESOLUTION NO. 2016-334

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA, DETERMINING THE POTENTIAL NEED FOR CHANGES IN THE CITY'S ORDINANCES AND DIRECTING STAFF TO ACTIVELY PURSUE PROPOSED CHANGES; IMPOSING A TEMPORARY MORATORIUM ON THE ISSUANCE OF PERMITS FOR PEDDLERS AND SOLICITORS INCLUDING FOOD TRUCK OPERATIONS WITHIN THE CITY OF PARKER; REPEALING ALL RESOLUTIONS IN CONFLICT HEREWITH AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the issuance of permits for and the locations and operations of solicitors and peddlers including food trucks and other mobile food vendors within the City of Parker, Florida ("City"), affect social, economic and aesthetic aspects of the community, thereby impacting property values, health, safety and welfare of the citizens of the City;

WHEREAS, the City Council has determined that the regulations contained in the City's Code of Ordinances and the City's Land Development Regulations pertaining to the issuance of permits for and the locations and operations of solicitors and peddlers including food trucks and other mobile food vendors within the City may be unclear and need to be revised;

WHEREAS, the City Council has determined that there is confusion as to the issuance of permits for and the locations and operations of solicitors and peddlers including food trucks and other mobile food vendors within the City;

WHEREAS, based upon the foregoing, the City Council has decided to temporarily suspend the permitting process and the

issuance of permits for solicitors and peddlers including food trucks and other mobile food vendors within the City, pending the adoption of an ordinance or resolution that can set out more specific criteria pertaining to said activities;

WHEREAS, after considering a variety of alternatives, the City anticipates that amendments to the City ordinances may be necessary to address, promote and protect property values within the City and the public health, safety and welfare of the citizens of the City;

WHEREAS, the City Council hereby instructs staff to actively pursue the development of amendments to its codes, ordinances or regulations relating to regulating solicitors and peddlers including food trucks and other mobile food vendors within the City;

WHEREAS, the City Council requires time to study the alternatives available to the City before adopting one or more of the amendments to the City codes, ordinances or regulations; and

WHEREAS, the City Council wants to alert the public about the potential changes that may affect solicitors and peddlers including food trucks and other mobile food vendors while the City reviews policies so that there should be no reliance on existing code, ordinances and regulations that may change in the near future.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, FLORIDA AS FOLLOWS:

Section 1. From the date of adoption of this Resolution and for a period of one hundred eighty (180) days thereafter, or until the adoption of an ordinance amending current codes, plans and/or regulations relating to solicitors and peddlers including food trucks and other mobile food vendors, whichever occurs first, no application for a permit shall be considered by the City for the locations or operations of solicitors and peddlers including food trucks and other mobile food vendors within the City.

Section 2. The City's designated person or entity who is delegated the authority and responsibility to issue permits on behalf of the City is hereby directed not to issue any permit for the locations or operations of any solicitors or peddlers or any food trucks and other mobile food vendors within the City, except as provided herein, for the term of the moratorium.

Section 3. All other resolutions or parts of resolutions of the City in conflict with the provisions of this Resolution are hereby repealed to the extent of such conflict.

Section 4. If any section, paragraph, sentence, or clause hereof or any provision of this Resolution is declared to be invalid or unconstitutional, the remaining provisions of this Resolution shall be unaffected thereby and shall remain in full force and effect.

Section 5. This Resolution shall take effect immediately upon its passage.

PASSED, APPROVED AND ADOPTED by the City Council of the City of Parker, Florida on this 19th day of April, 2016.

CITY OF PARKER

Richard P. Musgrave
RICHARD MUSGRAVE, MAYOR

ATTEST:

Nancy A. Rowell
NANCY A. ROWELL, CITY CLERK

Examined and approved by me, this 19th day of April, 2016.

Richard P. Musgrave
RICHARD MUSGRAVE, MAYOR