

**TOWN OF LAKE CITY  
BOARD OF TRUSTEES  
ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING SECTION 16-42 OF THE LAKE CITY TOWN  
CODE AND THE TOWN FEE SCHEDULE REGARDING FOOD TRUCK**

**WHEREAS**, the Board of Trustees of the Town of Lake City, Colorado (the “Board”), pursuant to Colorado Statute is vested with the authority of administering the affairs of the Town of Lake City, Colorado (the “Town”); and

**WHEREAS**, the Town of Lake City Town Municipal Code (the “Code”) sets forth requirements and procedures regarding mobile vendors including mobile food vendors (“Food Trucks”); and

**WHEREAS**, the Board has been approached by potential Food Truck vendors who desire to sell food from mobile vehicles within the Town; and

**WHEREAS**, the Board held a public hearing and received public comment from citizens, Food Truck vendors, and in Town restaurant owners regarding permitting Food Truck vendors within the Town; and

**WHEREAS**, the Board finds it is in the interest of the Citizens of Lake City as well as the restaurant and related food business owners of the Town to balance the costs, including taxes, rent, and maintenance of real property required for a traditional restaurant, with the avoidance of the same costs for Food Trucks through a permitting and regulating scheme; and

**WHEREAS**, the Board desires to amend the Town Code regarding mobile vendors to more specifically address Mobile Food Vendors and establish permits ad regulations for the same.

**NOW THEREFORE BE IT ORDAINED BY THE BOARD OF TRUSTEES  
OF THE TOWN OF LAKE CITY AS FOLLOWS:**

1. Section 16-42 of the Lake City Municipal Code shall be amended with the removal of ~~strike through~~ language and the addition of **bold underlined** language to read in its entirety as follows:

Sec. 16-42. – Permit required.

It shall be unlawful to sell or offer any goods, services, or things for sale within the town from any "motor vehicle," "trailer," "utility trailer," or "trailer coach," as such terms are defined by state law, without a permit issued by the board of trustees. **Mobile Food Vendors shall only be permitted in accordance with the regulations set forth by the Board of Trustees and maintained by the Town Clerk. Such Mobile Food Vendors regulations may be amended from time-to-time resolution of the Board of Trustees, and in strict compliance with all Colorado Department of Health and Environment policies, rules, and regulations.**

2. The Town Fee Schedule shall be amended with the addition of a Mobile Food Vendor Permit cost of \$4,000.00 per year.
3. The Town Fee Schedule shall be further amended with the addition of a Mobile Food Vendor City Property lease cost of \$500.00 per month.
4. Validity. If any part of this ordinance is held to be unconstitutional or invalid for any reason such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have approved this ordinance and each part or parts thereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.
5. Repeal. Existing ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent collection of any fees assessed pursuant to the provisions of any ordinance hereby repealed prior to the taking effect of this ordinance.

**INTRODUCED, PASSED AND ADOPTED A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TOWN OF LAKE CITY, COLORADO AND SIGNED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022.**

Votes Approving: \_\_\_\_\_  
Votes Opposed: \_\_\_\_\_  
Absent: \_\_\_\_\_  
Abstained: \_\_\_\_\_

**ATTEST:**

**BOARD OF TRUSTEES OF THE  
TOWN OF LAKE CITY, COLORADO**

\_\_\_\_\_  
Alexander Mulhall  
Town Clerk

By: \_\_\_\_\_  
Dave Roberts  
Mayor

**DRAFT- PLEASE FEEL FREE TO REVIEW AND ADJUST**

Mobile Food Vendor Regulations

1. It shall be unlawful for any person or entity to sell or offer any food item for sale from a motor vehicle, trailer, utility trailer, trailer coach, or similar vehicle without first obtaining a Mobile Food Vendor Permit (hereinafter “MFVP”) pursuant to these Mobile Food Vendor Regulations.
2. Any applicant for a MFVP must provide the Town of Lake City with written notice from the Colorado Department of Health and Environment or the Hinsdale County Health Department of the applicant’s compliance with any and all health standards, regulations, and requirements for operating such mobile food vehicle.
3. The Town shall allow a maximum of two (2) MFVP within the Town limits at any time.
4. MVFP applicants will be selected via a lottery once a complete application is submitted including proof of compliance with all health standard requirements.
5. MVFP shall be \$4,000.00 per year and shall renew annually on January 1.
6. MVFP may only be operated on at the following locations:
  - a. Memorial Park
  - b. Pumphouse Park
  - c. Ice Wall
  - d. Ski Hill
7. MVFP locations are all owned by the Town. In order to operate a MVFP, the MVFP Vendor must enter into a non-exclusive lease of the location with the Town at a cost of five hundred dollars (\$500.00) per month.