

Seasonal Food Trucks and Food Trailers

The proposed amendment would allow owners of Food Trucks or Trailers to apply for a Special Permit. This permit would allow them to ply their trade on a specific parcel of land on a seasonal basis. It would not affect food trucks or trailers operating for a short period, such as a weekend party.

Under this amendment, the Zoning Board of Appeals (ZBA) would be the Special Permit Granting Authority for Seasonal Food Trucks and Trailers, as it currently is for all uses listed in Section 4.4 of Worthington’s Zoning By-law. The process by which Special Permit applications are reviewed is articulated in Section 2.5. This section provides a mechanism to apply conditions responding to public concerns with a specific project. Such concerns may range from traffic and parking to noise and hours of operation, but can also include less concrete concerns such as protecting “the best interest of the surrounding property and the neighborhood.”

The proposed amendment would affect two sections. First, it would add to the list of “Uses Authorized on Special Permits” in Section 4.4, and second, it would add a definition to Section 10.

It is important to note that the proposed amendment would allow Food Trucks and Trailers from a zoning perspective, but they would still be governed by other rules and regulations, in particular those relating to health and safety.

Section 4.4 (Uses Authorized on Special Permits)

Add the following as item number 20 in Section 4.4(A):

4.4 USES AUTHORIZED ON SPECIAL PERMITS

A. Uses which are authorized after issuance of a Special Permit by the Zoning Board of Appeals in accordance with the regulations appearing in Section 2.5 of this By-Law:

1. Garage
2. Filling Station
3. Inn
- ...
18. Seasonal Dwellings
19. Camping Areas
20. Seasonal Food Trucks and Trailers operating at a fixed location for more than 5 days.

Section 10 (Definitions)

Add the following alphabetically to Section 10 on page 56, after the definition of “Filling Station” and before that of “Garage”;

Food Truck or Trailer: A food establishment permitted by a local board of health under the State’s Retail Food Code, that is operated from a movable or portable structure that can change location.