

ORDINANCE NO. 2824

AN ORDINANCE AMENDING CHAPTER 5.07 OF THE MOSES LAKE MUNICIPAL CODE ENTITLED "MOBILE AND STREET FOOD VENDORS"

THE CITY COUNCIL OF THE CITY OF MOSES LAKE, WASHINGTON ORDAINS AS FOLLOWS:

Section 1. Chapter 5.07 of the Moses Lake Municipal Code entitled "Mobile and Street Food Vendors" is amended as follows:

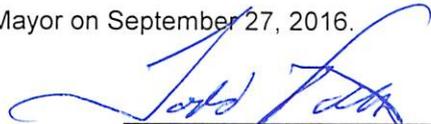
5.07.090 Mobile and Street Vendor Standards: All mobile and street vendors licensed under this chapter shall conform to the following standards:

- A. No mobile or street vendor shall operate from one (1) location in a residential zone as defined in Title 18 of the Moses Lake Municipal Code for longer than fifteen (15) minutes at a time.
- B. No mobile or street vendor shall locate his or her vehicle or conveyance in that portion of public right of way abutting private property without the written permission of the owner of the abutting private property. No food shall be offered, displayed, or sold, and no customers served, in any vehicle travel lane. A temporary stand shall not be located within twenty feet (20') of any public right-of-way or within twenty feet (20') of the intersection of any public right-of-way and private driveway.
- C. No signs or signage shall be permitted other than that which can be contained on the vehicle or conveyance utilized or as otherwise allowed.
- D. No vehicle, other conveyance or temporary stand shall be located closer than twenty feet (20') from any building or structure.
- E. No vehicle, other conveyance or temporary stand shall locate closer than fifty feet (50') from flammable combustible liquid or gas storage and dispensing structures.
- F. All mobile and street vendors shall have at least one (1) adequately sized garbage receptacle upon the site of business or on the vehicle or conveyance for customer use.
- G. Sites used by mobile or street vendors shall be cleaned of all debris, trash, and litter at the conclusion of daily business activities.
- H. All vehicles, other conveyances, or temporary stands shall be equipped with at least one 2A-40 BC fire extinguisher.
- I. No mobile or street vendor shall sell or vend from his or her vehicle or conveyance:
 1. Within four hundred feet (400') of any public or private school grounds during the hours of regular school session, classes, or school related events in said public or private school, except when authorized by said school.
 2. Within one hundred fifty feet (150') of the entrance to any restaurant, café, or eating establishment during business hours of the eating establishment, unless the eating establishment has provided written permission to the vendor to locate closer. The vendor shall produce the written permission for inspection if required to do so by any authorized City official.
 3. Within three hundred feet (300') of any public park of the City where any City authorized concession stand is located during times other than during the course of a public celebration except as approved by the Parks and Recreation Department of the City.

4. Within three hundred feet (300') of any public park of the City where any City authorized concession stand is located during the course of a public celebration when non-profit organizations are permitted to engage in the sale of merchandise and food in such park.
 5. Within three hundred feet (300') of any public park or other public space during a special event for which organizations are permitted to sell merchandise and/or food in the park or public space for a fee, unless the mobile or street vendor obtains written permission from the coordinator of the event.
- J. No mobile or street vendor shall conduct business so as to violate the traffic and sidewalk ordinances of the City as now in effect or hereafter amended.
- K. No mobile or street vendor shall obstruct or cause to be obstructed the passage of any sidewalk, street, avenue, alley or any other public place, by causing people to congregate at or near the place where goods, wares, food, or merchandise of any kind is being sold or offered for sale.
- L. All vehicles, other conveyances, or temporary stands shall be removed daily at the close of business.

Section 2. This ordinance shall take effect and be in force five (5) days after its passage and publication of its summary as provided by law.

Adopted by the City Council and signed by its Mayor on September 27, 2016.



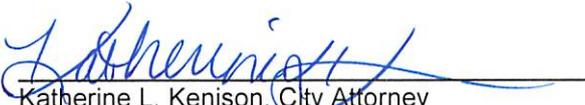
Todd Voth, Mayor

ATTEST:



W. Robert Taylor, Finance Director

APPROVED AS TO FORM:



Katherine L. Kenison, City Attorney