

Planning Board
Draft Minutes

The City of Daytona Beach

Planning Board Meeting
July 26, 2018

(Excerpts from the July 26, 2018 Planning Board Meeting)

12. **Land Development Code Text Amendment – Mobile Food Vending, DEV2018-080 (Legislative Hearing)**

Staff Presentation:

Hannah Ward, Planner, presented the staff report which was included as part of the packet. Ms. Ward stated mobile food vending has previously been discussed at public meetings over the last two years; and as a result of those meetings, the proposed text amendment is presented in order to allow mobile food vending in various zoning districts. Ms. Ward stated the text amendment would allow mobile food vending as a temporary use on private property, public property, and public right-of-way and also in USDA food deserts.

Robert Jagger, City Attorney, stated an annual licensing agreement was added as a requirement to the text amendment.

Mr. Newman asked if the vendor could keep returning to the same site.

Mr. Jagger stated the vendor will have to break down each night but can return to the same site. Mr. Jagger stated there are additional storage requirements for the vehicle to be stored off-site.

Ms. Ward stated the vendor will be required to have a Business Tax Receipt (business license); and at the end of the work day, the vendor will have to break down and store the vehicle in a location that is permitted by the Land Development Code, subject to commercial storage and parking requirements.

Mr. Newman asked if the vendor will be permitted to drive through different locations.

Ms. Ward stated it will allow mobile food vending on the public rights of way as long as vehicular traffic is not impeded but will not be permitted in single family or multi-family areas. Ms. Ward stated vacant or unimproved lots will not be permitted to have food trucks.

Mr. Hurt stated initially he was concerned about the mobile vendors competing with fixed restaurants, but this will allow for fixed restaurants to be able to serve food from their restaurants through a mobile vendor.

Public Comments:

John Nicholson, 413 N. Grandview, Daytona Beach, Florida stated he was concerned about what this will do to Main Street and stated there are a number of restaurants on Main Street that do not have kitchens. Mr. Nicholson stated he is also concerned about the number of tattoo establishments in a small area along A1A.

Mr. Hurt stated the ordinance regarding the restaurants/bars is a separate item from the food trucks. Mr. Hurt stated a food truck is not associated with a bar that is supposed to have a restaurant.

Board Action:

A motion was made by Mr. Newman, seconded by Ms. Humphreys, to approve Land Development Code Text Amendment – Mobile Food Vending, DEV2018-080, in accordance with the staff report as presented. The motion carried (6-0).