

Outdoor Food Sales Ordinance – UWW Organizations

Chapter 5.28 of the City of Whitewater Municipal Code is hereby amended by adding Section 5.28.035 which shall read as follows:

5.28.035 Outdoor Food Sales in B-2 District

- A. There is hereby created a permit for outdoor food sales by non-profit organizations approved by the University of Wisconsin - Whitewater in the B-2 District in the City of Whitewater.
- B. Outdoor food sales by transient merchants shall be prohibited in the B-2 zoning district, except as allowed by this section and as allowed under Section 5.28.030(b) (Fair or Market Sponsored by a Civic Non-Profit Organization).
- C. The University of Wisconsin - Whitewater permit shall be issued annually to the University upon payment of a \$50.00 application fee. The permit shall allow UW-Whitewater to authorize food sales, by recognized University-affiliated groups, in the B-2 district, subject to the conditions set forth in this section. The University of Wisconsin - Whitewater shall be responsible for scheduling the groups authorized to sell under the permit, and shall notify the City of authorized sellers. The permit shall be issued subject to the following conditions:
1. The food sales may not begin until 10:00 P.M. and shall conclude at 2:00 A. M. on Mondays, Tuesdays, Wednesdays, Thursdays, Fridays, and 2:30 A.M. on Saturdays and Sundays.
 2. Food sale sites shall be limited to no more than two locations at any one time. The locations shall be determined by agreement between the City Manager, or his designee, and the University of Wisconsin-Whitewater.
 3. There shall be no equipment, product or apparatus placed on the sidewalk or City right-of-way. The sales shall not be conducted in a manner which obstructs any sidewalk or street right-of-way.
 4. The sales must be conducted in a safe and sanitary manner and shall comply with all state, federal and municipal regulations. The use of charcoal grills is prohibited.
 5. The individuals conducting the sales shall be responsible for the cleanup of the site, and any debris or litter in the immediate area caused by the operation.
 6. Only one organization may conduct sales at any site.
 7. The individuals and the organization conducting the sales shall be responsible for complying with all applicable rules and regulations provided for in this section.
 8. This section shall not prohibit civic, non-profit organizations from conducting food sales under Section 5.28.030(b), including authorized sales in the B-2 district.