

Legislation Text

File #: 2316, **Version:** 1

CC MEETING: November 3, 2015

DATE: October 27, 2015

TO: Leonard Martin, City Manager

FROM: Scott Hudson, Environmental Services Director

Consider An **Ordinance Amending Title XI, Chapter 116, "Restaurants And Food Establishments," Of The Carrollton Code Of Ordinances By Establishing A New Subchapter To Be Entitled "Farmers Market Regulations," Title III, Chapter 31, "Comprehensive Fee Schedule," And Title III, Chapter 34, "Municipal Boards, Commissions and Advisory Committees."**

BACKGROUND:

At the October 13, 2015 City Council worksession the City Council reviewed a regulatory strategy for farmers markets and directed staff to return with a proposed ordinance. This item presents an amendment to Title XI, Chapter 116, Restaurants and Food Establishments of the Code of Ordinances that would incorporate the direction given.

Farmers markets have been regulated under the City's special events ordinance, which limits the number of events that may be held at a given property each year. To have farmers markets on an ongoing and continuous basis in Carrollton a different regulatory approach is needed. Regulating these as food service operations is consistent with state codes and area cities' practices. More importantly, it addresses the most significant public concern relating to farmers markets: protecting health and safety.

Key provisions of this proposal include:

- defining a farmers market to provide for the types of goods that may be sold;
- establishing a minimum acreage for a farmers market on private property and allowing a farmers market on public property with the approval of the City Manager;
- providing a permitting mechanism for both farmers market operators and food vendors at farmers markets.

Among the remaining decision points is the appropriate fee structure for permits. Based on Council discussion, fee amounts have been left blank in the proposed ordinance.

IMPACT ON COMMUNITY SUSTAINABILITY:

Providing for public health and safety is a basic component of a sustainable community. As different businesses continue coming to Carrollton, an important consideration is ensuring that food sold to residents and visitors is sanitary and safe.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that the City Council establish the necessary permit fees and adopt the attached ordinance amending Title XI, Chapter 116, “Restaurants and Food Establishments”, of the Code of Ordinances to regulate farmers markets.