

ORDINANCE NO. 2021-18

**AN ORDINANCE OF COLTS NECK TOWNSHIP AMENDING
EXISTING CHAPTER 124, ENTITLED, "FOOD ESTABLISHMENTS"
OF THE CODE OF COLTS NECK TOWNSHIP**

WHEREAS, in recent years, Colts Neck Township has recognized that the use of Temporary Mobile Retail Food Establishments, such as Food Trucks, as defined in Chapter 124 of the Township Code, have become a popular and desirable attraction at public and private events; and

WHEREAS, the existing Chapter 124 of the Township's Code exempts a Temporary Mobile Retail Food Establishment from obtaining a mobile retail food establishment license (hereinafter a "License") from the Township Clerk if the Temporary Mobile Retail Food Establishment is invited to a single-family residential property for a private party; and

WHEREAS, the existing Chapter 124 of the Township's Code, does not clearly distinguish between the operation of a Temporary Mobile Retail Food Establishment at a private event on commercial property versus a public event on commercial property.

WHEREAS, the Township would like to amend Chapter 124 of the Township's Code to exempt Temporary Mobile Retail Food Establishments from obtaining a License from the Township Clerk if the Temporary Mobile Retail Food Establishments are invited to a commercial property, zoned B-1, Business, or a farm containing a minimum of 15 contiguous acres, for a private event; and

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of Colts Neck Township in the County of Monmouth, State of New Jersey that Sections 124-5 of Chapter 124, entitled Food Establishments, of the Township Code be amended as follows (additions to text indicated by underline; deletions to text indicated by ~~strikeout~~):

CHAPTER 124 – FOOD ESTABLISHMENTS


Article I – Temporary Mobile Retail Food Establishments

§ 124-5. Exemption.

- A. Single-family residential property owners may invite temporary mobile retail food establishments for private parties.
- B. Ice cream vendors going from place to place or from street to street soliciting orders.
- C. Temporary mobile retail food establishments that serve a site that is actively under construction pursuant to a valid building permit and do not vend to the general public during their stop and if their presence on site is limited to actively engaging in sales and are not parked in a stationary location without making sales.
- D. Property owners whose property is zoned B-1, Business, or a farm containing a minimum of 15 contiguous acres may invite temporary mobile retail food establishments for private parties.

I hereby certify the Ordinance foregoing to be a true copy of an Ordinance introduced by the Township Committee of Colts Neck Township on the 13th day of October 2021. A public hearing will be held on October 27, 2021, 7:30 p.m. Town Hall, 124 Cedar Drive.


Michael Viola, Mayor


Trina Lindsey, Township Clerk

RECORD OF VOTE										
	First Reading					Second Reading				
	October 13, 2021					October 27, 2021				
	M S	Yes	No	NV	Ab	M S	Yes	No	NV	Ab
Mayor Viola		X					Y			
Deputy Mayor Bartolomeo	M	X				S	Y			
Fitzpatrick		X					Y			
Torchia Buss		X								Ab
Rizzuto	S	X				M	Y			
M - Moved	S - Seconded	X - indicates vote			NV - Not Voting			Ab - Absent		