

Ordinance No. 2022-01

**AN ORDINANCE TO AMEND SECTION 22-155 OF THE
CODE OF ORDINANCES FOR THE VILLAGE OF UNION GROVE
RELATING TO MOBILE FOOD VENDORS**

The Village Board of the Village of Union Grove, Racine County, Wisconsin, do ordain as follows:

1. That Subsection 22-155(a) of the Code of Ordinances for the Village of Union Grove be, and hereby is, amended to read as follows:
 - (1) “Food” means a raw, cooked, or processed edible substance, ice, beverage, or ingredient used or intended for use or for sale in whole or in part for human consumption, or chewing gum.
 - (2) “Mobile Food Establishment” means a restaurant or retail food establishment where food is served or sold from a movable vehicle, trailer, push cart, or similar portable device which periodically or continuously changes location and requires a service base to accommodate the unit for servicing, cleaning, inspection and maintenance. This Ordinance does not intend to regulate home delivery of food or beverage items, nor temporary food/product stands, which may be regulated by a peddler’s permit or by other Village codes.
 - (3) “Mobile Food Park” means any parcel that contains two or more Mobile Food Establishments at the same period of time that are operating under a conditional use permit approved in a non-residential zoning district pursuant to the Zoning Code for the Village of Union Grove as set forth in Chapter 118.
 - (4) “Mobile Food Vendor” or “Vendor” means the owner, owner’s agent or employee of a Mobile Food Establishment within the Village of Union Grove.
2. That Subsection 22-155(b)(3) of the Code of Ordinances for the Village of Union Grove be, and hereby is, amended to read as follows:
 - (3) An annual permit for operating a Mobile Food Establishment shall be applied for annually. An annual permit, when granted shall be displayed and visible from the exterior of the Mobile Food Establishment at all times along with the State license. The annual permit shall be valid from July 1 through June 30 of the following year unless the Village Board approves alternative dates. Original applications require approval from the Administration Committee. Applications for renewals shall be submitted at least 15 days prior to July 1 and shall be handled in the same manner as original applications but may be approved by the Village Administrator or his/her designee.

3. That Subsection 22-155(b)(5) of the Code of Ordinances for the Village of Union Grove be, and hereby is, amended to read as follows:

(1) Vendors are allowed to operate on private property with non-residential zoning with written permission from the property's owner and as allowed by the Greater Union Grove Chamber of Commerce for the Farmers Market. Vendors are not allowed on public property or public streets except for special events that have received approval from the Village Board or Recreation and Parks Committee. The permittee may not be located at one location for more than six (6) hours within a 24-hour period. This time restriction does not apply to authorized permits for the Farmers Market, Special Events, or Mobile Food Parks operating under a conditional use permit.

4. That Subsection 22-155(d) of the Code of Ordinances for the Village of Union Grove be, and hereby is, renumbered as Subsection 22-155(e), and Subsection 22-155(d) is amended to read as follows:

(d) Conditional Use Permits.

(1) Any person desiring to operate a Mobile Food Park is required to apply for and obtain approval of a conditional use permit from the Plan Commission, after a duly noticed public hearing is held in accordance with the requirements of the Zoning Code for the Village of Union Grove as set forth in Chapter 118.

(2) Each person operating a Mobile Food Establishment in a Mobile Food Park must obtain an annual permit from the Village, as well as a license from the State or applicable health department. The number of annual permits granted to Mobile Food Establishments shall not count against the number of annual permits established by resolution of the Village Board.

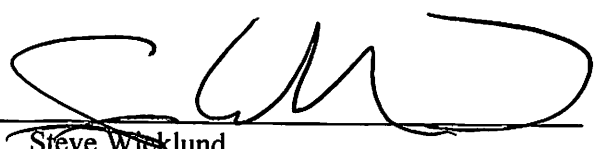
(3) The specific requirements set forth in Subsections (b)(6) through (10) may be modified by the Plan Commission as part of the conditions of a conditional use permit that is issued with respect to a Mobile Food Park.

5. That this ordinance shall become effective upon adoption and publication as provided by law.

Adopted by the Village Board of the Union Grove, Racine County, Wisconsin, this 28 day of March, 2022.

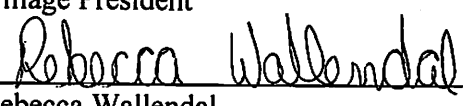
VILLAGE OF UNION GROVE

By:



Steve Wicklund
Village President

Attest:



Rebecca Wallendal
Village Clerk