

ORDINANCE NO. \_\_\_\_\_, SERIES 2018

**AN ORDINANCE REPEALING LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES CHAPTERS 115.360(C), 115.360(D), AND 115.369(E) RELATING TO MOBILE FOOD UNIT VENDORS.**

**SPONSORED BY: COUNCIL MEMBERS HAMILTON AND LEET**

**WHEREAS**, Louisville/Jefferson County Metro Government (“Louisville Metro Government”) enacted Louisville/Jefferson County Metro Government Code of Ordinances (“LMCO”) §§ 115.360(C) and 115.360(D) on May 18, 2009 and § 115.369(E) on November 17, 2011 relating to the distance from various businesses which mobile vendors can sell or vend in Louisville Metro;

**WHEREAS**, Troy King and Robert Martin (“Plaintiffs”) filed a lawsuit against Louisville Metro Government challenging the constitutionality of proximity restrictions contained in LMCO 115.360;

**WHEREAS**, Louisville/Jefferson County Metro Council hereby repeals LMCO §§ 115.360(C), 115.360(D), and 115.369(E) to address this concerns raised in this action.

**NOW, THEREFORE, BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:**

**SECTION I:** LMCO §§ 115.360(C), 115.360(D), and 115.369(E) are hereby repealed.

**SECTION II:** This Ordinance shall take effect upon its passage and approval.

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H. Stephen Ott  
Metro Council Clerk

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David James  
President of the Council

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Greg Fischer  
Mayor

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Approval Date

**APPROVED AS TO FORM AND LEGALITY:**

Michael J. O'Connell  
Jefferson County Attorney

BY: \_\_\_\_\_

Repeal LMCO 115.360(C), 115.360(D), and 115.369(E) relating to mobile vendors.docx