

Introduced by: Council Member Christine Hoffman

1st Reading: February 17, 2020

2nd Reading: March 2, 2020

ORDINANCE NO. 2020-8135

AN ORDINANCE AMENDING CHAPTER 34, ARTICLE VII, DIVISION 2, SECTION 34-346 INDUSTRIAL DISTRICT: I-1, OF THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA; TO ADD MOBILE FOOD VENDORS TO PERMITTED USES IN INDUSTRIAL DISTRICT: I-1 ZONING DISTRICTS; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

WHEREAS, the City of Jacksonville Beach has the authority to adopt this Ordinance pursuant to Article VIII of the Constitution of the State of Florida; and Chapters 163 & 166, Florida Statutes; and

WHEREAS, the City of Jacksonville Beach Planning Commission considered the ordinance permitting the operation of Mobile Food Vendors as a permitted use in Industrial: I-1 zoning districts at a noticed, public hearing on January 27, 2020, and has made positive recommendation to the City Council; and

WHEREAS, the City Council has considered the application, all relevant support materials, the staff report, the recommendation of the Planning Commission, and public testimony at the public hearings; and

WHEREAS, the City Council finds that Mobile Food Vendors are a popular food option for the public and should be a permitted use in Industrial: I-1 zoning districts in the City and would serve the general welfare and benefit the City's revenues, residents, businesses and communities; and

WHEREAS, the City Council hereby finds that this Ordinance serves legitimate government purposes and is in the best interests of the public health, safety, and welfare of the citizens of the City of Jacksonville Beach.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JACKSONVILLE BEACH, FLORIDA:

SECTION 1. AMENDMENT TO SECTION 34-346, CODE OF ORDINANCES.¹ That Chapter 34, Article VII, Division 2, Section 34-346. Industrial district: I-1, Paragraph (b)

¹ Strikethrough text indicates deletions, underline text indicates additions.

Permitted uses of the Comprehensive Land Development Code of the City of Jacksonville Beach, Florida, is hereby amended by adding a new Subparagraph (21), which shall henceforth read as follows:

Sec 34-346. Industrial district: I-1

(b) *Permitted uses*

(21) Mobile food vendors as defined in and in accordance with the provisions of Section 12-33 Mobile Food Vending of Chapter 12 Food and Food Products of this Code of Ordinances.

SECTION 2. CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 3. SEVERABILITY. It is the intention of the City Council that if any section, subsection, clause or provision of this ordinance is deemed invalid or unconstitutional by a court of competent jurisdiction, such portion will become a separate provision and will not affect the remaining provisions of this ordinance.

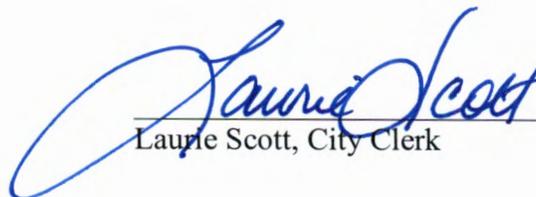
SECTION 4. CODIFICATION. The City Council intends that this ordinance will be made a part of the City of Jacksonville Beach Code of Ordinances.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect upon final reading and approval by the City Council for the City of Jacksonville Beach.

AUTHENTICATED THIS 2nd th DAY OF March, A.D., 2020.



William C. Latham, Mayor



Laurie Scott, City Clerk