

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 4 B

Council Meeting Date: October 1, 2024

ITEM TITLE: **ORDINANCE (2nd Reading)**

INTRODUCED BY: **Mayor Andrew "FoFo" Gilich**

CONTACT PERSON: **E. Michael Leonard, CAO** *EM*

Peter Abide, City Attorney

SUMMARY EXPLANATION:

Ordinance to amend City Ordinance Chapter 12 Article XII Mobile Food Vending

Resolution Ordinance Public Hearing Routine Agenda

Exhibits for Review

Contract Minutes Plans/Maps Deed Lease

Other (Specify):

Submittal Authorization: Council President Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: McGilvary Second By: Gines

Vote:	Councilmember	Yes	No	AFR	ABST	Councilmember	Yes	No	AFR	ABST
	Lawrence	___	___	___	___	Tisdale	___	___	___	___
	Gines	___	___	___	___	Glavan	___	___	___	___
	Newman	___	___	___	___	Shoemaker	___	___	___	___
	McGilvary	___	___	___	___					

ACTION TAKEN: First reading on September 17, 2024

Ordinance No.

ORDINANCE TO AMEND CITY ORDINANCE CHAPTER 12 ARTICLE XII MOBILE
FOOD VENDING

WHEREAS, the City is in the process of updating its ordinances pertaining to Mobile Food Vending; and

WHEREAS, the Biloxi City Council finds that it is in the best interests of the health, safety and welfare of the residents of Biloxi that Chapter 12 Article XII Mobile Food Vending be amended;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI:

SECTION ONE: That Chapter 12 Article XII Mobile Food Vending is hereby amended as follows:

Sec. 12-12-5. – Fees.

(a) Annual Mobile food vending permit fees are \$200.00 per vendor, which covers the administrative cost of processing the application and regulating each mobile food vendor. Each permit is valid for 120 days one year. The annual mobile food vending permit fee is \$100.00 per year for mobile food vendors who operate a restaurant in a fixed location within the city and are licensed to do business in the city.

(b) Special event mobile food vending permit fees are \$50.00 per vendor for vendors already permitted under subsection (a); and \$300.00 per vendor for vendors without an existing permit, which covers the administrative cost of processing the application and regulating each mobile food vendor. Each permit is valid for two days within a five-day period. Additional days may be renewed at \$50.00 per day. Any mobile food vendors who operate a restaurant in a fixed location within the city and are licensed to do business in the city, shall be exempt from the special event mobile food vending permit fees.

(c) ~~(Annual permits may not be used to operate at special events.)~~ For the purposes of this section. Special Events include, but are not limited to, the following events:

- (1) Mardi Gras events occurring Saturday through Tuesday;
- (2) Cruisin' the Coast beginning the first Friday to ending Sunday;
- (3) Airshow weekends;
- (4) Scraping the Coast;
- (5) Spring Break events; or
- (6) Any other special event as determined by Council Resolution.