

CITY OF EAST BERNARD, TEXAS
ORDINANCE NO. 2026-006
MOBILE FOOD UNIT REGULATIONS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EAST BERNARD, TEXAS,
ADOPTING AN ORDINANCE REGULATING MOBILE FOOD UNITS; PROVIDING FOR
PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of East Bernard, Texas, finds that the
regulation of mobile food units is necessary to protect the public health, safety,
and welfare of the citizens of the City; and

WHEREAS, the City Council desires to adopt regulations governing the
permitting and operation of mobile food units within the city limits in
compliance with applicable Texas law;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY
OF EAST BERNARD, TEXAS:

SECTION 1. PURPOSE

The purpose of this ordinance is to protect the public health, safety, and welfare of the
citizens of the City of East Bernard by regulating the operation of mobile food units and
ensuring compliance with all applicable laws of the State of Texas, including health, fire, and
tax regulations.

SECTION 2. DEFINITIONS

Mobile Food Unit (MFU): A vehicle, trailer, or self-contained food service operation
designed to prepare, cook, store, or serve food for retail sale.

Commissary: A permitted food establishment in Texas where a mobile food unit is serviced, cleaned, supplied, and waste is disposed.

Permit Holder: The individual or business entity issued a City of East Bernard Mobile Food Unit Permit.

SECTION 3. PERMIT REQUIRED

No person shall operate a mobile food unit within the city limits without first obtaining a City of East Bernard Mobile Food Unit Permit.

Each permit is valid for one mobile food unit only and is not transferable.

Permits shall be valid for 180 days from the date of issuance.

Operation without a valid permit is prohibited.

SECTION 4. APPLICATION REQUIREMENTS

Applicants must submit:

- Business and contact information
- Vehicle description and license plate
- Texas Sales and Use Tax Permit
- Texas Department of State Health Services Mobile Food Unit Permit or local health permit
- Written authorization from the commercial property owner
- Selling location address
- Signed affidavit confirming accuracy of information

SECTION 5. HEALTH AND SANITATION REQUIREMENTS

All mobile food units must comply with Texas Food Establishment Rules, operate from an approved commissary unless exempt, maintain safe food temperatures, provide handwashing and potable water, properly dispose of wastewater, display permits, and allow inspections.

SECTION 6. LOCATION AND OPERATING RESTRICTIONS

Units may operate only with property owner authorization, in permitted zoning areas, and without obstructing streets, sidewalks, or fire lanes. Trash receptacles must be provided and removed daily.

SECTION 7. HOURS OF OPERATION

Allowable hours of operation are from 7am to 10pm.

SECTION 8. INSURANCE

Permit holders must maintain general liability insurance as required by the city.

SECTION 9. PERMIT SUSPENSION OR REVOCATION

Permits may be suspended or revoked for violations of law, failure to maintain permits, false application information, or public safety hazards. Written notice and hearing opportunity shall be provided.

SECTION 10. PENALTIES

Violations are punishable by fines under the City Code. Each day constitutes a separate offense.

SECTION 11. SEVERABILITY

Invalid sections do not affect remaining provisions.

SECTION 12. EFFECTIVE DATE

Effective upon adoption and publication as required by law.

PASSED AND APPROVED by the City Council of the City of East Bernard, Texas, on this 16 day of March, 2026.

ATTEST: 

Renee Norton

City Secretary, City of East Bernard

CITY OF EAST BERNARD

By: 

Lance Rejsek

Mayor, City of East Bernard