

CITY OF MONTROSE
WRIGHT COUNTY, MINNESOTA

ORDINANCE NO. 2023-03

AN ORDINANCE AMENDING MULTIPLE SECTIONS OF THE MONTROSE CITY
ZONING CODE
RELATING TO STORAGE OF MOBILE FOOD UNITS

THE CITY COUNCIL OF THE CITY OF MONTROSE ORDAINS:

Section 1. Section 1002-2 of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the ~~struck through~~ language below:

COMMERCIAL VEHICLE: A vehicle used for commercial purposes either greater than eight feet (8') in height or greater than twenty-two feet (22') in length, including, but not limited to: boom trucks, cargo trucks, dump trucks, farm implements, fire trucks, mobile food units, ambulances, limousines, hearses, semi-tractor trailers, tank trucks and tow trucks.

MOBILE FOOD UNIT: Either (i) a self-contained food service operation, located in a readily-movable motorized wheeled or towed vehicle that is readily movable without disassembling, and that is used to store, prepare, display, or serve food intended for individual portion service; or (ii) mobile food unit as defined in Minnesota Statutes, section 157.15, subd. 9.

Section 2. Section 1016-15 of the Montrose City Code is hereby amended by adding the following Section 1016-15(B)(5):

5. Mobile food units may be parked or stored outdoors as follows:

a. Residential Districts:

1. One (1) mobile food unit may be parked or stored outdoors in residential districts.
2. The mobile food unit shall be parked or stored upon a hard, dust-free surface.
3. The mobile food unit shall be set back a minimum of five feet (5') from any side or rear lot line and fifteen feet (15') from the edge of any public street.

Section 3. Section 1016-15 of the Montrose City Code is hereby amended by adding the following Section 1016-15(D)

D. Mobile Food Units

1. Outdoor Storage. Mobile food unit storage must follow the requirements of Section 1016-15(B)(5).

2. Gray water, for the purpose of mobile food units is wastewater created through the operations of a mobile food unit, including, but not necessarily limited to, the term's definition

in Minnesota Rules, 7080.1100, subp. 37, as it may be amended from time to time. Waste generated by the mobile food unit must be transported out of the city daily and disposed of in accordance with all Federal, State, and local regulations. Grey water may not be drained into city stormwater drains.

3. An out-of-service mobile food unit may not be stored within city limits unless inside of a fully enclosed structure. Out-of-service mobile food units include both mobile food units that are inoperable and food trucks which do not have the appropriate license(s) required by state law.

4. If the mobile food unit is stored within a residential property, then food preparation that involves the use of any heating of food shall not be allowed at the same site the mobile food unit is stored. No food preparation of any kind may occur at a residential storage site between the hours of 10:00pm and 7:00am.

5. Customer sales shall not occur from a residential storage site except when part of a private event (graduation, wedding reception, etc.) with the consent of the property owner.

6. Propane tanks must be attached or secured to the mobile food unit and must be adequately ventilated.

7. The mobile food unit shall not produce light, glare, noise, odor, or vibration that will in any way have an objectionable effect upon adjacent or nearby property. No equipment shall be used by the mobile food unit which will create electrical interference to surrounding properties.

8. The storage and use of the mobile food unit must comply with all other aspects of the city code, applicable fire and building codes, state and federal laws, rules, or other regulations.

Section 4. Section 1021-2 of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the struck-through language below:

1021-2: APPLICATION: Subject to the non-conforming use provision of this Ordinance, all occupations conducted in the home shall comply with the provisions of this Chapter. This Chapter shall not be construed, however, to apply to home occupations accessory to farming, the storage of mobile food units in compliance with Section 1016-15, nor home offices as defined by this Ordinance.

Section 5. Section 1055-3 of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the struck-through language below:

M. Mobile food unit parking and storage as regulated by Section 1016.

Section 6. Section 1059-3(A) of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the struck-through language below:

13. Mobile food unit parking and storage as regulated by Section 1016.

Section 7. Section 1060-3 of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the struck-through language below:

M. Mobile food unit parking and storage as regulated by Section 1016.

Section 8. Section 1065-3 of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the struck-through language below:

M. Mobile food unit parking and storage as regulated by Section 1016.

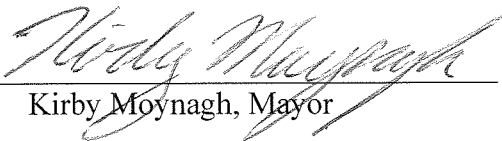
Section 9. Section 1066-3 of the Montrose City Code is hereby amended by adding the double-underlined language and deleting the struck-through language below:

M. Mobile food unit parking and storage as regulated by Section 1016.

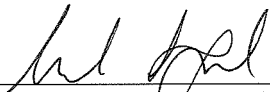
Section 10. This Ordinance shall be effective immediately upon its passage and publication.

ADOPTED this 12th day of June, 2023 by the City Council of the City of Montrose.

CITY OF MONTROSE

By: 
Kirby Moynagh, Mayor

ATTEST:

By: 
Michael Sommerfeld, City Clerk/Treasurer