



City of McCall
City Council

AGENDA
Special Meeting
September 24, 2021 at 9:00 a.m.
Legion Hall – Below City Hall
216 East Park Street
McCall, ID
AND MS TEAMS Virtual

ANNOUNCEMENT:

Due to McCall's commitment to stay healthy in response to the COVID-19 Emergency and ensuring that the City's Business continues, this will be both an in person and virtual meeting. The Legion Hall's 6-foot social distancing Occupancy Capacity is **15**. The Council Members and staff who are anticipated to be in attendance is **8**. The first **7** persons who appear will be allowed to be present in the meeting location. **Social distancing will be enforced.** All other persons may be in attendance virtually. Any member of the public can join and listen only to the meeting at 5:30 p.m. by calling in as follows:

Dial 208-634-8900 when asked for the Conference ID enter: 827 785 686#

Or you may watch live by clicking this link: <https://youtu.be/M25YVASwWaA>

WORK SESSION

AB 21-242 Discussion Regarding Food Truck Code Amendments

ADJOURN

American with Disabilities Act Notice: The City Council Meeting room is accessible to persons with disabilities. If you need assistance, please contact City Hall at 634-7142 at least 48 hours prior to the meeting.

**McCALL CITY COUNCIL
AGENDA BILL**

216 East Park Street
McCall, Idaho 83638

Number AB 21-242
Meeting Date September 24, 2021

AGENDA ITEM INFORMATION

SUBJECT: <i>Discussion Regarding Food Truck Code Amendments</i>		<i>Department Approvals</i>	<i>Initials</i>	<i>Originator or Supporter</i>
		Mayor / Council		
		City Manager	ABS	
		Clerk		
		Treasurer		
		Community Development	MG	Originator
		Police Department		
		Public Works		
		Golf Course		
		Parks and Recreation		
COST IMPACT:	N/A	Airport		
FUNDING SOURCE:	N/A	Library		
TIMELINE:	N/A	Information Systems		
		Grant Coordinator		

SUMMARY STATEMENT:
During the July 22nd City Council Work Session regarding business licensing, Council members expressed a preference for managing food trucks through land use code. The purpose of this work session is to get more specific information on the desired outcomes of food truck regulation.

RECOMMENDED ACTION:
Information only, no action required.

RECORD OF COUNCIL ACTION

MEETING DATE	ACTION



City of McCall

COMMUNITY DEVELOPMENT

www.mccall.id.us

216 East Park Street
McCall, Idaho 83638

Phone 208-634-7052

Main 208-634-7142

Fax 208-634-3038

Subject: Food Truck Code Amendment
From: Brian Parker, City Planner
Date: September 24, 2021

The intention of this Memorandum is to facilitate conversation regarding the regulation of mobile vendors such as food trucks.

Economic Development

As McCall has significant shifts in population and tourist traffic based on seasonality, temporary land uses such as food trucks are useful tools in meeting the in-season demand. Food trucks typically do not have the same staffing requirements of a traditional restaurant, meaning they can also be better equipped to meet demand without facing the staffing issues of brick-and-mortar restaurants.

Because of the reduced complexity and start-up costs, food trucks are a lower risk option for individuals looking to open a business. Additionally, food trucks can serve an important role as an ancillary use to a variety of businesses looking to provide food options for their customers without having an on-site restaurant. Breweries, concert venues, and recreation facilities are frequent partners with food trucks.

Food trucks and carts are traditionally found in office districts and provide a faster, cheaper option for busy workers. Similarly, while sit-down restaurants in McCall tend to get crowded with vacationing tourists with plenty of time, food trucks can provide a fast alternative for local residents and workers.

Current McCall Regulations

Currently, the primary mechanism for regulation is the Vendor Permit requirements of McCall City Code Section 4.7.2. The majority of the Vendor Permitting process is information gathering, however some regulations exist regarding signage.

McCall City Code Section 3.8.05 regulates temporary merchandising facilities. Temporary businesses located on a site more than 24 out of any 60-day period must meet zoning regulations such as setbacks and parking requirements. The primary context of this code section is for seasonal uses such as Christmas tree stands and fireworks sales.

All vendors doing business within public right-of-way are required to obtain a Public Works Permit.

Similar Community Regulations

Cities tend to treat mobile vendors and food trucks in a variety of ways based on their own needs and contexts. Generally, communities that find food trucks to be a positive addition to their community tend to leave their code relatively silent. Specific concerns may be addressed as needed through the normal business licensing or planning approval processes.

A matrix of similar community regulations is attached.

Regulatory Categories

Staff is proposing to regulate food trucks based on two primary use types:

- Single Temporary – One food truck operating within a mobile vehicle not intended to remain stationary for multiple days.
- Food Truck Court – A site intended to house multiple food trucks, either in a temporary or semi-permanent manner.

Zone Based/Additional Standards

The purpose of this work session is to provide direction to staff on the specific regulatory elements Council would like to see. As such, staff is recommending discussion on the following topics:

- Developed Lots – Do we want to require hard surface parking for the food truck only, for required parking, or to require the food truck be associated with another active business on site?
- Operating Locations – Should food trucks be allowed to operate on public right-of-way? If so, should additional permitting requirements be put in place? Should they be permitted by right/administratively/conditionally to operate within different zoning districts?
- Scenic Route – Should food trucks be allowed to operate within the Scenic Route overlay zone?
- Temporary Merchandisers – Should other types of temporary retail merchandisers be regulated in the same way as food trucks?

	Maximum Duration	Allowed on	Regulated by	Additional Regulation	Link
Ketchum, Idaho	None	Private Property	City Clerk	Administrative Design Review, Maximum Density	https://library.municode.com/id/ketchum/codes/code_of_ordinances?nodeId=TIT5BULIRE_CH5.16OFSIVE
Mountain Home, Idaho	Can only be stationary without selling for 10 minutes in residential zones, nightly hours in commercial	Private Property	City Clerk	Different standards based on zone	https://codelibrary.amlegal.com/codes/mountainhomeid/latest/mountainhome_id/0-0-0-8127
Fort Collins, Colorado	12 hours per day, 3 consecutive days	Developed Parcels	Planning	No freestanding signs, zone based administrative approval	https://library.municode.com/co/fort_collins/codes/land_use?nodeId=ART3GE_DEST_DIV3.8SURE_3.8.29OUVERE
Whitefish, Montana	6 hours	Private Property	Planning	No Seating, meets setbacks, no freestanding signs, Citywide and by district total limit	https://codelibrary.amlegal.com/codes/whitefishmt/latest/whitefish_mt/0-0-0-5264
Coeur D'Alene, Idaho		Right-of-way, private property, city parking lots	City Clerk	Trash bin if on private property, arrest/background info if on street, different standards for carts/trucks/immobile units/non-food vendors, not in private property in residential zone, no seating	https://codelibrary.amlegal.com/codes/coeurdaleneid/latest/coeurdalene_id/0-0-0-2898
Sandpoint, Idaho		Developed Parcels	Planning	Conditional Use Permit for Accessory Use	https://codelibrary.amlegal.com/codes/sandpointid/latest/sandpoint_id/0-0-0-5364