

Council Meeting
August 14, 2012

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

Members of the Council:

SUBJECT: SECOND AND FINAL READING OF ORDINANCE 3758

RECOMMENDATION:

Second and Final Reading of **ORDINANCE NO. 3758** 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.

BACKGROUND:

At the regular meeting of the City Council held on the 7th day of August 2012, this Ordinance was introduced and approved for its first reading by the following roll call vote:

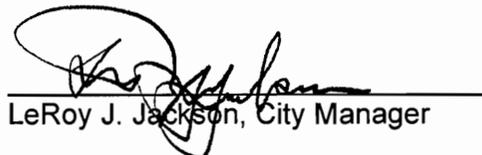
AYES:	COUNCILMEMBERS:	Barnett, Brewer, Furey, Numark, Rhilinger, Sutherland, and Mayor Scotto.
NOES:	COUNCILMEMBERS:	None.
ABSTAIN:	COUNCILMEMBERS:	None.
ABSENT:	COUNCILMEMBERS:	None.

Respectfully submitted,



Sue Herbers, CMC
City Clerk

NOTED:



LeRoy J. Jackson, City Manager

Attachment A: Ordinance 3758
B: Ordinance summary

ORDINANCE NO. 3758**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 the 7th day of August, 2012.

Adopted and passed this _____ day of August, 2012.

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

Mayor Frank Scotto
ATTEST:

by _____
Patrick Q. Sullivan, Assistant City Attorney

Sue Herbers, CMC
City Clerk

Ordinance Summary**TORRANCE CITY COUNCIL ORDINANCE NO. 3758**

On _____, 2012, the City Council of the City of Torrance adopted Ordinance No. 3758 amending Section 93.1.8 of the Torrance Municipal Code, to provide a one-day waiver of certain requirements for mobile food vendors participating in the City's Centennial Birthday Bash.

The ordinance waives the requirements that mobile food vendors be located at least 100 feet away from residential properties, that no more than 10 mobile food vendors be allowed to participate in a single event, and that portable restroom facilities are prohibited.

******City Clerk to add a paragraph stating that copies of the ordinance are available at the City Clerk's office and stating the names of the City Council members that voted in favor and those that voted against.******