

ORDINANCE 2026-22

AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF COLTS NECK

WHEREAS, the Colts Neck Township adopted Ordinance No. 2019-18 establishing rules and regulations governing Temporary Mobile Retail Food Establishments (Food Trucks) on September 9, 2019, and

WHEREAS, Colts Neck has now administrated and enforced Temporary Mobile Retail Food Establishments for approximately six years and has gained substantial operating experience; and

WHEREAS, during this six-year period, Colts Neck has determined that the existing limitation permitting only one (1) food truck at a time has unnecessarily restricted opportunities for local businesses, reduced consumer choice, and limited the effectiveness of food truck events and commercial activity within designated areas; and

WHEREAS, Colts Neck has further determined that allowing up to four (4) food trucks to operate simultaneously in approved locations can be accomplished without adverse impacts to traffic circulation, parking availability, pedestrian safety, or adjacent properties when subject to the operational standards and conditions set forth in the ordinance; and

WHEREAS, the current ordinance permits Temporary Mobile Retail Food Establishment operations for periods of up to 90 days without renewal or additional inspections; and

WHEREAS, the 90-day permit duration is excessively long and may allow changes to occur to Temporary Mobile Retail Food Establishments equipment, operations, safety systems or sanitary conditions without timely municipal oversight; and

WHEREAS, the Township Committee has determined that increasing the number of food trucks from one to four and decreasing the duration of the permit from 90 days to 30 days are consistent with the Township's goals of encouraging responsible economic development while maintaining appropriate safeguards for public health, safety and welfare of the general public.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Colts Neck, County of Monmouth, State of New Jersey as follows: (additions to text indicated by underline; deletions to text indicated by ~~strikeout~~).

SECTION I: That Chapter 29, Fire Prevention Bureau, subsection 7, Registration, inspections, permits and fees be amended and supplemented in the following parks only.

§29-7C(11) Temporary mobile retail food establishments.

The Fire Marshal may inspect temporary mobile retail food establishments at any time during the duration of the fire safety permit or ~~ninety-day~~ thirty-day extended fire safety permit. The application for a ~~ninety-day~~ thirty-day extended permit must clearly state the specific dates and locations the temporary mobile retail food establishment will be operating. The ~~ninety-day~~ thirty-day extended fire safety permit shall be attached to a specific vehicle or temporary mobile retail food establishment. Vendors with multiple vehicles shall obtain separate ~~ninety-day~~ thirty-day fire safety permits for each vehicle used. The fee for a temporary mobile retail food establishment fire safety permit shall be as follows:

- a) One-day permit: \$54.
- b) ~~Ninety-day~~ Thirty-day extended permit: \$400150.

SECTION II: That Chapter 124 Food Establishments of the Code of the Township of Colts Neck be amended and supplemented in the following parts only.

§ 124-3 Application information and fee.

- A. The temporary mobile retail food establishment license shall be valid for a maximum of ~~90~~ 30 days.
- B. At the time of filing the application, a fee of ~~\$100~~ \$250 shall be paid to the Municipal Clerk to cover the cost of investigation of the facts stated therein.

§ 124-4 Temporary mobile retail food establishment rules and regulations.

Property owners may invite a temporary mobile retail food establishments on their premise subject to the following rules and regulations.

B. Property owners may invite a maximum of four temporary mobile retail food establishments on site for a total of no more than three times per calendar week per mobile retail food establishment.

C. A temporary mobile retail food establishment shall not be invited for longer than eight hours per day and at all other times must remove from the parcel all materials associated with the business.

D. No temporary mobile retail food establishment shall operate before 7:00 a.m. or after 10:00 p.m. This period does not include setup or breakdown operations.

E. Temporary mobile retail food establishments shall not operate within 200 linear feet of a brick-and-mortar retail food establishment building.

F. Temporary mobile retail food establishments in the B-1 Business Zone shall not operate within 500 linear feet of a residential zone boundary.

G. Temporary mobile retail food establishments shall maintain a twenty-foot separation from any building on-site.

§ 124-5 Exemption

The following activities shall be exempted from this chapter and obtaining a Temporary Mobile Retail Food license from the Township Clerk, but may require a retail food establishment license and fire safety permit:

E. Temporary Mobile retail food establishments associated with a Township approved event on Township parkland or other Township property.

SECTION III: That Chapter 243, Food Establishments, Subsection 6 be amended and supplemented in the following parts only

§ 243- 6D A temporary retail food operator(s) license (in accordance with N.J.A.C. 8:24) shall be valid for a maximum period of 14 consecutive days. The fee for a fourteen-day temporary retail food operator(s) license shall be \$60. An extended temporary retail food operator(s) license shall be valid for a maximum of ~~90~~30 consecutive days. The fee for a thirty-day extended temporary retail food operator(s) license shall be ~~\$300~~150.

SECTION IV: Severability.

If any section, paragraph subsection, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

SECTION V: Repealer.

The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this ordinance shall remain in full force and effect.

SECTION VI: Inconsistent Ordinance.

All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

SECTION VII: This ordinance shall take effect immediately upon passage, publication and filing according to law.

The foregoing Ordinance was introduced and passed on the first reading at the meeting of the Township Committee of Colts Neck Township on September 30, 2026 and duly adopted by the Township Committee of Colts Neck Township after public hearing on October 14, 2026.

Ria Malley

Brian O'Malley, RMC
Municipal Clerk

RECORD OF VOTE										
	First Reading					Second Reading				
	September 30, 2026					October 14, 2026				
	M S	Yes	No	NV	Ab	M S	Yes	No	NV	Ab
Mayor Viola		X					X			
Deputy Mayor Buzzetta	S	X					X			
Rizzuto		X				S	X			
Torchia Buss	M	X				M	X			
Tobia		X					X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent										