

ORDINANCE NO. 2024-O-24

AN ORDINANCE AMENDING THE CITY OF GLEN ROSE CODE OF ORDINANCES, CHAPTER 4.09.003 MOBILE FOOD VENDORS INSPECTIONS, PERMITS, AND FEE; PROVIDING FOR REPEALING, SEVERABILITY, AND PROPER NOTICE, MEETING AND QUORUM CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Glen Rose, Texas (City) is a Type A general-law municipality located in Somervell County, created in accordance with the provisions of Chapter 6 of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City of Glen Rose Code of Ordinances, Chapter 4.09.003 Mobile Food Vendors Inspections Permits, and Fee outlines the basic details of basic requirements for mobile food vendors; and

WHEREAS, the City Council wishes to amend Chapter 4.03.008 *Mobile Food Vendors, Inspections Permits, and Fee* to take out the fee amount and add in additional language to ensure appropriate state laws are met.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLEN ROSE, TEXAS:

**SECTION 1
INCORPORATION OF RECITALS**

The above recitals are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2
AMENDMENTS TO CHAPTER 4.09.003 MOBILE FOOD VENDORS INSPECTIONS, PERMITS, AND FEE**

Chapter 4.09.003 is hereby amended to read as follows:

- (a) A mobile food vendor shall submit a completed application for a mobile food vending permit to the building and planning office and shall complete all required inspections through the fire marshal's office and the Texas State Health Department. A mobile food vending permit shall be required for each ~~individual~~ mobile unit utilized. The application fee for ~~submitting an application applying~~ for a mobile food vending permit shall be ~~\$300.00~~ found in Appendix A Fee Schedule and said fee is to be paid for each unit to be in service.

- (c) ~~Mobile food vendors must comply with Chapter 228 of the Texas Administrative Code and Rule 228.221 Mobile Food Units.~~

**SECTION 3
SAVINGS/REPEALING CLAUSE**

Chapter 4 of the City's Code of Ordinances shall remain in full force and effect, save and except as amended by this or any other ordinance. All provisions of any ordinance in conflict with this Ordinance

are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 4
SEVERABILITY CLAUSE**

Should any section, subsection, sentence, clause, or phrase of this Ordinance be declared unconstitutional, illegal or invalid by a court of competent jurisdiction, it is expressly provided that any remaining portions of this Ordinance shall remain in full force and effect. Glen Rose hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

**SECTION 5
PROPER NOTICE, MEETING, AND QUORUM CLAUSE**

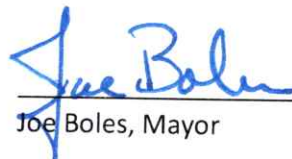
It is hereby officially found and determined that the meeting at which this Ordinance was adopted by majority vote of the City Council of the City of Glen Rose, Texas was open to the public; that public notice of the time, place, and purpose of the meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code; and, that a quorum was present pursuant to Section 22.039 of the Texas Local Government Code.

**SECTION 6
EFFECTIVE DATE**

This Ordinance shall become effective December 10, 2024.

PASSED AND APPROVED this 10th day of December, 2024.





Joe Boles, Mayor

ATTEST:



Veronica Welch, City Secretary