

Honorable Mayor and Members
of the City Council
City Hall
Torrance, California

Members of the Council:

SUBJECT: City Manager – Adopt an ORDINANCE creating a one-time exception to the Torrance Municipal Code requirements for regulating mobile food vendors at the Centennial Birthday Bash.

RECOMMENDATION: Recommendation of the City Manager that City Council adopt an ORDINANCE creating a one-time exception to the Torrance Municipal code requirements for regulating mobile food vendors participating in the Centennial Birthday Bash on Sunday, October 28, 2012:

- 1) Waive the 100 foot minimum distance requirement from property zoned or used for residential purposes;
- 2) Lift the restriction on the number of mobile food vendors for the event; and
- 3) Allow the use of portable restroom facilities.

BACKGROUND/ANALYSIS

At the July 17, 2012 Council meeting a Centennial Committee member requested that the limit of 10 food trucks per venue be lifted for the upcoming Centennial Birthday Bash to be held on Sunday, October 28, 2012 at Charles H. Wilson Park. With Council's concurrence, staff was directed to return with an item to address the request.

Staff worked with the City Attorney's Office to create a one-time exception to the Torrance Municipal code requirements for regulating mobile food vendors participating in the Centennial Birthday Bash. In reviewing the existing City ordinance, staff identified two other requirements that would need to be waived to allow mobile food vendors for this event. The other two requirements include: 1) the 100 foot minimum distance requirement from property zoned or used for residential purposes and 2) to allow the use of portable restroom facilities.

Every effort is being made for a successful culminating event that will be memorable and enjoyed by all. There will be a variety of foods available provided by mobile food vendors, along with live entertainment, games, arts & crafts booths and much more. With the adoption of this one time exception to the ORDINANCE regulating mobile food vendors, it will allow for a full array of food selections and enough food to be available for the entire day. Residents that are in close proximity of the park will be notified of this event and encouraged to participate. Portable restroom facilities will be available for use by the mobile food truck vendors only and will adhere to Los Angeles County Public Health Department regulations.

At this time it is requested that City Council consider these modifications and adopt the attached ORDINANCE creating a one-time exception to the Torrance Municipal Code regulating mobile food vendors at the Centennial Birthday Bash on Sunday October 28, 2012.

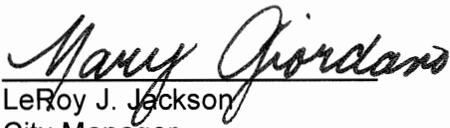
Respectfully submitted,

LEROY J. JACKSON
CITY MANAGER

By 

Fran Fulton
Management Associate

CONCUR:

for 

LeRoy J. Jackson
City Manager

Attachment A: Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TORRANCE, CALIFORNIA, AMENDING SECTION 93.1.8 OF THE TORRANCE MUNICIPAL CODE TO PROVIDE A ONE-DAY WAIVER FROM THE TEN VENDOR LIMIT FOR MOBILE FOOD VENDORS FOR THE CITY OF TORRANCE CENTENNIAL BIRTHDAY BASH, TO BE HELD AT WILSON PARK ON OCTOBER 28, 2012

WHEREAS, on March 13, 2012, the City Council adopted Ordinance No. 3756, adding a new section 93.1.8 to the Torrance Municipal Code regulating the use of mobile food vendors on public or private property within the City of Torrance; and

WHEREAS, the City of Torrance is currently celebrating its Centennial with numerous events, including a City-sponsored "Birthday Bash," to be held at Wilson Park on October 28, 2012; and

WHEREAS, the Centennial Committee wishes to provide food options, including mobile food vendors, for attendees of the Birthday Bash; and

WHEREAS, the Centennial Committee believes that the existing provisions of section 93.1.8 are too restrictive to provide adequate food service opportunities for the expected number of attendees at the Birthday Bash; and

WHEREAS, the Centennial Committee requests the Council waive certain requirements of the Mobile Food Vendor Event ordinance for the Birthday Bash; and

WHEREAS, mobile food vendors will be located in that portion of the Wilson Park parking lot immediately abutting the Animal Control facility to the East, as depicted on the attached Exhibit A, which is incorporated by this reference.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF TORRANCE DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1

Section 93.1.8(c)(4) of the Torrance Municipal Code, requiring that Mobile Food Vendor Events be located at least 100 feet from property zoned or used for residential purposes as measured from the event perimeter to residential property line, is waived for the Birthday Bash.

SECTION 2

The provision of Section 93.1.8(c)(6) of the Torrance Municipal Code prohibiting more than 10 vendors at any Mobile Food Vendor Event is waived for the Birthday Bash.

SECTION 3

The provision of Section 93.1.8(c)(13), prohibiting use of portable restroom facilities, is waived for the Birthday Bash.

SECTION 4

The one-day waivers provided are solely from the specified provisions of the Torrance Municipal Code. All other provisions of Section 93.1.8 remain in full force and effect.

SECTION 5

Any provisions of the Torrance Municipal Code or its appendices, or any other ordinances of the City inconsistent with this ordinance to the extent of the inconsistencies and no further, are repealed.

SECTION 6

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, the decision will not affect the validity of the remaining portions of the ordinance. The City Council declares that it would have passed this ordinance and each section, subsection, sentence, clause and phrase irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases are declared invalid or unconstitutional.

SECTION 7

Because this ordinance provides a one-day waiver from certain requirements of the mobile food vendor ordinance, it will not be codified in the Torrance Municipal Code.

SECTION 8

This ordinance shall take effect thirty (30) days after the date of its adoption. Within fifteen (15) days following adoption, this ordinance or a summary of this ordinance if authorized by the City Council, will be published at least once in the Daily Breeze, a newspaper of general circulation, published and circulated in the City of Torrance.

Introduced and approved this _____ day of August, 2012.

Adopted and passed this _____ day of August, 2012.

FRANK SCOTTO, MAYOR

ATTEST:

Sue Herbers CMC, City Clerk

APPROVED AS TO FORM:
JOHN L. FELLOWS III, City Attorney

By _____



WILSON PARK

