

BILL NUMBER: 2026-02

ORDINANCE NUMBER: 3167

AN ORDINANCE AMENDING CHAPTER 12 BUSINESSES, ARTICLE II. LICENSES, DIVISION 3 – MOBILE FOOD VENDORS SECTION 12-78.S OF THE CODE OF ORDINANCES OF THE CITY OF ODESSA, MISSOURI, RELATING TO MOBILE FOOD VENDORS

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ODESSA, MISSOURI AS FOLLOWS:

WHEREAS, the City of Odessa, Missouri Code of Ordinances was recodified in April 2021; and

WHEREAS, from time to time, the Code of Ordinances may be amended, supplemented, modified, or repealed by the Board of Aldermen; and

WHEREAS, it is desirable to the City to encourage mobile food vendors within its limits; and

WHEREAS, at the Monday, December 8, 2025, Board of Aldermen meeting, the board reviewed the Mobile Food Vendor Ordinance and agreed to change the distance from a mobile food truck and a restaurant from fifty (50) feet to one hundred (100) feet.; and

WHEREAS, the Board of Aldermen is authorized by 79.110, RSMo. to enact any and all ordinances that are not repugnant to the Missouri Constitution and Missouri law and that are deemed expedient for the good government of the City, the preservation of peace and good order, the benefit of trade, commerce, and the health of the inhabitants of Odessa; and

WHEREAS, the Board of Aldermen believes the amendment and updates to Chapter 12, Section 12-78.S is in the best interest of the citizens of the City of Odessa.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ODESSA, MISSOURI, AS FOLLOWS:

SECTION 1. Sec. 12-78 Mobile Food Vendor Operating Regulations

- A. Mobile Food Units may operate in the public right-of-way open to traffic or parking, but only from a parked location where a motor vehicle is authorized to park by law, signage, or permit. The location must not block fire hydrants, fire lanes, or fire department connections.
- B. The Mobile Food Unit must be wholly contained within designated on-street or off-street parking spaces. The Mobile Food Unit may not utilize more than one parking space at one time. Parking in handicap-accessible parking spaces or permit-required parking spaces is prohibited.
- C. Mobile food vending may only occur with the serving side of the Mobile Food Unit horizontally facing the sidewalk and away from the street when in the public right-

of-way, except as part of a City-sponsored event where such activity may be allowed.

- D. Mobile Food Units may not park on the sidewalk.
- E. Mobile food operations, including but not limited customer queues, designated spaces for eating, and the size of the Mobile Food Unit, shall not impede or hinder vehicular or pedestrian traffic or impede the sight triangle.
- F. If directed by a police officer or other authorized City personnel, operations may be suspended and a Mobile Food Unit may be ordered to move to avoid congestion or impeding traffic.
- G. Mobile vendors may only park their Mobile Food Units on improved surfaces, except as part of a City-sponsored event where such activity may be allowed.
- H. Mobile Food Units may not be left unattended in a public right-of-way nor parked overnight in a public right-of-way, except as part of a City-sponsored event where such activity may be allowed.
- I. No Mobile Food Vendor shall have any exclusive or perpetual right to any location in the City.
- J. Mobile Food Vendors may not operate on private property without the expressed written consent of the private property owner. Such written consent shall be exhibited upon request. Mobile Food Vendors may not operate on City Park property, with the exception of Railroad Park, without the expressed written consent of the Park Director or his/her designee. Such written consent shall be exhibited upon request.
- K. At Railroad Park, a maximum of four (4) licensed Mobile Food Vendors are allowed to operate between 6 a.m. and 9 p.m. The operating slots will be on a first-come, first-serve basis. It is prohibited for any Mobile Food Vendor to operate when a Board-approved Special Event Permit has been issued unless the Special Event Permit Applicant has provided written consent.
- L. The use of outdoor lighting is prohibited, except for adequate lighting around the Mobile Food Unit to ensure customer safety and for the lighting of a menu attached to or next to the side of the mobile unit.
- M. Mobile Food Vendors shall comply with all City ordinances regulating signage.
- N. Mobile Food Vendors shall comply with all City ordinances regulating noise.
- O. Mobile Food Vendors shall operate all aspects of the business (cooking, sales, storage, etc.) within the Mobile Food Unit.
- P. A refuse container must be provided by the vendor for use by customers when food is sold. The container shall be sufficient size and placed close to the Mobile Food Unit and not impede vehicular or pedestrian traffic. Prior to leaving a location, the Mobile Food Vendor shall pick up and properly dispose of any trash or litter

within twenty (20) feet of the location. Refuse containers and their contents shall be removed from the location by the Vendor. Contents shall not be deposited in public trash containers on City property.

- Q. Mobile Food Vendors shall supply, at the Vendor's expense, all equipment necessary to conduct the business. Any power required for the Mobile Food Unit shall be self-contained and will not draw its power from the public right-of-way. No power cable or equipment shall be extended at grade unless covered to prevent tripping hazards. No power cable or equipment shall be extended overhead across any public street, alley, or sidewalk.
- R. Mobile Food Units may operate in the City seven (7) days a week between the hours of 6 a.m. and 9 p.m. Approval by the Board of Alderman is required for Mobile Food Units operated outside of 6 a.m. and 9 p.m., except as part of a City-sponsored event.
- S. Mobile Food Vendors may not park directly in front of a business without express written permission from the business. Mobile vendors selling food or drink may not park within ~~fifty (50) feet~~ **one-hundred (100) feet** of the main entrance of a restaurant during the hours in which food or drink is sold within such restaurant without express written permission from the restaurant. All measurements shall be made from the closest point on a mobile food unit to the main entrance of the restaurant.
- T. It shall be unlawful for Mobile Food Units to sell any alcoholic drinks or food without obtaining proper State, County and City permits.

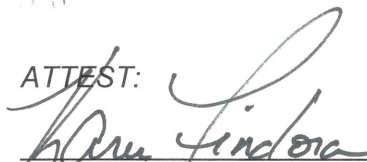
SECTION 2. This ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the Board of Aldermen.


SECTION 3. That all ordinances or parts of ordinances in conflict with the provisions hereof are hereby repealed.

READ TWICE and passed by the Board of Aldermen of the City of Odessa, Missouri, and approved by the Mayor of Odessa, this 12th day of January, 2026.




Bryan D. Barner, Mayor

ATTEST:

Karen Findora, City Clerk

APPROVED:

Bryan D. Barner, Mayor