

ORDINANCE 21-2024

ORDINANCE ENACTING SECTION 12 OF THE VILLAGE OF BRADNER, OHIO ZONING MANUAL, REGARDING FOOD TRUCKS OPERATING IN THE VILLAGE OF BRADNER

BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF BRADNER, OHIO:

Section 1: That Section 12 of the Zoning Manual of the Village of Bradner, Ohio, is hereby enacted and adopted. Section 12 reads as follows:

Food Trucks

Definitions:

- (a) "Food" shall mean a raw, cooked or processed edible substance, ice, beverage or ingredient used or intended for use or for sale in whole or part for human consumption.
- (b) "Food truck" means a vehicle or vehicle and trailer propelled by an engine which has been specifically designed or used for mobile food vending.
- (c) "Food truck permit" shall mean the permit issued by the Village of Bradner Council.
- (d) "Mobile Food Service License" means the official document issued by the Wood County Health Department.

Food Truck Permit:

Food Truck operators shall apply annually for and receive a Food Truck Permit through the Village of Bradner Council.

License and Permit Requirements for Operation:

- (a) No person shall offer for sale any food from any food truck within the Village of Bradner without a current and valid Food Truck Permit and Mobile Food Service License.
- (b) A Food Truck permit must be obtained by the operator of any food truck before the food truck may operate within the Village of Bradner.
- (c) Food Truck Permit and Mobile Food Service License shall be visibly displayed on the food truck during all times of operation within the Village of Bradner.

- (d) All Food trucks shall be subject to inspection during operation by the Village Administrator and/or Bradner Fire Department. Further, all Food Truck Operators will be subject to a fire inspection once per calendar year.
- (e) All Food truck operators must have an insurance policy on file with the Village of Bradner prior to operation within the Village.
- (f) All Food truck operators shall file a yearly tax return with the Village of Bradner in accordance with the Ohio Revised Code.

General Requirements:

- (a) All food trucks operating in the Village of Bradner must keep the surrounding area immediately adjacent to the food truck clean and must dispose all waste generated from the operation.
- (b) All food trucks must be constructed to internally store and contain all sewage and waste water for proper disposal and to prevent ground water contamination. There shall be no discharge of any sewage and wastewater onto the ground or into any storm water or sanitary sewers within the Village.
- (c) No food truck shall utilize loudspeakers inconsistent with the Village's noise ordinance(s).

Operation in Village owned Right-of-Way:

- (a) Food truck operators are prohibited from parking or operating in the public right of way or upon any Village Street unless in conjunction with a community event, unless with prior authorization from the Village of Bradner Council.

Products for Sale:

Food Trucks shall only offer for sale food.

Restrictions on Hours of Operation:

- (a) Food trucks may not operate between the hours of 6am to Noon, except through the issuance of an extended hours permit as approved by the Village of Bradner Council.
- (b) The hours of operation may be expanded upon the issuance of an extended hours permit by the Village of Bradner Council, in advance of any event in which the hours of operation violate those set forth in subsection (a) hereof.

Penalty:

Whoever violates any provision of this chapter is guilty of a minor degree misdemeanor.

Section 2: This ordinance shall take effect at the earliest time permitted by law.

Passed: 12-5-2024 Date Linda Wildman President of Council

Attest: Jayne W. Deer Clerk of Council

Approved: 12-5-24 Date [Signature] Mayor

REID T. ROTHENBUHLER
VILLAGE ATTORNEY

