

ORDINANCE NO. 2015-UDO-03
AN ORDINANCE AMENDING THE TOWN OF MARSHALL
UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 4 TO
ALLOW MOBILE FOOD VENDING

WHEREAS, the Town of Marshall Planning Board and Staff have recommended a number of text amendments to the Town of Marshall Unified Development Ordinance; and

WHEREAS, after review and consideration of the proposed amendments, it is the desire of the Board of Aldermen of the Town of Marshall to approve the amendments as recommended.

NOW, THEREFORE BE IT ORDAINED BY BOARD OF ALDERMEN OF THE TOWN OF MARSHALL, NORTH CAROLINA THAT:

SECTION 01. Mobile Food Venders

- a) WHEREAS, the Town of Marshall, after due discussion and deliberation, has recognized that there is economic value in allowing properly licensed and permitted mobile food vendors to operate within the Town of Marshall planning and zoning jurisdiction;
- b) The Town of Marshall Code of Ordinances Unified Development Ordinance, Chapter 4 Special Requirements Chapter 4-9-6, is hereby amended to include as a use Permitted Use Mobile Food Vendors, which shall read as set forth in Exhibit A of this ordinance, which is attached hereto and incorporated herein.
- c) The Town of Marshall Code of Ordinances Unified Development Ordinance, Chapter 4-9-6. Special Requirements, Section 6. Temporary Uses Permitted is hereby amended to include Subsection F. Mobile Food Vendors, which shall read as set forth in Exhibit B of this ordinance, which is attached hereto and incorporated herein.

SECTION 02. Any person violating the provisions of this ordinance shall be subject to the penalties set forth in Chapter 15 of the Town of Marshall Unified Development Ordinance.


SECTION 03. As to any conflict between this ordinance and any parts of existing ordinances, the provisions of this ordinance shall control.

SECTION 04. If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.


SECTION 05. The enactment of this ordinance shall in no way affect the running of any Amortization provisions or enforcement actions, or otherwise cure any existing zoning violations.

SECTION 06. This ordinance shall be in full force and effect from and after the date of its adoption.

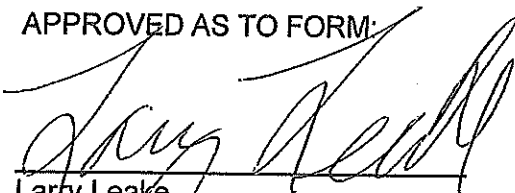
1842 JANUARY, 2016 KAK
Adopted and approved this 21st day of December, 2015.


Jack Wallin, Mayor

ATTEST:


Karen A. Kienna
Town Clerk

APPROVED AS TO FORM:


Larry Leake
Town Attorney