

ORDINANCE NO. 2025-02

WHEREAS, the City Council of Smithfield City, Cache County, Utah, passed and adopted the Smithfield Municipal Code on November 11, 2015; and

WHEREAS, the City Council has determined there is a need to update, repeal, amend and/or modify certain provisions contained in the referenced Municipal Code;

NOW, THEREFORE, the City Council of Smithfield City, Utah hereby adopts, passes and publishes the following:

AN ORDINANCE AMENDING THE SMITHFIELD CITY MUNICIPAL CODE TITLE 17 “ZONING REGULATIONS”, CHAPTER 17.04 “GENERAL PROVISIONS”, SECTION 17.04.070 “DEFINITIONS” AND ADDING IN ITS ENTIRETY TO CHAPTER 5 “BUSINESS LICENSES AND REGULATIONS”, CHAPTER 5.22 “MOBILE FOOD TRUCKS”, SECTIONS 5.22.010 “MOBILE FOOD TRUCK DEFINITION” AND 5.22.020 “GENERAL PROVISIONS”.

BE IT ORDAINED BY THE CITY COUNCIL OF SMITHFIELD CITY, CACHE COUNTY, UTAH, AS FOLLOWS:

- 1. The following sections shall be amended as indicated. Those portions which are ~~struck out~~ shall be deleted and those that are highlighted in yellow shall be added.

5.22 MOBILE FOOD TRUCKS

5.22.010 MOBILE FOOD TRUCK DEFINITION

A food truck is a fully encased food service establishment on a motor vehicle or on a trailer that a motor vehicle pulls to transport; and from which a food truck vendor, standing within the frame of the vehicle, prepares, cooks, sells, or serves food or beverages for immediate human consumption. See UCA §11-56-102.

5.22.020 GENERAL PROVISIONS

A. All materials generated from a mobile food truck that are to be disposed of, should be disposed of properly. Discharge or disposal of any substance, material, food, or waste into the storm drain system is prohibited.

B. Parking on a park strip, or otherwise landscaped area, is not allowed.

C. Each mobile food truck shall keep within their possession, and provide for inspection by the City as requested, a copy of a valid business license for the mobile food truck vendor, whether issued by the City or another political subdivision of the State; a valid health department permit whether issued by the local health department of another health department; and evidence of passing a fire safety inspection whether conducted by the City or another political subdivision.

D. Mobile food trucks shall be less than two hundred (200) square feet and shall not interfere with pedestrian access to other businesses on the site.

E. Food trucks and food trailers are prohibited in Residential Zoning Districts except when part of a permitted special event on private property. City sponsored and nonprofit events are exempt from standard fees and application.

F. Permanent utility connections, including culinary water, sewer, power/electricity and storm water are strictly prohibited.

17.04.070 DEFINITIONS

TEMPORARY STRUCTURE: Any building or structure that is designed to be assembled, disassembled or easily moved, without any foundation or footing or site preparation, which is intended for temporary use, when removed, results in no physical alteration of the site.

2. Should any section, clause, or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, in whole or in part, the same shall not affect the validity of the Ordinance as whole, or any other part thereof.
3. All ordinances, and the chapter, clauses, sections, or parts thereof in conflict with provisions of this ordinance are hereby repealed, but only insofar as is specifically provided for herein.
4. This ordinance shall become effective after the required public hearings and upon its posting as required by law.

THIS ORDINANCE shall be attached as an amendment to the Smithfield Municipal Code above referred to.

Approved and signed this 12th day of February, 2025

SMITHFIELD CITY CORPORATION

Kristi Monson, Mayor

ATTEST:

Dana Lazcanotegui, City Recorder