

ORDINANCE NO. 2025 - 022

AN ORDINANCE OF PLEASANT GROVE CITY, UTAH, AMENDING SECTION 10-15, SUPPLEMENTARY DEVELOPMENT STANDARDS BY AMENDING SUBSECTION 10-15-48, "FOOD TRUCKS" TO PROVIDE FOR AND REGULATE THE OPERATION OF FOOD TRUCKS NEXT TO OR IN CITY PARKS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Pleasant Grove City has previously adopted Food Truck regulations by ordinance (Ordinance 2018-3); and

WHEREAS, City now desires to amend said ordinance to provide for the operation of food trucks in or next to city parks; and

WHEREAS, on August 14th, 2025, the Pleasant Grove City Planning Commission held a public hearing to consider the proposed amendments; and

WHEREAS, at its public hearing the Planning Commission decided to adopt the staff recommended amendments because they were in the public's interest and consistent with the goals and policies of the existing General Plan; and

WHEREAS, on September 2nd, 2025, the Pleasant Grove City Council held a public hearing to consider the request; and

WHEREAS, at its meeting the Pleasant Grove City Council was satisfied that the staff version of the code amendment was in the best interest of the public and was consistent with the intent of the existing General Plan; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of Pleasant Grove City, Utah County, State of Utah as follows:

SECTION 1: Section 10-15-48, Subsection 4 "Food Trucks – Operating on City Owned Streets," of the Pleasant Grove Municipal Code is hereby amended to read as follows.

10-15-48: MOBILE FOOD TRUCKS:

A. Purpose: The purpose of this section is to provide clear and concise regulations for the use and operation of mobile food trucks to prevent hazards to safety, traffic or health, as well as to preserve the peace, safety and welfare of the community.

1. Definitions:

FOOD TRUCK: Means a fully encased food service establishment:

- a. On a motor vehicle or on a trailer that a motor vehicle pulls to transport; and
 - b. From which a food truck vendor, standing within the frame of the vehicle, prepares, cooks, sells, or serves food or beverages for immediate human consumption.
- "Food truck" does not include a food cart or an ice cream truck.

HEALTH DEPARTMENT FOOD TRUCK PERMIT: Means a document that a local Health Department issues to authorize a person to operate a food truck within the jurisdiction of the local Health Department.

2. License Required: No person or entity shall operate a food truck business within Pleasant Grove City without obtaining and holding a current business license from Pleasant Grove City or any political subdivision in the State of Utah.

3. Vending On Private Property; Nonresidential: Mobile food businesses are allowed to vend on private property in nonresidential zones with prior consent from the private property owner in the form of a property owner's affidavit.

4. Operating On City Owned Streets; Nonresidential: Mobile food businesses are allowed to operate on all City owned and operated streets within nonresidential zones, in compliance with the regulations in this section, with the following exception:

a. Mobile food businesses are allowed to park at or next to a City park only with ~~authorization from the Pleasant Grove Parks and Recreation Director;~~ an approved Food Truck Public Park permit. The permissible parks, parking areas, and hours of operation will be set forth on the Permit Application. The food truck shall meet the following requirements to operate in a city park:

- i. A permit is only valid for one calendar day and is valid only for the date for which it is issued.
- ii. Food trucks shall park in the designated parking stall listed on the permit and must not impede normal traffic flow. Food trucks are not allowed to block other food trucks.
- iii. Food trucks shall not park on the grass or pathways.
- iv. Food truck operators are responsible for clean-up and trash removal generated from their operation in the immediate area.
- v. Food truck operators will be assessed for all damages or extra trash clean up within the park generated by their operation.
- vi. Food trucks may display their business name and logo on their vehicle. No other advertising is allowed in the parking lot or park.
- vii. Food truck permits shall be limited to specific public parks, designated parking stalls within those parks, and specific days of the week, as determined by the City Administrator or designee. The permit application shall list the approved parks, the number and location of available parking stalls, and the days on which food truck operations are permitted.
- viii. Food trucks shall not be parked within a public park at any time other than during regular park hours.
- ix. Food Truck Public Park permits shall not be transferable and shall be revoked should the food vending operation be changed from the approved applicant or if the person operating the food truck is not listed on the approved application.
- x. It is illegal to operate a Food Truck in a public park without a permit.

5. Conditions And Requirements; Public Right-Of-Way: Mobile food businesses offering food within the public right-of-way shall abide by the following conditions and requirements. Failure to comply may result in the suspension or revocation of a business license:

a. All business activity related to mobile food businesses on the public right-of-way shall be of a transient nature. The duration of the business activity shall not extend for more than twelve (12) hours within a twenty four (24) hour period at any one location, nor three (3) consecutive days within a seven (7) day period in the same location on public property.

- b. All vehicles must be removed from the public right-of-way at the close of each business day.
- c. Mobile food businesses shall obey all parking and traffic regulations of this Code.
- d. Parking on a park strip or otherwise landscaped area is not allowed.
- e. Mobile food businesses utilizing parking spaces within the public right-of-way shall park only in parallel parking spaces. Mobile food businesses must be parked so that neither the vehicle nor the customers interfere with public access to adjacent parking stalls, to driveways or to entrances of existing buildings or uses. In cases where no parallel parking exists, the mobile food business cannot occupy more than two (2) parking stalls in the public right-of-way.
- f. The operator shall locate the vending window facing the adjacent sidewalk.
- g. No mobile food business shall occupy the required parking stalls of the primary use.
- h. Mobile food businesses shall ensure that the use of the public right-of-way, including the sidewalk, in no way interferes with or limits sidewalk users' free and unobstructed passage.
- i. No sales shall be made to any person standing in a roadway unless the roadway has been closed to vehicular traffic for a public event.

6. Conditions And Requirements; Private Property: Mobile food businesses offering food on private property shall abide by the following conditions and requirements. Failure to comply may result in the suspension or revocation of a business license:

- a. The duration of the transient business activity shall not extend for more than twelve (12) hours within a twenty-four (24) hour period at any one location, nor three (3) consecutive days within a seven (7) day period in the same lot or parcel.
- b. All vehicles must be removed from the premises at the close of each business day.

c. In the case that a mobile food business requests to be permanently established on a site, the applicant shall comply with the following requirements:

(1) Submit an application and obtain approval for a minor site plan amendment.

(A) If the site plan does not include the installation of all site improvements (asphalt, utilities, landscape, etc.), including street improvements (curb, gutter, sidewalk, etc.), the applicant may enter an experimental period of up to three hundred sixty-five (365) days. At the end of the experimental period, the applicant shall either complete all site and street improvements required for permanent brick and mortar restaurants or use the site as a transient site for the mobile food business complying with the regulations established in subsections A6a and A6b of this section. Only one experimental period shall be allowed per lot or parcel and at its completion, no other experimental period of up to three hundred sixty-five (365) days, from the same or different applicant, shall be allowed on the same property.

(2) Obtain a building permit for the installation of electricity to the site.

7. Design And Operation Requirements: Mobile food businesses shall comply with the following design and operation requirements.

a. Mobile food businesses shall be designed and operated in a manner so as to meet all applicable Utah County Health Department and Timpanogos Special Service District requirements related to the handling and distribution of food as well as the disposal of residues and garbage.

b. All garbage or other refuse generated from mobile food businesses shall be disposed of properly. It is illegal to discharge or dispose of any substance, material, food, or waste into the storm drain system.

- c. Mobile food businesses shall not have or operate as a drive- through.
 - d. All grounds utilized by mobile food businesses shall at all times be maintained in a clean and attractive condition. Trash containers shall be provided for use of the business patrons. If mobile food businesses operate on or adjacent to a public right- of-way, the vendor shall be responsible for cleaning up litter dropped or discarded onto the public right-of-way prior to leaving the location.
 - e. Mobile food businesses shall be kept in good operating condition, and no peeling paint or rust shall be visible on business vehicles.
 - f. Licensees/owners will ensure their business vehicles are at all times in compliance with all applicable laws or ordinances regulating motor vehicles.
 - g. Any auxiliary power required for the operation of the mobile food truck shall be self-contained. No use of public or private power sources are allowed without providing written consent from the owner. A building permit shall be required for any temporary electrical connection.
8. Signs: No signs shall be used to advertise the conduct of the mobile business at the premises other than those which are physically attached to the vehicle, except that one (1) two-foot (2') by three-foot (3') menu board may be placed nearby to display the menu.
9. Failure To Comply: Failure to comply with the requirements of this section shall be grounds for denial, suspension or revocation of a business license issued by Pleasant Grove City and the immediate suspension of operation activities for food trucks licensed under a different jurisdiction. (Ord. 2018-3, 1-16-2018)

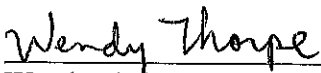
SECTION 2. SEVERABILITY. The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any such section, paragraph, sentence, clause, or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses, or phases of this Ordinance.

SECTION 3: EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage and posting as provided by law.

SECTION 4. APPROVED AND ADOPTED AND MADE EFFECTIVE by the City Council or Pleasant Grove City, State of Utah, on this 2nd day of September, 2025.


Guy L. Fugal, Mayor

ATTEST:


Wendy Thorpe, City Recorder



Motion: Council Member JENSEN

Second: Council Member Andersen

<u>ROLL CALL</u>	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Guy L. Fugal	_____	_____	_____	_____
Dianna Andersen	<u>X</u>	_____	_____	_____
Steve Rogers	_____	_____	_____	<u>X</u>
Eric Jensen	<u>X</u>	_____	_____	_____
Cyd LeMone	<u>X</u>	_____	_____	_____
Todd Williams	<u>X</u>	_____	_____	_____

CERTIFICATE OF POSTING ORDINANCE
Pleasant Grove City Corporation

I, the duly appointed recorder for the City of Pleasant Grove, hereby certify that a summary of the foregoing Ordinance No. 2025-022 was posted on the State (<http://pmn.utah.gov>) website on this 4 day of September, 2025.

Dated this 4 day of September, 2025.

Wendy Thorpe
Wendy Thorpe, CMC, City Recorder