

Ordinance Summary published in the Legal Record on _____ and the full text of the Ordinance made available at www.desotoks.us for a minimum of 1 week from the date of publication

Ordinance No. 2537 Summary

On May 19, 2022, the City of De Soto, Kansas, adopted Ordinance No. 2537, amending the De Soto City Code to replace a three-hour limitation for how long a Mobile Food Vendor can operate from a single property with set hours during which Mobile Food Vendors can operate. A Complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 32905 West 84th Street, De Soto, Kansas or at www.desotoks.us. This summary is certified by Patrick G. Reavey, De Soto City Attorney pursuant to K.S.A. 12-3001, et seq.

ORDINANCE NO. 2537

AN ORDINANCE AMENDING SECTION 5-410 OF ARTICLE 4 OF CHAPTER V REGULATING MOBILE FOOD VENDORS

WHEREAS, City Staff recognizes that the existing Section 5-410 (limiting Mobile Food Vendors to three hours at the same property) is difficult to enforce and perhaps too restrictive; and

WHEREAS, having set hours for operation of Mobile Food Vendors throughout the City provides more flexibility to the Vendors and is easier for Staff to enforce.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DE SOTO, KANSAS:

SECTION 1. That Section 5-410 of Article 4 of Chapter V of the Code of the City of De Soto, Kansas is amended to read as follows:

5-410. License restrictions.

(a) Mobile Food Vendors shall obtain the permission of the property owner where the Mobile Food Unit is located before engaging in any activities licensed by this Article.

(b) Mobile Food Vendors may only engage in activities licensed by this Article on paved surfaces within the city.

(c) Mobile Food Vendors are prohibited from offering for sale any food and/or beverage from a public right of way, except if such location is approved as part of a Temporary Use Permit issued by the city.

(d) No more than two (2) Mobile Food Units may be operated at the same time on any single property, except as part of a Temporary Use Permit issued by the city.

(e) Mobile Food Vendors are prohibited from offering for sale any food and/or beverage before 7:00 a.m. or after 10:00 p.m., except as part of a Temporary Use Permit issued by the city.

(f) Mobile Food Vendors are prohibited from allowing their Mobile Food Unit to remain stationary upon a public street for more than five (5) minutes to engage in any activities licensed by this Article, except as part of a Temporary Use Permit issued by the city.

SECTION 2. This Ordinance shall take effect upon its adoption by the City Council, approval by the Mayor and publication in the City’s official newspaper, and all provisions of the Code inconsistent herewith are repealed.

ADOPTED BY THE GOVERNING BODY OF THE CITY OF DE SOTO, KANSAS
AND APPROVED BY THE MAYOR ON THE 19TH DAY OF MAY 2022.

(seal)

RICK WALKER, Mayor

ATTEST:

BRANDON MILLS, City Clerk

APPROVED AS TO FORM:

PATRICK G. REAVEY, City Attorney