

Ordinance 120621-04

An Ordinance Creating Section 18-65(j) Temporary Land Uses – Food Trucks and Modifying 18-65(b) Temporary Outdoor Sales of the Village of Fontana on Geneva Lake Municipal Code

The Village Board of the Village of Fontana-on-Geneva Lake, Walworth County, Wisconsin, do ordain as follows:

SECTION 1. Section 18-65(j) of the municipal code for the Village of Fontana on Geneva Lake is created as follows:

18-65(j) *Food and Beverage Vehicles, Carts, and Stands.* Food and beverage vehicles, carts, and stands are wheeled vehicles or transported structures or equipment with personnel that serve ready-to-consume food and/or beverage products to guests at private events or as an extension of catered services or as an alternative to catered services. Such products are cooked, prepared, and/or served for individual or shared portion service from these facilities. Common examples of this land use include food trucks, food trailers, food carts, grill trailers, canteen trucks, ice cream trucks, coffee trucks, donut trucks, smoothie trucks, mobile food kitchens, pushcart vendors, bicycle vendors, and similar vehicles, structures, or equipment. Food and beverage vehicles, carts, and stands shall adhere to the of following listed regulations:

- (1) No temporary use permit is required.
- (2) Shall require the property owner's written permission.
- (3) Shall limit service to only private events as an extension of catered services or as an alternative to catered services.
- (4) No freestanding signage is permitted in association with the use. On-vehicle or on-equipment signage is permitted, with a maximum sign area of 20 square feet.
- (5) Shall be located entirely within a parcel boundary with a minimum ten-foot setback to any lot line and any right-of-way line and shall not be located within a public right-of-way or access easement.
- (6) Shall be located within an area paved for vehicle parking such as a driveway or parking pad, or within one or more designated parking spaces within a parking lot. Shall not be located within a driving aisle or lane.
- (7) Shall maintain all required health inspection certificates and applicable licenses.
- (8) Shall comply with all Village noise limitations in Section 18-227.
- (9) Shall comply with all Village lighting requirements in Section 18-165.
- (10) Shall be fully removed daily at the close of business hours, and which at maximum shall be 7 am to 9 pm.

SECTION 2. Section 18-65(b) of the municipal code for the Village of Fontana on Geneva Lake is amended as follows:


18-65(b) *Temporary outdoor sales.* The display of any items outside the confines of a building which is not otherwise permitted as a permitted or conditional use, or, a special event otherwise regulated by the Municipal Code. Examples of this land use include, but are not limited to, sidewalk sales, seasonal garden shops, tent sales, Christmas tree sales, ~~mobile food stands~~, and more than three garage sales per year. Temporary outdoor sales shall adhere to the following listed regulations:

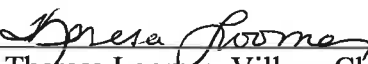
- (1) Shall comply with section 18-248, standards and procedures applicable to all temporary uses.
- (2) The user shall provide a layout of the activities to the zoning administrator for approval prior to any event or sales activity.

SECTION 3. This Ordinance shall be in full force and effect upon its passage, approval and publication as required by law.

PASSED AND ADOPTED by the Village Board of the Village of Fontana-on-Lake Geneva, Walworth County, Wisconsin, this 6th day of December, 2021.

VILLAGE BOARD OF THE VILLAGE OF
FONTANA-ON-GENEVA LAKE

By:  _____
Patrick Kenny, Village President

Attest:  _____
Theresa Loomer, Village Clerk