



Mathews County Board of Supervisors

Regular Meeting
Historic Courthouse
27 Court Street
Mathews, VA 23109

Tuesday, December 19th, 2023

ORDER

MOTION: On Motion of Paul Hudgins, seconded by Melissa Mason, the Mathews County Board of Supervisors voted 5-0-0 as follows: Paul Hudgins, Jackie Ingram, Melissa Mason, Mike Walls, Dave Jones - aye; None - nay; to Approve application 7-ZA-23 text amendments as presented (Attached).

Roll Call Vote:

Paul Hudgins, Vice Chair - Aye
Jackie Ingram, Supervisor - Aye
Melissa Mason, Supervisor - Aye
Mike Walls, Supervisor - Aye
David Jones, Chairperson - Aye

Judi Green

Judi Green
Senior Executive / Deputy Clerk

Cc: General Code

James Knighton, Director of Planning and Zoning

Ordinance 23-09

Mobile Food Vendor

Definition:

MIXED-USED BUILDING

Mobile food vending vehicle (food truck)- A self-propelled or towed vehicle licensed by the Department of Motor Vehicles containing a mobile kitchen in which food and beverages are stored and/or prepared and from which menu items are served in individual portions to walk-up customers.

MODULAR HOME OR UNIT

Zoning District:

By Right Use in the following zoning districts: B-1, B-2, I, and VMU. Should appear in the by right section in alphabetical order.

175-8.2

V. Mobile food vending vehicle

W. Recycling location (dropoff) with a total capacity of 10 cubic yards or less.

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175-9.2

II. Mobile food vending vehicle

JJ. Office buildings and business and governmental offices, including schools, post offices and fire, rescue squad and police stations.

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175-10.2

GG. Mobile food vending vehicle

HH. Monumental stone works.

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175-24.2

AA. Mobile food vending vehicle

BB. Libraries

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Chapter 15 Supplemental District Regulations:

15-30 Special regulations for mobile food vending vehicles (food trucks):

The following regulations shall apply to mobile food vending vehicles within certain zoning districts of the county. These regulations shall not apply to the operation of food trucks operating in conjunction with a special event (i.e. Market Days, or May Faire), or to food trucks operating in conjunction with a privately catered event not serving the general public.:

- A. Administration: The operation of food trucks on appropriately zoned properties shall be permitted by administrative permit. Written application for a mobile food vendor permit shall be made to the zoning administrator or his designee. Such application shall be on forms provided by the county and shall be accompanied by the following:
 - (1) A copy of a valid health permit from the Virginia Department of Health stating that food truck operation meets all applicable standards. A valid health permit must be maintained for the duration of the permit.
 - (2) Verification of operation permit from state fire marshal.
 - (3) Written documentation of the consent of the owner(s) of the property or properties on which the food truck will be operated.
- B. General operational requirements.: The following standards and conditions shall apply to all food truck operations:
 - (1) Parking. Food trucks shall not park, with the intent of vending, in designated handicapped parking spaces. Food trucks shall not obstruct pedestrian or bicycle access or passage, impede traffic or parking lot circulation or create safety or visibility problems for vehicles and pedestrians.
 - (2) Permitting. The operator shall display, in a prominent location visible to potential customers, a copy of a valid business license and a copy of a valid health permit.
 - (3) Setbacks. Food trucks shall be parked at least 100 feet from any off-site residential dwelling or the main entrance of any existing off-site restaurant establishment.
 - (4) Signage. Signage that is permanently affixed to the food truck shall be permitted; however, flags, banners, flashing signs or other decorative appurtenances, whether attached or detached, shall not be allowed.
 - (5) Lighting. No lighting shall be displayed on the exterior of the food truck. If a food truck is operating after dark, appropriate lighting may be used to illuminate the menu board and the customer waiting area adjacent to the vehicle. Such lighting shall not produce light trespass onto adjacent roadways or properties or into the night sky.
 - (6) Trash. Operators must provide at least one trash receptacle within ten feet of their food truck.
 - (7) Liquid waste. No liquid wastes used in the operation of the food truck or food vending shall be allowed to be discharged from the food truck except into an approved sewerage system as permitted by law.
 - (8) No tables, chairs, stools, benches or the like shall be permitted. Portable toilets "porta potty's" are not permitted.
 - (9) Unless otherwise approved by the zoning administrator, mobile food vending vehicles/carts shall be removed from any site when the on-premises establishment closes for the day.
- C. The zoning administrator may revoke the permit at any time for failure of the permit holder to comply with any requirement of this article and to correct such noncompliance within the timeframe specified in a notice of violation. Notice of revocation shall be

made in writing to the permit holder. Any person aggrieved by such notice may appeal the revocation to the board of zoning appeals.