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## MEMORANDUM

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DATE: June 2, 2020

SUBJECT: Temporary Land Use Definitions Modifications

- Development Code Definitions / Glossary

Temporary Modification for Food Trucks

- Development Code Section 18.62.030. C

FROM: Denyelle Nishimori, Community Development Director

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In support of Truckee's business community, the Town is temporarily modifying certain land use definitions as well as rules for Food Truck operations to facilitate enhanced operating outdoors. This change is in effect June 2, 2020 through October 1, 2020, or as amended by further actions of the Town.

Businesses are encouraged to be thoughtful in their approach to outdoor activity as a reflection of their business and the Town's image overall and to use a "Keep it Classy Truckee" mindset. They should be thoughtful of surrounding businesses, including monitoring noise levels, shared parking and access. It is the business owner's responsibility to manage the outdoor use and minimize parking and noise impacts to adjacent businesses and parking impacts to the Town right of way. All guidance for social distancing and hygiene should be applied. The Community Development Director may cancel this flexibility in the event it is no longer relevant, or business-to-business conflicts develop.

This memo makes the following changes as summarized below:

- Allows studios with guided instruction and / or training to operate outside
- Allows businesses with on-site alcoholic beverages sold for on-site consumption to operate as a restaurant providing food is served for the same hours as the alcoholic beverages. Food can be prepared off-site or by a food truck located on-site
- Allows food trucks to operate for the same hours as the primary use on-site and to utilize any parking spaces, excluding ADA spaces, for the truck and seating

### EXISTING BUSINESSES

For businesses previously approved by the Town of Truckee that would like the ability to operate outside, on the same parcel as the primary business, the following flexibility is allowed by request to and approval of the Planning Division:

**A. Outdoor Commercial Recreation Development Code Definition:** Facilities for various outdoor participant sports and types of recreation where a fee is charged for use, including:

- amusement and theme parks
- drive-in theaters
- go-cart and miniature auto race tracks
- health and athletic club outdoor facilities
- miniature golf courses
- skateboard parks
- swim and tennis clubs
- tennis courts
- water slides
- zoos

May also include commercial facilities customarily associated with the above outdoor commercial recreational uses, including bars and restaurants, fast-food restaurants, video game arcades, etc. Spectator facilities are included in the definition of "Sport Facilities and Outdoor Public Assembly."

***Change:*** *This definition now includes studios with guided instruction and / or training.*

**B. Restaurant, Table Service Development Code Definition:** A retail business selling food and beverages prepared on the site, where most customers are served food at tables for on-premise consumption. Also includes fast casual and buffet-style restaurants (e.g., Sizzler, Golden Corral). These restaurants may also provide food on a take-out basis where take-out is clearly secondary to table service.

***Change:*** *This definition now includes a business selling food prepared off-site and / or by a NCDEH-permitted food truck located on-site for on-site consumption open for the same hours as the restaurant. Also includes a business where alcoholic beverages are sold for on-site consumption for the same hours as food.*

**C. Development Code Section 18.62.030—Food Truck:**

**Food trucks.** Mobile food vending and food preparation units are subject to the following requirements:

1. Food trucks may not be located in any single area for a period exceeding six hours.
2. Food trucks may only be located on developed private property and must have written consent from the property owner.
3. The location of the food truck shall not interfere with pedestrian or vehicular access, and shall not be located within required parking spaces for any business on the site.
4. Food trucks are subject to the requirements of the Nevada County Environmental Health Department (NCEHD) and must have written approval from NCEHD to operate.
5. Food trucks used during the catering of private events or as part of an approved Special Event Permit are exempt from the above-mentioned time limits.

***Change:*** *Food trucks can now operate for the same businesses hours as the primary use on-site and may occupy any on-site parking spaces, excluding ADA parking spaces, for the truck and outdoor seating. ADA access and drive isles within parking areas shall be maintained at all times.*

*Business owners should monitor parking and strive to work with adjacent businesses and property owners to minimize parking, noise, trash and other conflicts.*

#### **NEW BUSINESSES**

If you are a new business or a business that is relocating, please contact the Planning Division at [planningdepartment@townoftruckee.com](mailto:planningdepartment@townoftruckee.com). You may need approval of a land use permit prior to operating.

#### **FOR MORE INFORMATION**

Please contact the Planning Division at [planningdepartment@townoftruckee.com](mailto:planningdepartment@townoftruckee.com)