

**ORDINANCE NO. 436**

**AN ORDINANCE OF THE CITY OF CREEDE, CO AMENDING CHAPTER 9 (“DEVELOPMENT CODE”), ARTICLE 4 (“ZONE DISTRICTS AND OFFICIAL ZONING MAP”), OF THE CITY OF CREEDE, CO CODE OF ORDINANCES ADDING MOBILE FOOD VENDORS AS A PERMITTED COMMERCIAL USE IN THE B-2 ZONE DISTRICT WITH CONDITIONS**

WHEREAS, the City of Creede, Colorado, a Colorado Town (the "Town"), is a statutory municipality organized and operating under the laws of the State of Colorado; and

WHEREAS, the Board of Trustees of the Town (the “Board”) is desirous of allowing the operation of mobile food vendors not affiliated with a special event in the B-2 zone under certain conditions;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF CREEDE, COLORADO THAT:

Section 1. Chapter 9, Article 4, Section 90(b)(4)(cc) is added and shall read as:

“(cc) Mobile Food Vendors, provided that:

- i. An application for a permit to operate is submitted to and approved by the Town Clerk. Said application shall include, at a minimum, all relevant owner information as determined by the Town Clerk, a valid Colorado tax ID and copies of any/all required licenses to operate including all health department certificates;
- ii. The number of mobile food vendors per parcel does not exceed one (1);
- iii. No generators of any type are utilized;
- iv. The proposed mobile food vending unit remains fully registered, insured and mobile for the duration of the permit period;
- v. All operations occur entirely on private property and in accordance with all other applicable regulations and standards set forth within the City of Creede Municipal Code;”

Section 2. Severability. Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such determination shall not affect, impair, or invalidate the remaining provisions hereof, the intention being that the various provisions hereof are severable.

INTRODUCED, APPROVED, PASSED ON FIRST AND FINAL READING, ON THIS  
1<sup>st</sup> DAY OF FEBRUARY, 2022.

By   
Mayor

ATTEST:

By   
City Clerk