



Cottonwood City Council

78 West Main Street – PO Box 106

Cottonwood, Minnesota 56229

Telephone: (507) 423-6488 extension 3

NOTICE OF SUMMARY PUBLICATION:

This publication is only a summary. The complete ordinance and all zoning maps associated can be obtained during regular business hours at the Cottonwood City Office or online at

www.cityofcottonwoodmn.gov

ORDINANCE NO. 2024-04

AN ORDINANCE ENACTING A NEW DIVISION, MOBILE FOOD UNITS, IN CHAPTER 175, BUSINESS REGULATIONS.

The City Council of the City of Cottonwood, Minnesota hereby ordains:

PURPOSE

This ordinance is intended to permit the reasonable use of mobile food units while preventing any adverse consequences to residents, businesses and public property.

LICENSE AND PERMIT REQUIRED

It is unlawful for any person to operate a Mobile Food Unit or Vending Cart in the city without first obtaining a license from Lyon County or the State of Minnesota, and a permit issued by the city under this Division.

EXEMPTIONS – SUMMARY

- Community events approved and permitted by the City Council.
- Mobile Food Units serving ice cream.
- Operations for a private event on private property.

PERMITTING & APPLICATION – SUMMARY

- Two types of permits offered: one-time permit or annual permit.
- Permits are non-transferable.
- Fees determined in the City's fee schedule.
- Application required.
- Copy of all licenses issued by Lyon County, MN Dept of Health, or MN Dept of Ag.
- Certificate of insurance.
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INSURANCE – SUMMARY

- Commercial general liability insurance shall not be less than \$1,500,000 per occurrence.
- If general liability insurance contains an annual aggregate, it shall not be less than \$2,000,000.
- Automobile liability insurance limit shall not be less than \$2,000,000 combined single limit.
- Food products liability insurance of not less than \$1,000,000 per occurrence.
- Public liability insurance of not less than \$1,000,000 per occurrence.
- Property damage insurance of not less than \$1,000,000 per occurrence.
- Workers compensation insurance or evident of exemption from state law.
- City endorsement as additional insured.

CONDITIONS - SUMMARY

- Permitted public locations.
- Performance standards regulating power supply, gray water, waste, operations, safety and more.

PROHIBITED PRACTICES

- Call attention to themselves by crying out, blowing a horn, ringing a bell, and playing music or other noise discernable beyond the unit.
- Leave the Mobile Food Unit or Vending Cart at an authorized location outside allowed hours of operation.
- Operate or travel in or on public sidewalks, trails or right-of-way except as authorized in the permit.
- Obstruct the ingress or egress from property or buildings.
- Conduct business in any manner as to create a threat to the health, safety, and welfare of a specific individual or the general public or fail to obey a lawful order of law enforcement or licensing or permitting authority.

ENFORCEMENT

A permit may be suspended, revoked, or denied for renewal for any violations of this Code or conditions of any permit. Any violation of this Division or provisions of any permit shall be a misdemeanor.

PUBLIC HEARING – SUMMARY

Whenever any city official takes action to revoke or suspend a permit required under this chapter, and a process to appeal or seek review of such decision to the City Council is not otherwise provided, the permittee shall have the right to be heard on the issue by the City Council in a public hearing.

A motion by Councilmember Joel Dahl was made for this summary ordinance and duly seconded by Councilmember Mike Horner and upon vote being taken thereon, the following voted in favor: Joel Dahl, Mike Horner, Shannon Geihl, and Shawn Myers

And the following voted against the same: None

Passed by the City Council of Cottonwood, Minnesota this seventeenth day of December 2024.

Corey Moseng
City of Cottonwood, Mayor

Teather Bliss
City of Cottonwood, City Clerk-Administrator