

**AN ORDINANCE OF THE CITY OF JOURDANTON, TEXAS (CITY) AMENDING CITY CODE APPENDIX A FEE SCHEDULE, ARTICLE A4.000 BUSINESS RELATED FEES BY ADDING SEC. A4.009 MOBILE FOOD VENDOR; ADOPTING NEW FEES FOR MOBILE FOOD VENDOR IMPLEMENTING NEW CHARGES AS SHOWN ON THE EXHIBIT ATTACHED HERETO; AUTHORIZING THE MAYOR TO ORDER THE IMPLEMENTATION OF THE AMENDED FEE SCHEDULE WITHIN AND WITHOUT THE CITY; DECLARING A PUBLIC PURPOSE; PROVIDING FOR SEVERABILITY; AND SETTING AN EFFECTIVE DATE**

\* \* \* \* \*

**WHEREAS**, the City Council approved Ordinance 861 amending the Jourdanton Code of Ordinances Chapter 6 Health and Sanitation Article 6.03 Food Service Establishments by adding Division 2 Mobile Food Vendors; and

**WHEREAS**, the City Council finds it necessary to require a permit and charge for existing Mobile Food Vendors; amending the City code Appendix A Fee Schedule, Article A4.000 Business Related Fees;

**WHEREAS**, the City Council finds it necessary to amend the City Code of Ordinances Appendix A Fee Schedule, Sec. A4.009 to include a permit fee for existing Mobile Food Vendor; nonconforming use permit; and

**WHEREAS**, the City Council has determined certain charges and fees provided with the recently adopted Article 6.03 Food Establishments, Division 2, Mobile Food Vendor as set forth in Exhibit "A" should be amended to include the nonconforming use permit fee; and

**WHEREAS**, the City Council finds that the permit fee provided for herein is reasonable and necessary and finds it necessary to amend the Fee Schedule of the City of Jourdanton Code of Ordinances; now

**BE IT ORDAINED BY THE CITY COUNCIL OF JOURDANTON, TEXAS THAT:**

**Section 1.** That the recitals contain in the preamble hereto are hereby found to be true and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the Council.

**Section 2.** That Appendix A Fee Schedule, Article A4.000 Business Related Fees; Section A4.009 is hereby amended in its entirety as set forth in **Exhibit "A"**.

**Section 3.** The City Manager or designee is hereby authorized and directed to implement the applicable connection, reconnection, and service charges when applicable and in conjunction with appropriate billing periods.

**Section 4.** It is hereby found that that such implementation is necessary to protect public health, safety, and welfare.

**Section 5.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance be severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared invalid by judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance and the remainder of this ordinance shall be enforced as written.

**Section 6.** That it is officially found, determined and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

**Section 7.** This ordinance shall take effect immediately from and after its passage and publication as may be required by governing law, and in accordance with appropriate billing period requirements.

**Section 8.** The repeal or amendment of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying, or altering any penalty accruing or to accrue or as affecting any rights of the City of Jourdanton under any section or provisions of any ordinances in effect at the time of passage of this ordinance.

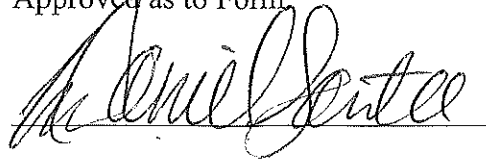
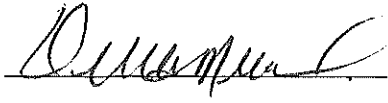
**Section 9.** The provisions of this ordinance shall be cumulative of all ordinances not repealed by this ordinance and ordinances governing or regulating the same subject matter as that covered herein.

**PASSED, APPROVED and ADOPTED by the City Council of the City of Jourdanton, Texas, on this 18<sup>th</sup> day of April, 2022**

By: Robert A. Williams  
Hon. Robert A. Williams  
Mayor

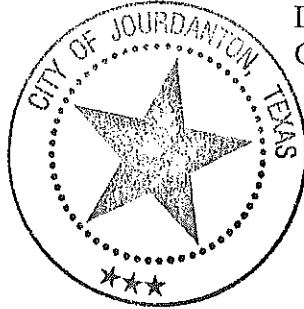
Attest:

Approved as to Form:



Debbie G. Molina  
City Secretary

DNRB&Z,  
City Attorney



**Appendix A, Fee Schedule, Article A4.000 Business Related Fees; Section A4.009**

Exhibit "A"

**MOBILE FOOD VENDOR FEES**

Application Fee: \$100

Six Month Permit \$200

One Year Permit \$400

Special Event MFV Permit

One Day Permit \$50

Two Day Permit \$70

Three Day Permit \$90

**Location Permitted (Chapter 6, Article 6.03, Division 2, Sec. 6.03.023)**

- (a) Private property zoned for a commercial use. A MFV may only locate on property zone for commercial use for which the property owner has obtained a special use permit as set forth in Chapter 14.
- (b) No public streets. A MFV is prohibited from operating on a public Street or within the public right of way.
- (c) Special event exceptions. A MFV permit may be issued by the city manager for temporarily locating within the public right of way within a public park or facility, or in the absence of a conditional use permit when such issuance is in conjunction with a special event of limited duration.