

ORDINANCE 284-2018
AN ORDINANCE OF THE BURNS
HARBOR TOWN COUNCIL
ESTABLISHING VENDOR FEES
FOR FOOD TRUCKS, FARMERS
AND OTHER MERCHANT BOOTHS

WHEREAS, the Burns Harbor Redevelopment Commission has established a Food Truck Square to create a gathering location, offer a source of income, draw residents and visitors to the Town of Burns Harbor and otherwise help lay the foundation for a community area for the Town of Burns Harbor, Indiana;

WHEREAS, local food trucks, farmers and other local merchants sell food, beverages, fruits, vegetables and other merchandise at the Food Truck Square.

WHEREAS, the Town Council seeks to establish fees and charges to be used to replenish the Redevelopment Commission Operating Fund to assist in paying for the necessary utilities and expenses associated with operating said activities at the Food Truck Square;

WHEREAS, Indiana Code § 36-1-3-8 allows for the establishment of user fees that do not exceed reasonable and just rates and charges;

WHEREAS, Indiana Code § 36-1-4-16 provides authority for the Town of Burns Harbor to ratify any action allows of the unit or its officers or employees if that action could have been approved in advance;

WHEREAS, Chapter 7 of the Burns Harbor Town Code establishes regulations for Vendors, Hawkers, Peddlers and Solicitors; and

WHEREAS, the current code section does not adequately address the costs associated with the operation of the Food Truck Square and the vendors who sell food, beverages, fruits, vegetables and other merchandise at the Food Truck Square.

NOW THEREFORE, be it and it is hereby ordained by the Burns Harbor Town Council that Chapter 7 of the Town Code of the Town of Burns Harbor shall be amended as follows:

Section 7-9

The Town of Burns Harbor establishes a fee of \$50 for each Food Truck Square vendor for the 2016 Food Truck Square season.

Section 7-10

The Town of Burns Harbor establishes a fee of \$50 for each Food Truck Square vendor for the 2017 Food Truck Square season.

Section 7-11

The Town of Burns Harbor establishes the following vendor fee for each Food Truck Square vendor for the 2018 Food Truck Square season and future seasons;

- A. Merchant Booth \$45.00 per day
- B. Farmer \$40.00 per day
- C. Food Truck \$36.00 per day
- D. Tent rental \$10.00 per day
- E. Electricity usage \$5.00 per day

Section 7-12

The Town of Burns Harbor establishes that FTS reusable bags fee of \$2.00 each.

This Ordinance shall be in full force and effect from and after its passage, approval, recording and publication as provided by law.

ALL OF WHICH HAVING BEEN PASSED AND ADOPTED by the Town Council of the Town of Burns Harbor, Indiana this 12th day of September, 2018.

TOWN COUNCIL OF THE TOWN OF BURNS HARBOR

Raymond Poparad, President

Eric Hull, Vice -President

Toni Biancardi

Nicholas Loving

Kevin Tracy

Attest: Jane M. Jordan, Clerk-Treasurer

9/17/18 - hspaxlp