



# City of Pflugerville

## Legislation Details (With Text)

<b>File #:</b>	ORD-0507	<b>Version:</b>	3	<b>Name:</b>	UDC, Subchapter 4 Temporary Uses, Structures, and Permits, Mobile Food Vendors and Parks
<b>Type:</b>	Ordinance	<b>Status:</b>		<b>Status:</b>	Approved
<b>File created:</b>	1/28/2020	<b>In control:</b>		<b>In control:</b>	Planning Dept
<b>On agenda:</b>	3/10/2020	<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	Approving an ordinance on second reading with the caption reading: An ordinance amending Ordinance No. 1203-15-02-24 of the City of Pflugerville Code of Ordinances Title XV Land Usage, Chapter 157 Unified Development Code by amending Subchapter 4, Zoning Districts and Use Regulations, by updating provisions relating to temporary uses and structures, integrating mobile food vendor provisions, and establishing a Temporary Use Permit process in Section 4.7; amending provisions relating to Mobile Food Vendors and Parks in Sections 4.9 and 4.10; amending Subchapter 20, Definitions, by adding corresponding definitions; and repealing Title IX General Regulations, Chapter 98 Temporary Storage Structures in its entirety; replacing all ordinances in conflict; containing severability and repealer clauses; providing for a penalty for a violation of Chapter 157, Subchapter 4 as a class C misdemeanor and a fine in an amount not to exceed \$2,000.00; and declaring an effective date.				

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Ordinance, 2. Exhibit A - Temporary Uses, Mobile Food Vendors and Mobile Food Park, 3. Presentation Draft - Temporary Uses and Mobile Food Vendors Ordinance Amendments

Date	Ver.	Action By	Action	Result
3/10/2020	3	City Council	Approved on Second Reading	Pass
2/25/2020	2	City Council	Action taken to close the Public Hearing	Pass
2/25/2020	2	City Council	Approved on First Reading	Pass
2/3/2020	1	Planning and Zoning Commission	Recommended for Adoption	Pass

Approving an ordinance on second reading with the caption reading: An ordinance amending Ordinance No. 1203-15-02-24 of the City of Pflugerville Code of Ordinances Title XV Land Usage, Chapter 157 Unified Development Code by amending Subchapter 4, Zoning Districts and Use Regulations, by updating provisions relating to temporary uses and structures, integrating mobile food vendor provisions, and establishing a Temporary Use Permit process in Section 4.7; amending provisions relating to Mobile Food Vendors and Parks in Sections 4.9 and 4.10; amending Subchapter 20, Definitions, by adding corresponding definitions; and repealing Title IX General Regulations, Chapter 98 Temporary Storage Structures in its entirety; replacing all ordinances in conflict; containing severability and repealer clauses; providing for a penalty for a violation of Chapter 157, Subchapter 4 as a class C misdemeanor and a fine in an amount not to exceed \$2,000.00; and declaring an effective date.

Per the 2030 Comprehensive Plan's implementation schedule, the City shall pursue Unified Development Code (UDC) revisions every one to five years. The UDC was most recently revised and adopted in February 2015. The purpose of the proposed code amendments to Subchapter 4 is to address temporary use and structure regulations and provides for a permitting process, as further described below.

Section 4.7 Temporary Uses, Structures, and Permits summary of amendments:

Reorganizes certain sections for ease of use.

Adds general provisions.

Clarifies when temporary use permits are required.

Modifies the tents and canopy section to include fire safety provisions.

Relocates temporary portable storage unit provisions from Ch. 98 to this section.

Relocates mobile food vendor provisions from section 4.9 to this section; allows for mobile food vendors to operate without a temporary use permit provided it meets all criteria, and the host site is registered with the City.

Adds a section related to on-site events.

Adds a section related to other temporary uses and structures not specifically identified which may be authorized by a temporary use permit.

Adds a section for temporary use permit application and review process.

City Attorney has approved the ordinance as to form.

**Prior City Council Action**

On February 25, 2020, Council conducted a public hearing and approved this item on 1st Reading.

**Deadline for City Council Action**

Action on second reading is requested on March 10, 2020.

**Staff Recommendation**

Approve the ordinance on first reading.

**Funding Expected:** Revenue \_\_\_ Expenditure \_\_\_ N/A ☒

**Budgeted Item:** Yes \_\_\_ No \_\_\_ N/A ☒

**Amount:** \_\_\_ N/A \_\_\_

**1295 Form Required?** Yes \_\_\_ No ☒

**Legal Review Required:** N/A \_\_\_ Required ☒ Date Completed: \_\_\_1/27/2020\_\_\_

**Supporting documents attached:**

Ordinance

Exhibit A

**Recommended Action**

Approve the ordinance on second reading for amendments to the Unified Development Code related to temporary uses, structures, permits, mobile food vendors and parks.