

TC-4-12 Food Trucks

Amends the Zoning Code regarding Food Trucks as follows:

- Located on a lot containing a principal building(s) or use zoned SC, NB, BUS, TD, I-1 or I-2; and the maximum number of food trucks per *lot shall* be limited as follows:
 - maximum of ~~one (1)~~ **two (2)** food trucks on *lots* of one-half (1/2) acre or less;
 - maximum of ~~two (2)~~ **three (3)** food trucks on *lots* between one-half (1/2) acre and one (1) acre;
 - maximum of ~~three (3)~~ **four (4)** food trucks on *lots* greater than one acre and less than two (2) acres; and
 - no maximum on lots two (2) acres or greater.
- Permits Food trucks to locate within the entirety of the Downtown Overlay District (DOD).

9/10/11

**ORDINANCE NO. (2012) 134 TC 354
TC-4-12**

**AN ORDINANCE TO AMEND THE ZONING CODE REGARDING THE
NUMBER OF FOOD TRUCKS LOCATED ON VARYING SIZED LOTS
AND TO PERMIT FOOD TRUCKS WITHIN THE ENTIRETY OF THE
DOWNTOWN OVERLAY DISTRICT**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH,
NORTH CAROLINA that:**

Section 1. Amend Section 10-2051, **DOWNTOWN OVERLAY DISTRICT**, subsection **(b) Permitted Uses**, to add the following new use listing at the end of the first paragraph (which shall be the second use listing):

*“- Retail sales – food trucks in accordance with the regulations of §10-2072(b),
Retail sales – food truck.”.*

Section 2. Amend Section 10-2072(b), **Uses enumerated, Retail sales – food truck**, by deleting subsections (1)a., b. and c. in their entirety and substituting in lieu thereof the following:

- a. maximum of two (2) food trucks on *lots* of one-half (1/2) acre or less;
- b. maximum of three (3) food trucks on *lots* between one-half (1/2) acre and one (1) acre; and
- c. maximum of four (4) food trucks on *lots* greater than one acre and less than two (2) acres."

Section 3. All laws and clauses of laws in conflict herewith are hereby repealed to the extent of said conflict.

Section 4. If this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given separate effect and to the end the provisions of this ordinance are declared to be severable.

Section 5. This ordinance has been adopted following a duly advertised joint public hearing of the Raleigh City Council and the City Planning Commission following a recommendation of the Planning Commission.

Section 6. This ordinance has been provided to the North Carolina Capital Commission as required by law.

Section 7. This ordinance shall be enforced by law as provided in N.C.G.S. 160A-175 or as provided in the Raleigh City Code. All criminal sanctions shall be the maximum allowed by law notwithstanding the fifty dollar limit in G.S. 14-4(a) or similar limitations.

Section 8. This ordinance shall become effective five (5) days following its adoption.

ADOPTED: December 4, 2012
EFFECTIVE: December 9, 2012

DISTRIBUTION: Planning – Silver, Hallam, Brandon, Meacci, Fox
Inspections – Fulcher, Pearce
Public Works – Dash
Police – Deck-Brown, C. Taylor, Carswell
City Attorney – Hargrove, Ray
Department Heads
Transcription Svcs – Taylor