

## ORDINANCE NO. 135-205

### AN ORDINANCE TO AMEND APPENDIX "A", ARTICLE XXIV, SECTION 14 THE CODE OF ORDINANCES OF THE CITY OF PELHAM MOBILE FOOD UNITS

**WHEREAS**, the City of Pelham has determined that it is in the best interest of the City to amend Appendix "A", Article XXIV, Section 14 of the Code of Ordinances, City of Pelham, Alabama, which is contained within and is a part of Ordinance No. 135-182, as herein provided, to amend said Ordinance to establish provision for Mobile Food Units thereto as hereinafter set out:

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELHAM, ALABAMA THAT ARTICLE XXIV, SECTION 14 SHALL BE AND IS HEREBY AMENDED TO READ AS FOLLOWS:**

Section 1:

**SECTION 14. Each Business to be Located in Permanent Building.** The principal building of a permanent or temporary business shall be a permanent building which has a roof supported by columns or walls, with walls constructed of wood, metal, glass, brick or masonry materials which completely enclose the principal building area. The permanent building and premises shall conform in all respects to the applicable land and building development codes and ordinances of the city. The principal building of any permanent or temporary business shall not be a tent, shelter, mobile building, or other structure which does not comply with the intent of this section. Short-Term and Seasonal Businesses are in accordance with the requirements of the Detailed Use Regulations set forth in Article XXV, Section 17. Special Events are in accordance with the requirements of the Detailed Use Regulations set forth in Article XXV, Section 18. Mobile Food Units are in accordance with the requirements set forth in Ordinance No. 288-9, Schedule FF.

Section 2: Each of the provisions of this ordinance is severable; and if any provision shall be declared to be invalid, the remaining provisions shall not be affected but shall remain in full force and effect.

Section 3: All ordinances or parts of ordinances, in any manner conflicting herewith are hereby repealed.

Section 4: This ordinance shall become effective on May 9, 2015.

**THEREUPON** Beth McMillan, a council member moved and Maurice Mercer, a council member seconded the motion that Ordinance No. 135-205 be given vote. The roll call vote on said motion was as follows:

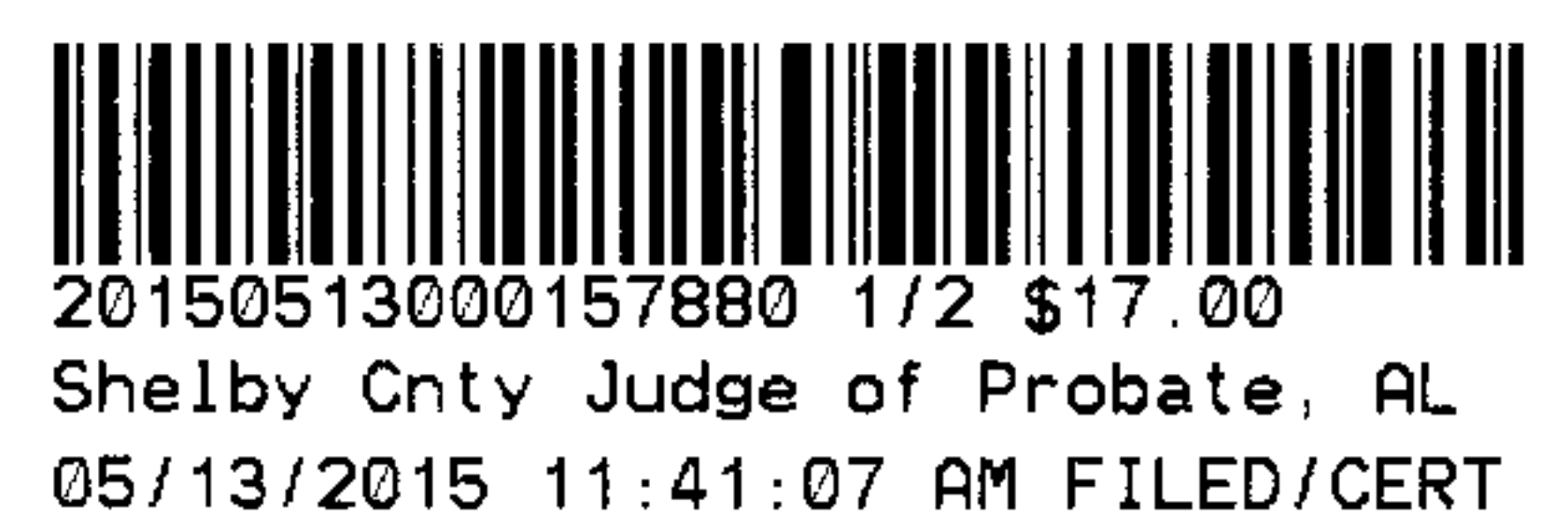
Rick Hayes  
Council President yes

Ron Scott  
Council Member yes

Beth McMillan  
Council Member yes

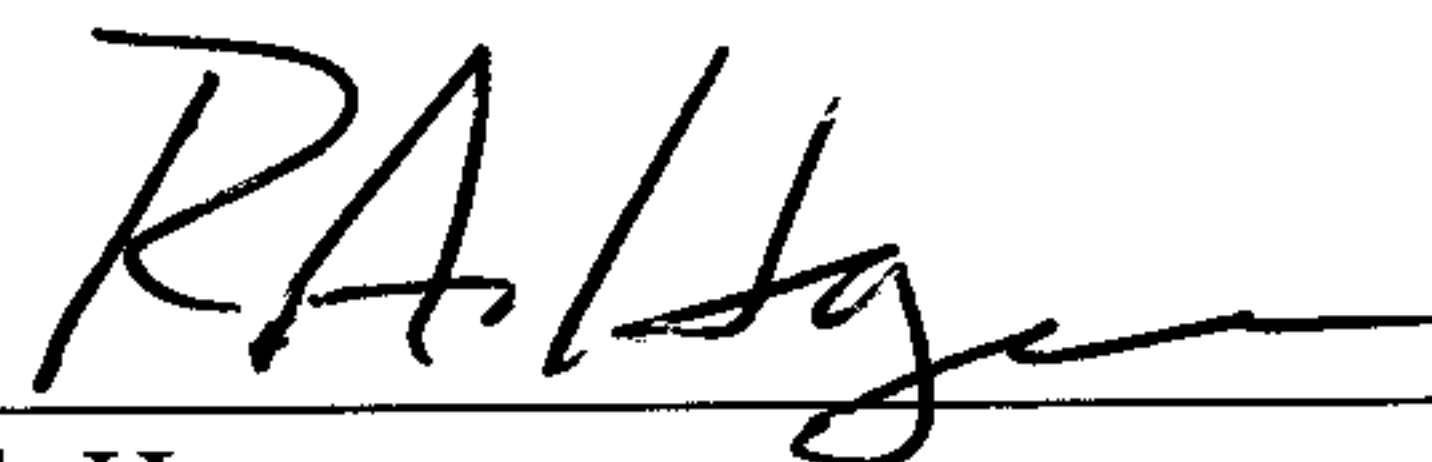
Maurice Mercer  
Council Member yes

Karyl Rice  
Council Member \_\_\_\_\_

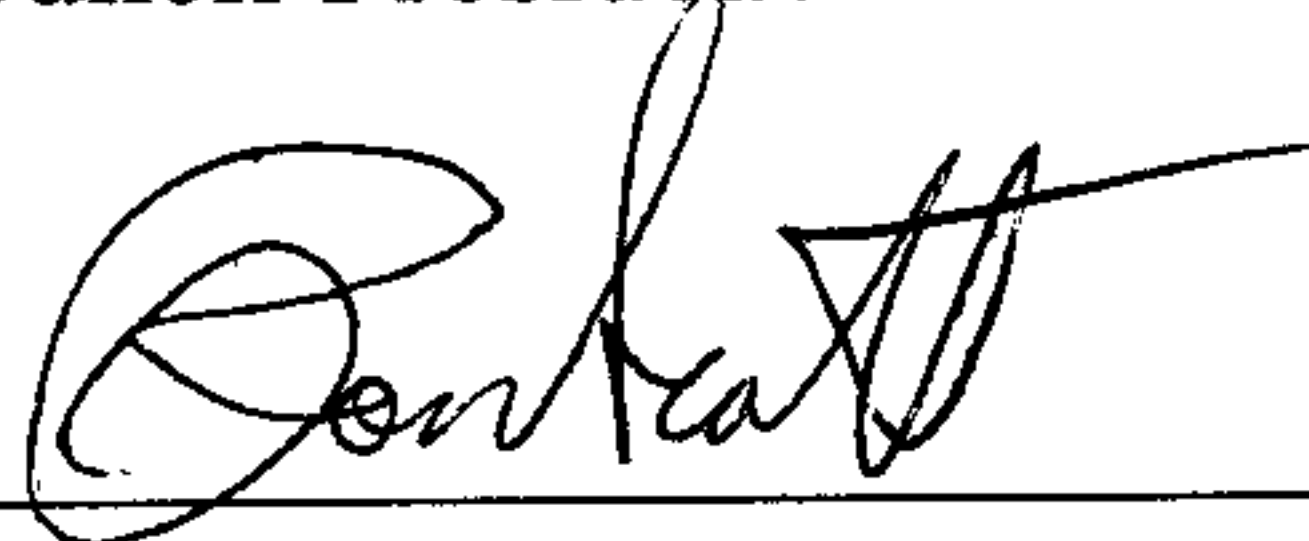


Ordinance No. 135-205 passed by majority vote of the Council and the Council President declared the same passed.

ADOPTED this 4<sup>th</sup> day of May 2015.



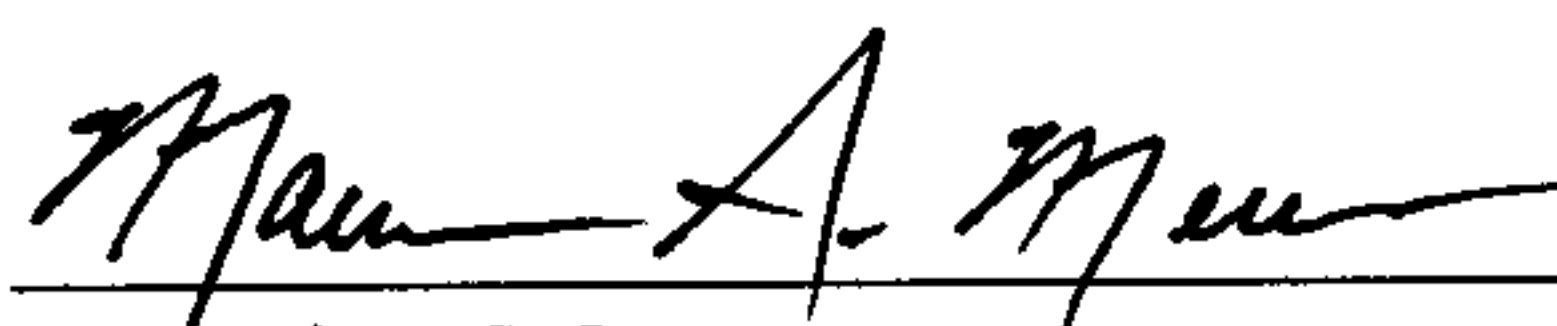
Rick Hayes  
Council President



Ron Scott  
Council Member



Beth McMillan  
Council Member



Maurice Mercer  
Council Member



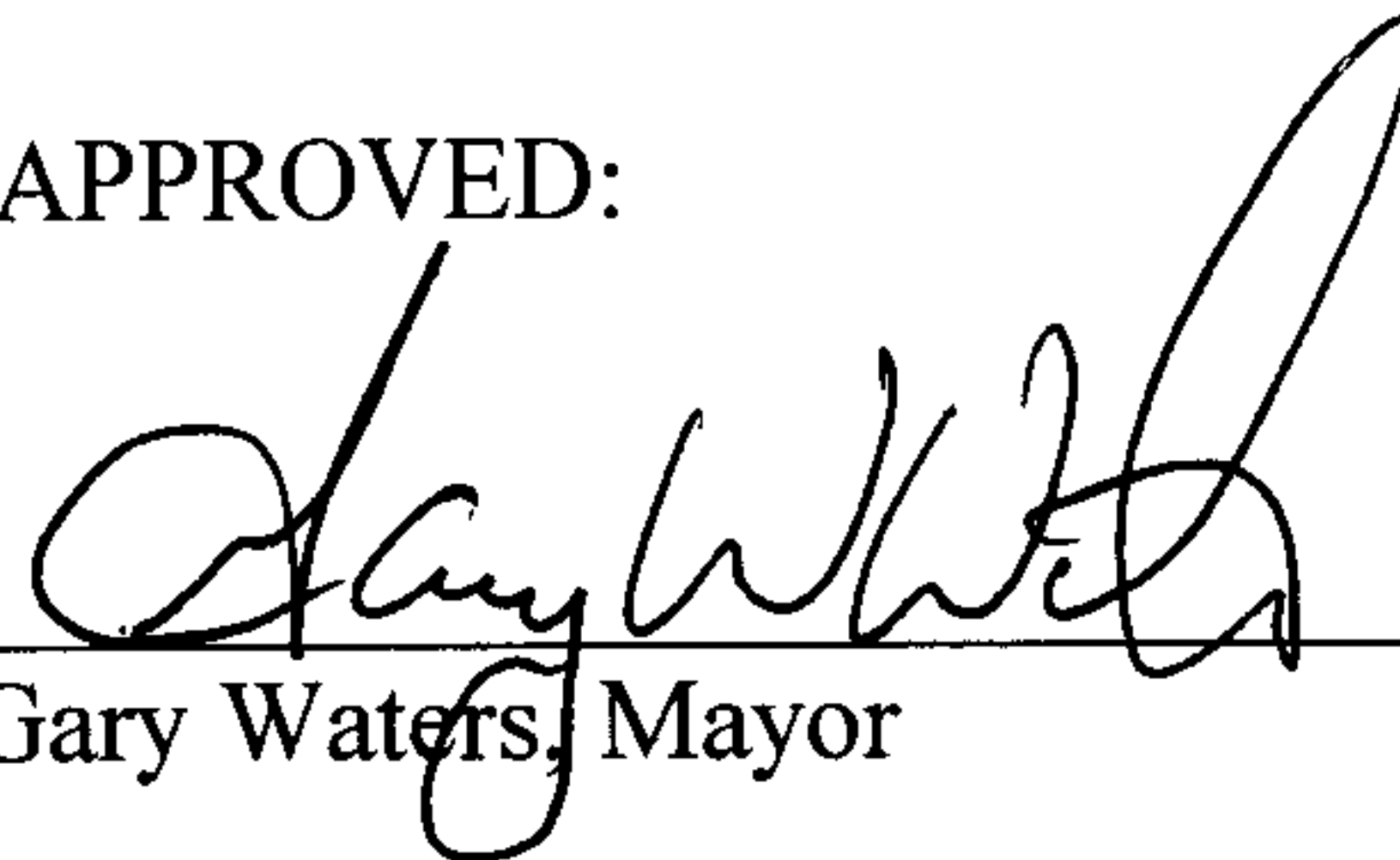
Karyl Rice  
Council Member

ATTEST



Marsha Yates, CMC, City Clerk

APPROVED:



Gary Waters, Mayor

Date

#### POSTING AFFIDAVIT

I, the undersigned qualified City Clerk of the City of Pelham, Alabama, do hereby certify that the above and foregoing ORDINANCE No. 135-205 was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at a regular meeting of such Council held on the 4<sup>th</sup> day of May 2015 and duly published by posting an exact copy thereof on the 5<sup>th</sup> day of May 2015 at four public places within the City of Pelham, Alabama, including the Mayor's Office at City Hall, City Park, Library, Water Works and [www.pelhamonline.com](http://www.pelhamonline.com). I further certify that said ordinance is on file in the office of the City Clerk and a copy of the full ordinance may be obtained from the office of the City Clerk during normal business hours.



Marsha Yates, CMC, City Clerk



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Shelby Cnty Judge of Probate, AL  
05/13/2015 11:41:07 AM FILED/CERT