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**SUBJECT:** City-Initiated City Code Amendments to Revise Mobile Vendor Regulations

**ACTION REQUESTED:** Adoption/Denial of Ordinance No. 2026-03.

**REQUESTED BY:** Carol Stricklin, AICP, Community Development Director

**SUPPORTING DOCUMENTS:** Yes

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### **SUMMARY**

Draft Ordinance No. 2026-03 is a city-initiated code amendment to modify the hours during which mobile vendors may operate. Staff are also proposing to increase the annual fire inspection fee for mobile vendors from \$25 to \$50 to offset the cost of providing the service.

The ordinance has been amended based upon City Commission direction at the March 16, 2026, first reading, as follows:

- Amend the operating hours from 3:00 p.m. to 12:00 p.m. to close of business Friday through Sunday and during City sponsored special events.

Staff recommends adoption of Ordinance No. 2026-03 on second reading.

*Legal Ad: A legal ad is required before second reading.* A legal ad was published in the Tampa Bay Times on March 25, 2026.

*To view legal ads, visit:*

<http://fl-safetyharbor3.civicplus.com/59/Legal-NoticesElections>

*To sign up for legal ad reminder e-mails, visit*

<http://www.cityofsafetyharbor.com/list.aspx>

ORDINANCE NO. 2026-03

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, AMENDING THE SAFETY HARBOR CITY CODE CHAPTER 17, SECTION 17.02 TO REVISE MOBILE VENDOR REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Safety Harbor (the "City") currently regulates the hours of operations for mobile food vendors operating on private property; and

WHEREAS, the City Commission desires to revise the Safety Harbor City Code to adjust the permitted hours of operation for a mobile food vendors operating on private property and update the fire inspection fee to reflect the increased cost of fire inspections; and

WHEREAS, the City Commission finds that the proposed amendments are consistent with interests of public health, safety, and welfare, and compliant with state law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, IN SESSION DULY AND REGULARLY ASSEMBLED THAT:

SECTION 1. The above recitals are true and correct and are hereby incorporated by reference as the findings of the City Commission.

SECTION 2. Chapter 17, Sec. 17.02 of the Safety Harbor City Code is hereby amended as follows<sup>1</sup>:

**Sec. 17.02. Permit required.**

It shall be unlawful for a peddler, solicitor or canvasser to engage in business within the city without first obtaining a permit, which shall be issued upon the payment of any license fee due by the applicant to the city. Roadside vendors are prohibited unless a

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<sup>1</sup> Deletions to the text shall be indicated by ~~strikethrough~~ and additions to the text shall be indicated by underline. Deletions made between first and second reading shall be indicated by ~~double-strikethrough~~ and additions between first and second reading shall be indicated by double underline.

temporary permit is obtained pursuant to the Safety Harbor Comprehensive Zoning and Land Development Code. Mobile vendors are exempted from permitting and are permitted to operate on private property with industrial or light industrial land uses from Monday through Friday during employee breaks and between the hours of 7:00 a.m. and 3:00 p.m. Mobile vendors are further permitted to operate on private property that includes an establishment where beer and wine is legally sold for on-site consumption as follows:

- (1) Requirements. Mobile vendors operating on private property which includes an establishment where beer and wine are legally sold for on-site consumption are only permitted to operate for a time period ~~not to exceed five (5) consecutive hours, starting no earlier than 10:00 p.m.~~ 3:00 p.m. until 11:00 p.m. Monday through Thursday and from ~~3:00~~ 12:00 p.m. until business closing time Friday through Sunday and during City-sponsored special events. The mobile vendor truck, trailer, or other conveyance shall not park nor be stored in any parking area. Mobile vendors may set up no more than one (1) hour before opening and shall be removed within one (1) hour after closing.
- (2) Display of permit. All mobile vendors must have a valid permit issued by the State of Florida and the State of Florida permit certificate shall be attached to the mobile vending vehicle or unit where it is readily visible and the Safety Harbor Fire Department Mobile Food Vendor Inspection decal shall be attached to the mobile vending vehicle or unit where it is readily visible.
- (3) A copy of the annual City of Safety Harbor fire department inspection approval form and a water/wastewater form approved by the public works department are required to be submitted to the City of Safety Harbor Community Development Department prior to operating.
- (4) Fire inspection fee. The mobile vendor fire inspection fee shall be ~~twenty-five dollars (\$25.00)~~ fifty dollars (\$50.00).

**SECTION 3.** This Ordinance shall be published in accordance with the requirements of law.

**SECTION 4.** Each provision of this ordinance shall be deemed separate and severable and if any section or part thereof is held to be invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected.

**SECTION 5.** This Ordinance shall be codified and made part of the Safety Harbor City Code.

**SECTION 6.** This ordinance shall become effective immediately upon its passage and enactment.

PASSED ON FIRST READING THIS MARCH 16, 2026.

PASSED AND ENACTED ON SECOND AND FINAL READING THIS APRIL 6, 2026.

APPROVED AS TO FORM:

\_\_\_\_\_  
Mayor – Commissioner

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Sarah L. Johnston, City Attorney

\_\_\_\_\_  
Vice Mayor – Commissioner

ATTEST:

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Rachael Telesca, CMC, City Clerk

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Commissioner

**City of Safety Harbor**  
**Business Impact Estimate**

Proposed ordinance's title/reference:

ORDINANCE NO. 2026-03

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF SAFETY HARBOR, FLORIDA, AMENDING THE SAFETY HARBOR CITY CODE CHAPTER 17, SECTION 17.02 TO REVISE MOBILE VENDOR REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

This Business Impact Estimate is provided in accordance with section 166.041(4), Florida Statutes.

**Question 1.** Does the proposed ordinance meet one or more of the exceptions listed below? If so, then please check the applicable exception below and move to Question 2. If one or more boxes are checked below, this means the City is of the view that a business impact estimate is not required by section 166.041(4), Florida Statutes, for the proposed ordinance. If there is no applicable exception, proceed with completing the business impact estimate at Question 3.

- The proposed ordinance is required for compliance with Federal or State law or regulation;
- The proposed ordinance relates to the issuance or refinancing of debt;
- The proposed ordinance relates to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;
- The proposed ordinance is required to implement a contract or an agreement, including, but not limited to, any Federal, State, local, or private grant or other financial assistance accepted by the municipal government;
- The proposed ordinance is an emergency ordinance;
- The ordinance relates to procurement; or
- The proposed ordinance is enacted to implement the following:
  - a. Part II of Chapter 163, Florida Statutes, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements and development permits;
  - b. Sections 190.005 and 190.046, Florida Statutes, regarding community development districts;
  - c. Section 553.73, Florida Statutes, relating to the Florida Building Code; or
  - d. Section 633.202, Florida Statutes, relating to the Florida Fire Prevention Code.

**Question 2.** Based on the exception you selected above and in accordance with the provisions of the controlling law, please provide an explanation below of why the ordinance meets the exception(s).

N/A

**Question 3.** If there is no applicable exception, proceed with completing the below Business Impact Estimate. In accordance, the City hereby publishes the following information:

A. Summary of the proposed ordinance (must include a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals and welfare of the City):

The proposed ordinance revises the Safety Harbor City Code to adjust the permitted hours of operation for a mobile food vendors operating on private property and update the fire inspection fee to reflect the increased cost of fire inspections.

B. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the City, including the following, if any:

(1) An estimate of direct compliance costs that businesses may reasonably incur if the ordinance is enacted;

N/A

(2) Identification of any new charge or fee on businesses subject to the proposed ordinance, or for which businesses will be financially responsible; and

Mobile vendors are subject to an annual fire inspection. The cost of the inspection will increase from \$25 to \$50 to offset the cost of performing the service.

(3) An estimate of the City's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.

No additional regulatory costs will be incurred by the City. The increase in the fire inspection fee will increase city revenues by approximately \$1,075.

(4) Any other direct economic impacts of the proposed ordinance on private, for-profit businesses in the City that are not covered by (1), (2), or (3):

N/A

C. Good faith estimate of the number of businesses likely to be impacted by the ordinance:

There are approximately 43 mobile vendors that would subject to the annual fire inspection fee.

D. Additional information the governing body deems useful (what steps did the City take to answer A, B, and C?):

N/A