

Ordinance

Version 3.5 released on 2/29/24



CITY COUNCIL USE ONLY

Date Received: _____
 Committee Date: _____
 1st Agenda Date: _____

Tracking #: _____
 Committee: _____
 Hearing Date: _____
 2nd Agenda Date: _____

CITY CLERK USE ONLY

Scanned Date: 10.15.2025
 Posted Item #: 2510.02640

All department items requiring Council approval must be submitted through the Mayor's Office.

Dept. Tracking No.	Board Approval	Other Board Name	City Council Approval <input checked="" type="radio"/> Yes <input type="radio"/> No
Department	Contact Name	Email	Phone
Finance	Binu Abraham	babraham@cityoftulsa.org	918-596-9550
Subject (Description)	Ordinance Type		
Amendment to TRO Title 17 Chapter 4 Sec.401	Amending Previous Ordinance		
Section	Township	Range	Lot
Block	Address		BA / CT Number
Amending Ord. No.	TRO Title No.	TRO Subtitle	Property/Non-Property
Council District	Zoning No.	PUD No.	Planning District
Funding Source(s)			

Department: ★ / Move (Action)
 Legal: Caroline Luoma Wolf
 Board: _____
 Mayor: _____
 Other: _____
 Krystal S. Reyes
 Mayor Pro Tem

TOTAL:
 Date: 10-9-25
 Date: 10/13/25
 Date: _____
 Date: OCT 15 2025

Background Information

This amendment is proposed to amend Title 17, Sec.401 of Chapter 4 of the City-County Food Code to exempt mobile food vendors from the City food license fee in response to Oklahoma HB 1076, the Food Truck Freedom Act. A redline version is attached.

Summation of the Requested Action

This amendment requires approval by the City Council and the Mayor of Tulsa.

Emergency Clause?

Yes
 No

Reason for Emergency Clause

This ordinance amendment needs to be in place before HB 1076, The Food Truck Freedom Act, goes into effect on November 1, 2025.

Post Execution Processing

- Mail vendor copy (add'l signature copies attached)
- Must be filed with other governmental entity
- Add'l governmental entity approval(s) required

Additional Routing and Processing Details

2025-RPZ-0257

(Published in the *Tulsa World*,

_____, 2025

ORDINANCE NO. _____

AMENDING TULSA REVISED ORDINANCES ("TRO") TITLE 17, "HEALTH REGULATIONS", CHAPTER 4, "FOOD CODE", SECTION 401, "ADDENDUM TO FOOD CODE; CITY-COUNTY—SPECIFIC LICENSING, PERMITTING, COMPLIANCE AND ENFORCEMENT REQUIREMENTS", SUBSECTION (B)(5), BY ADDING AN EXEMPTION FROM THE CITY FOOD LICENSE FEE FOR MOBILE FOOD VENDORS AS REQUIRED BY HOUSE BILL NO. 1076, THE FOOD TRUCK FREEDOM ACT; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; AND DECLARING AN EMERGENCY.

WHEREAS, the Oklahoma State Legislature passed House Bill No. 1076, the Food Truck Freedom Act, to go into effect on November 1, 2025; and

WHEREAS, the Food Truck Freedom Act prohibits municipalities from charging a mobile food vendor fees for any local license or permit beyond the administrative cost of issuing the local license or permit.

BE IT ORDAINED BY THE CITY OF TULSA, OKLAHOMA:

Section 1. That TRO Title 17, "Health Regulations", Chapter 4, "Food Code", Section 401, "Addendum to Food Code; City-County—Specific licensing, permitting, compliance and enforcement requirements", subsection (B)(5), "City Food License Fees", shall be amended to read as follows:

5. City Food License Fees.

- a. A processing fee of Five Dollars (\$5.00) shall be collected for the initial application only. No processing fee shall be collected for renewal of any license.
- b. The full and non-prorated fee for food service establishment licenses, including food processing plants, is One Hundred Fifty-Five Dollars (\$155.00). This fee shall not apply to mobile food vendors as defined in 63 O.S. § 1-1101.
- c. The prorated license fee shall be one-half (½) of the amount set out above if application is made during the period between January first and June thirtieth; otherwise the full and non-prorated fee shall be made. Seasonal food service establishment license fees shall not be prorated.
- d. Fees paid directly to and collected by the Tulsa City-County Health Department shall be retained by the Tulsa City-County Health Department. All fees relating to food establishments that are paid directly to the City, except for the processing fee, shall have seventy percent (70%) of said fee remitted to the Tulsa City-County Health Department.

- e. Penalty fees shall be assessed as follows:
- (1) **New Establishments.** If an application is not presented to the City and license fee paid within thirty (30) days after application is issued by the Department, a penalty of fifty percent (50%) of the fee shall be paid in addition to the license fee.
 - (2) **Existing establishments.** If a renewal application is presented to the City and the license fee is paid after the first day of August, a penalty of fifty percent (50%) of the fee shall be paid in addition to the license fee.
 - (3) Penalty fees shall not be assessed against mobile food vendors as defined in 63 O.S. § 1-1101.

Section 2. SEVERABILITY CLAUSE. If any section, subsection, paragraph, subparagraph, sentence, clause, or phrase of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 3. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.

Section 4. EMERGENCY CLAUSE. That an emergency is hereby declared to exist for the preservation of the public peace, health, and safety, by reason whereof this Resolution shall take effect immediately upon its approval and publication.

ADOPTED by the Council: _____
Date

Chair of the Council

ADOPTED as an emergency measure: _____
Date

Chair of the Council

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____,
Date

at: _____.
Time

Mayor

(Seal)
ATTEST:

City Clerk

APPROVED:



City Attorney *CBW*

(Published in the *Tulsa World*,

_____, 2025

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ADOPTED by the Council: _____
Date

Chair of the Council

ADOPTED as an emergency measure: _____
Date

Chair of the Council

OFFICE OF THE MAYOR

Received by the Mayor: _____, at _____.
Date Time

Monroe Nichols, IV, Mayor

By _____
Secretary

APPROVED by the Mayor of the City of Tulsa, Oklahoma: _____,
Date

at: _____.
Time

Mayor

(Seal)
ATTEST:

City Clerk

APPROVED:

City Attorney