

## **Sec. 21-14. - Mobile Food Vendors (Known as Food Trucks)**

- (a) *Applicability.* The provisions of this article apply to mobile food vendors engaged in the business of cooking, preparing and distributing food or beverages with or without charge on public or private property. This article does not apply to vehicles which dispense food by moving from place to place and are stationary for no more than 15 minutes at a time, such as ice cream trucks or food vending pushcarts.
- (b) *Permit and Authorization Required.* Annual operating permits are required for all mobile food vendors who are proposing to conduct business in the City of Ecorse. Each planned instance of operation shall be submitted to the City for review prior to commencing sales. No operator of a mobile food vendor shall park, stand, or move a vehicle or trailer and conduct business within the areas of the City where the vendor has not been authorized to operate. An exemption to the requirements for permit may be considered by the City if the vendor is taking part in a City operated event and contracted by the City.
- (c) *Definitions*
  - 1. *Food Vendor Park.* A physical site, such as a parking lot or park that is designed and approved by the City for the operation of mobile food vendors. Amenities such as parking, benches, trash cans, utility connections, and lighting are characteristics of such parks.
  - 2. *Mobile Food Vendor.* A kitchen within a licensed and operable motor vehicle or trailer whose method of operation is temporary and involved with the preparation and sale of food and/or beverages in a ready to consume state for consumption either on or off the premises, but not within the motor vehicle and/or trailer.
  - 3. *Brick and Mortar.* Brick and mortar refers to a physical presence of an organization or business in a building or other structure.

(d) *Regulations.*

1. *Permitted Areas of Operation.* Mobile food vendors are permitted in all districts subject to a permit. Permits for mobile food vendors in residential districts shall only be valid for up to 24 hours.
2. *Business Hours and Restrictions.* No vendor shall conduct business before the hour of 8:00 a.m. or after the hours of 10:00 p.m. or as otherwise restricted on a by location basis by resolution of the City Council.
3. *Private Property.* Mobile food vendors conducting business on private property must provide to the City a lease or the written expressed consent from the property owner to use the property on which they propose to operate.
4. *Public Property.* Mobile food truck vendors conducting business on public property must obtain written permission from the City of Ecorse or other governmental entity responsible for said property.
5. *Traffic.* Food truck vendors;
  - (a) Shall not obstruct the use of any street intersection of pedestrian crosswalk.
  - (b) Shall not impede the ingress or egress of any driveway.
  - (c) Shall not obstruct pedestrian space.
  - (d) Shall not impede or obstruct the ingress or egress of any building.
  - (e) Shall not impede or obstruct any fire lane.
6. *Signage.* Mobile food vendors may have one portable sign that is 6 square feet with no dimension greater than 3 feet and no height (with legs) greater than 4 feet, located within 5 feet of the unit. Any and all signage must be contained on the property on which the

vendor is operating. At no time shall any signage be placed within the public right of way.

7. *Waste.* Mobile food vendors must provide waste receptacles at the site of the unit and remove all litter, debris and other waste attributable to the vendor on a daily basis. Such receptacle shall be located no more than 10 feet from the mobile food vendor. No liquid waste or grease shall be disposed of or released into any sanitary sewer or storm drains, sidewalks, streets or other public places, or municipal waste receptacles located within any public sidewalk or right of way. Failure to maintain a site free of waste may be grounds of revocation of current vendor permits or withholding the issuance of new permits.
8. *Lights.* No flashing or blinking lights or strobe lights; all exterior lights over 60 watts shall contain opaque, hood shields to direct illumination downward.
9. *Noise.* No loud music, amplification devices or any other audible methods to gain attention which causes a disruption or safety hazard are permitted.
10. *Parking.* The issuance of a mobile food business license does not grant or entitle the vendor to the exclusive use of any service route or parking space to the license holder. When parked on public streets, a mobile food business shall be parked in conformance with all applicable parking restrictions and shall not hinder the lawful parking or operation of other vehicles. Mobile food vendor vehicles shall not be left unattended while on a public street, highway, or public parking space. Any mobile vending unit shall be removed from the public street, highway, or public parking space during the hours of non-operation.
11. *Setbacks.* Parking of a mobile food truck must maintain a minimum distance of 100 feet from any brick and mortar building. A 15 foot setback must be maintained from all fire hydrants.

12. *Merchandise Sales.* Retail sale of merchandise related to the food truck may be permitted as an accessory to the primary sales of food.
13. *Alcohol Sales.* Sale of alcoholic beverages of any kind shall be permitted when licensed in accordance with City and State regulations.
14. *Fire/Police.* Mobile food vendor uses shall be subject to the review and approval of City public safety officials.

(e) *Enforcement.*

1. Violation; fine. Any license holder operating a mobile food business in violation of any provision of this article or any rules and regulations promulgated by the City is responsible for a municipal civil infraction and is subject to a fine of \$250.00 per day. Each day of a violation shall constitute a separate offense.
2. License if revocable. Once a license has been issued, it may be revoked, suspended, or not renewed by the City Clerk for failure to comply with the provisions of this article and any rules or regulations promulgated by the City.