

THE CITY OF SPRUCE GROVE

BYLAW C-1133-20

LAND USE BYLAW AMENDMENT

WHEREAS, pursuant to the *Municipal Government Act*, R.S.A., 2000, c.M-26, a municipality shall pass a land use bylaw and may amend the land use bylaw;

AND WHEREAS, the City of Spruce Grove wishes to amend Bylaw C-824-12, the Land Use Bylaw for the City of Spruce Grove;

NOW THEREFORE, the Council for the City of Spruce Grove, duly assembled hereby enacts as follows:

1. This bylaw is called "Text Amendment – Mobile Vendors".
2. Bylaw C-824-12, be amended as follows:
 - 2.1 To add the following in bold and delete that in strikethrough:

SECTION 7 DEFINITIONS:

FOOD TRUCK

~~A motor vehicle, set up on a temporary basis, from which prepared food and beverages are offered for sale to the public for consumption. This shall not include catering services delivering food.~~

MOBILE VENDOR

Any person, who from a mobile location, including but not limited to motor vehicle, trailer, cart or cycle, sells or offers for sale goods, merchandise or a service.

MOBILE VENDING UNIT

Any mobile vehicle, cart, trailer, table, or stand or other primary piece of equipment used to assist the Mobile Vendor in the selling or distribution of goods, merchandise and/or services.

SECTION 11 WHERE A DEVELOPMENT PERMIT IS NOT REQUIRED:

(1)(w) A Mobile Vendor that is in conformity with Section 65A (8) of this Bylaw.

- 2.2 Remove ~~SECTION 65A FOOD TRUCKS~~ in its entirety and replace with the following:

SECTION 65A MOBILE VENDOR

- (1) All Mobile Vendors are required to have on site and available for presentation:**
 - i. a valid City of Spruce Grove business licence for mobile vending;**
 - ii. any required Fire Inspection Approvals from Spruce Grove Fire Services; and**
 - iii. a valid food handling permit issued by Alberta Health Services, as required.**
- (2) Appearance and location:**
 - i. The Mobile Vending Unit shall be in good working order and be kept in a visibly pleasing appearance;**
 - ii. The Mobile Vending Unit and immediate area shall be kept clean and neat. A temporary garbage receptacle and a temporary recycling bin should be provided within 0.5 m of the Mobile Vending Unit; and**
 - iii. The Mobile Vendor shall have a waste management plan identifying disposal methods/location for all waste products including fats, oils, grey water, garbage, and recycling.**
- (3) A Mobile Vending Unit shall not be left unattended unless the unit is closed and secure.**
- (4) A Mobile Vendor shall not:**
 - (a) Take up required on-site parking stalls;**
 - (b) Damage or interfere with any landscaping; or**
 - (c) Have any outdoor storage.**
- (5) The location of the Mobile Vendor on the Site shall not adversely affect pedestrian or vehicular traffic on the Site or block the flow of drive lanes. This includes potential queuing of patrons.**
- (6) Signage for the Mobile Vendor shall be limited to one (1) A-Board Sign not exceeding 0.4 sq. m in area on the approved Site. The sign shall be in place only during hours of operation.**

- (7) Loud music or the use of voice amplification devices shall not be used.
- (8) Pursuant to Section 11, subsection (1)(w), Mobile Vendor does not require a Development Permit provided the regulations 65A (1-7) are satisfied and:
- (a) The Site is districted C1 – City Centre Commercial, C2 – Vehicle Oriented Commercial, M1 – General Industrial, or PS – Public Service Institutional;
 - (b) The Mobile Vendor may operate within the hours of 7:00 am and 9:00 pm;
 - (c) The Mobile Vending Unit shall be removed from the Site at the end of each business day and shall not be left on the Site overnight; and,
 - (d) The Mobile Vendor has attained a letter of authorization for Mobile Vending from the Site owner and has it for presentation upon request. This letter of authorization shall identify:
 - i. The municipal address of the property;
 - ii. The name and signature of the registered owner;
 - iii. The name of the Mobile Vendor gaining authorization;
 - iv. A picture of the Mobile Vending Unit;
 - v. The specific permitted vending location illustrated on a site plan; and
 - vi. The dates of authorization.
 - (e) The City reserves the right to require a Mobile Vending Unit to relocate on the Site if it is deemed to interfere with vehicular or pedestrian mobility within the property.
- (9) Where all items identified in Section 65A (8) above cannot be satisfied, a Development Permit application for a Mobile Vendor is required. The application will be for a specified location within a Site and identify the requested dates. Relocation within a Site shall require a new Development Permit.

2.3 Replace the ~~Food Truck~~ discretionary use within the C1, C2, M1, PS, and P1 districts with **Mobile Vendor**.

- 2.4 In the index, on Page v, replace ~~FOOD TRUCKS~~ with **MOBILE VENDOR**.
3. This amending bylaw shall be consolidated into Bylaw C-824-12.
4. This bylaw shall come into force and effect when it receives third reading and is duly signed.

First Reading

Public Hearing

Second Reading

Third Reading

Date Signed

Mayor

City Clerk

DRAFT