

**Planning and Zoning Commission  
Regular Meeting Minutes  
February 6, 2018**

**1. Call to Order**

Commissioner Maurice Clark called the meeting to order at 6:00 p.m. with the following present:

**Members Present**

Maurice Clark  
Louis Celone  
Todd Batiste, Alternate  
Tim Butler, Alternate

**Staff Present:**

Lola Hazel, City Secretary

**2. Approval of minutes for the December 5, 2017 and January 23, 2018 meetings.**

A motion was made by Commissioner Todd Batiste and seconded by Commissioner Louis Celone to approve the minutes for December 5, 2017 and January 23, 2018.

Motion carried by the following vote:

Ayes: Commissioners Clark, Celone, Batiste, and Butler

Nays: None

**3. Discuss and consider staff recommended changes to Chapter 14 of the City Code of Ordinances.**

City Secretary Lola Hazel presented the proposed changes to Chapter 14, Zoning, regarding mobile food units and mobile food establishments.

Background on this item: The Dalworthington Gardens Planning and Zoning Commission (“The Commission”) met in September, November, and December 2017 to give staff direction on a mobile food truck ordinance. The Commission indicated that the zoning ordinance for mobile food trucks should substantially remain unchanged with the exception of some minor revisions to the definitions, and permitting process. The Commission approved recommended staff changes with additional edits, all of which were finalized in ordinance form. The final ordinance was submitted to City Council (Council) on January 18, 2018. Council suggested additional revisions to the ordinance which requires the Commission to hold a meeting to consider such revisions.

The revisions submitted to the Commission included revised definitions, requirements for residential zoning districts, changes to permit requirements, and changes to the fee schedule. The Commission felt residential districts should have minimal restrictions for mobile food units and made changes to reflect same.

A motion was made by Commissioner Todd Batiste and seconded by Commissioner Louis Celone to recommend approval of Ordinance No. 2018-21 with changes.

ORDINANCE NO. 2018-21

AN ORDINANCE AMENDING SECTION 14.02.92 “DEFINED TERMS” OF DIVISION 3 “DEFINITIONS” OF CHAPTER 14 “ZONING,” OF THE CODE OF ORDINANCES, CITY OF DALWORTHINGTON GARDENS, TEXAS TO DEFINE MOBILE FOOD ESTABLISHMENT AND MOBILE FOOD UNIT; AMENDING SECTION 14.02.172 “SF’ RESIDENTIAL DISTRICT,” SECTION 14.02.173 “MF’ RESIDENTIAL DISTRICT,” AND SECTION 14.02.174 “GH’ RESIDENTIAL DISTRICT” OF DIVISION 5 “RESIDENTIAL DISTRICT REGULATIONS” OF CHAPTER 14 “ZONING,” OF THE CODE OF ORDINANCES TO DESIGNATE A MOBILE FOOD UNIT AS A PERMITTED USE; AMENDING SECTION 14.02.223 “B-2’ BUSINESS DISTRICT” OF DIVISION 6 “COMMERCIAL AND INDUSTRIAL DISTRICT REGULATIONS” OF CHAPTER 14 “ZONING,” OF THE CODE OF ORDINANCES TO DESIGNATE A MOBILE FOOD UNIT AS A PERMITTED USE; AMENDING SECTION 14.02.321 “SPECIAL EXCEPTIONS” OF DIVISION 8 “SPECIAL EXCEPTIONS AND OTHER PERMITS” OF CHAPTER 14 “ZONING” OF THE CODE OF ORDINANCES TO DESIGNATE A MOBILE FOOD ESTABLISHMENT AS A SPECIAL EXCEPTION; ADDING SECTION. 14.02.324 “MOBILE FOOD UNITS ON CITY OWNED PROPERTY” TO DIVISION 8 “SPECIAL EXCEPTIONS AND OTHER PERMITS” OF CHAPTER 14 “ZONING” OF THE CODE OF ORDINANCES, CITY OF DALWORTHINGTON GARDENS TO ALLOW FOR OPERATION OF MOBILE FOOD UNITS ON CITY PROPERTY; AMENDING ARTICLE A5.000 “DEVELOPMENT RELATED FEES” OF APPENDIX A “FEE SCHEDULE” OF THE CODE OF ORDINANCES, CITY OF DALWORTHINGTON GARDENS TO ADD A FEE FOR MOBILE FOOD UNITS; AMENDING ARTICLE A8.000 “HEALTH PERMITS” OF APPENDIX A “FEE SCHEDULE” OF THE CODE OF ORDINANCES TO ADD HEALTH PERMIT FEES FOR MOBILE FOOD UNITS AND ESTABLISHMENTS; PROVIDING A CUMULATIVE CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING A PUBLICATION CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

Motion carried by the following vote:

Ayes: Commissioners Clark, Celone, Batiste, and Butler

Nays: None

#### **4. Adjourn**

A motion was made by Commissioner Todd Batiste and seconded by Commissioner Louis Celone to adjourn the meeting at 7:17 p.m.

Motion carried by the following vote:

Ayes: Commissioners Clark, Celone, Batiste, and Butler

Nays: None