

**RESOLUTION NO. 2018-61**

**A RESOLUTION TO ESTABLISH A GRACE PERIOD FOR MOBILE FOOD VENDORS TO OPERATE TEMPORARILY THROUGH DECEMBER 31, 2018, OR UNTIL THE CITY OF FRANKLIN BOARD OF MAYOR AND ALDERMEN HAVE ADOPTED A COMPREHENSIVE MOBILE FOOD VENDING ORDINANCE, WHICHEVER OCCURS FIRST.**

**WHEREAS**, due to the increased popularity of the mobile food vending industry, the City of Franklin has received a growing number of requests from mobile food vendors to operate within the City limits; and

**WHEREAS**, the City has allowed mobile food vendors to operate as itinerant merchants provided mobile food vendors first obtained an itinerant merchant permit and operated in accordance with the requirements set forth in Title 9, Chapter 4 of the City of Franklin Municipal Code entitled Peddlers and Solicitors; and

**WHEREAS**, City staff has received direction from the City of Franklin Board of Mayor and Aldermen to further examine existing City regulations related to itinerant merchants and mobile food vendors; and

**WHEREAS**, City staff has commenced researching various mobile food vending ordinances and will engage City leaders, residents, stakeholders, business owners, and mobile food vendors to ensure the draft mobile food vending ordinance presented to the Board of Mayor and Aldermen fulfills the community's expectations; and

**WHEREAS**, City staff has concluded mobile food vendors when carefully incorporated into the fabric of a community increases the vitality of public and private spaces, increases the number of local culinary options, offers an alternative to lunch commutes for employees, and fosters opportunities for local entrepreneurship; and

**WHEREAS**, City staff resolves to work with City leaders, residents, stakeholders, business owners, and mobile food vendors to establish a clear, reasonable, and consistently enforceable mobile food vending ordinance and recommends allowing mobile food vendors to operate temporarily on private property and on public property when expressively permitted by the Board of Mayor and Aldermen provided mobile food vendors receive written permission from the private property owner, have a valid business license, and comply with all State regulations governing the operation of mobile food units.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE**, that City staff has commenced work on drafting a City of Franklin mobile food vending ordinance that includes seeking input from City leaders, residents, stakeholders, business owners, and mobile food vendors in the process of establishing a clear, reasonable, and consistently enforceable mobile food vending ordinance. Through December 31, 2018, or until the BOMA has adopted a mobile food ordinance, whichever occurs first, the Board will allow mobile food vendors to operate temporarily on private property provided mobile food vendors submit written permission from the private property owner where they will operate and a valid business license to the Building and

Neighborhood Services Department prior to opening for business and agreeing to and complying with all State regulations governing the operation of mobile food units.

IT IS SO RESOLVED AND DONE on this 14<sup>th</sup> day of August 2018.

ATTEST:

By:

Eric S. Stuckey  
ERIC S. STUCKEY  
City Administrator

CITY OF FRANKLIN, TENNESSEE:

By:

DR. KEN MOORE  
DR. KEN MOORE  
Mayor

Approved as to Form:

By:

Shauna R. Billingsley  
Shauna R. Billingsley, City Attorney