

ORDINANCE NO. 20141211-099

AN ORDINANCE WAIVING OR REIMBURSING CERTAIN FEES AND GRANTING A VARIANCE UNDER CITY CODE CHAPTER 10-3 FOR THE MONTHLY COMMUTER POP-UP BREAKFASTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Movability Austin has requested a variance from City Code Section 10-3-1(15)(a) (*Definitions*) regarding the number of times per year allowed for temporary events for the commuter pop-up breakfasts.

PART 2. FINDINGS.

- (A) Movability Austin is a non-profit organization.
- (B) Movability Austin provides monthly commuter pop-up breakfasts for the Austin community as a reward to commuters using alternative transportation choices.
- (C) Movability Austin has committed to take the following actions to prevent any potential health hazards from occurring at its temporary event locations:
 - (1) Food will be purchased from professional, qualified vendors;
 - (2) Food is brought directly to the event site and distributed immediately; and
 - (3) Food is pre-packaged and individually wrapped.
- (D) It is in the City's best interest to promote alternative transportation choices and supporting frequent rewards provided by Movability Austin helps build a sense of community and a network of support among commuters.

PART 3. Council grants a variance to City Code Section 10-3-1(15)(a). One commuter pop-up breakfast per month will take place at various locations in Austin for the period December 1, 2014 through December 31, 2015 (the "Event Period").

PART 4. Council waives or reimburses the Health and Human Services Temporary Vending Permit Fees in the amount of \$1,274 during the Event Period.

PART 5. This ordinance takes effect on December 22, 2014.

PASSED AND APPROVED

December 11, 2014 §
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Lee Leffingwell
Mayor

APPROVED: _____
Karen M. Kennard
City Attorney

ATTEST: _____
Jannette S. Goodall
City Clerk