



Community Development Department

Planning Division

MOBILE FOOD VENDING PERMIT APPLICATION

1. Applicant's Information

Applicant's Name: _____

Home Address: _____

Phone (Main): _____

Phone (2): _____

E-mail: _____

2. Property Owners Information

Name: _____

Property Address: _____

Phone (Main): _____

E-mail: _____

***Please complete Mobile Food Vendor Property Owner Permission Form**

4. Business Operation

Please provide a complete description of type of service, type of food, and hours of operation, etc.

5. Submittals

Please submit a copy of the following documentation.

- A. Site Plan - Showing the proposed location of the mobile food vendor, trash receptacles, parking area, location of parcel access (ingress and egress), and location of restroom facility. (see sample)
- B. Proof of legal access to restroom facilities and access to hand washing facilities for the use of employees within 200 feet of site location per California Retail Food Code, Chapter 10, Section 114315.
- C. A copy of the issued permit from the Solano County environmental health division for operation of the subject operation.
- D. A certificate of insurance providing general liability insurance in the amount of at least \$1,000,000 listing the city as additional insured. A mobile food vending permit shall be issued only for the explicit time period covered by the effective dates of the general liability insurance policy.
- E. Copy of Benicia Business License
- F. Copy of Benicia Police Department permit

6. Signature and Statement

APPLICANT'S STATEMENT: I have read the information regarding the conditions of approval attached. I agree to abide by and conform to these conditions and all provisions of the Benicia Municipal Code pertaining to the conduct of my business. I am aware that this application shall in no way permit any activity contrary to the Benicia Municipal Code, or any activity which is obnoxious, objectionable, or in any manner detrimental to the public health, peace, safety, or welfare. I also understand that this permit will be valid for as long as I operate my business at this location, unless revoked, and that it cannot be transferred to another location without the approval of a separate permit for that location.

As part of this application the applicant hereby agrees to defend, indemnify and hold harmless the City of Benicia, its Council, boards and commissions, officers, employees, volunteers and agents from any claim, action, or proceeding against the City of Benicia, its Council, boards and commissions, officers, employees, volunteers and agents, to attack, set aside, void or annul an approval of the application or related decision, including environmental documents, or to challenge a denial of the application or related decisions. The applicant's duty to defend, indemnify and hold harmless shall be subject to the City's promptly notifying the applicant of said claim, action or proceeding and the City's cooperation in the applicant's defense of said claims, actions or proceedings. The City of Benicia shall have the right to appear and defend its interests in any action through the City Attorney or outside counsel. The applicant shall not be required to reimburse the City for attorney's fees incurred by the City Attorney or its outside counsel if the City chooses to appear and defend itself in the litigation.

Applicant: _____ Date: _____

For Staff Use:

Application No. _____ Zoning: _____ Total Fees Paid: \$ _____

Action (circle one): Approved Referred to Planning Commission Date of Action: _____

Staff Signature: _____ Receipt No.: _____

REQUIREMENTS

THE FOLLOWING REQUIREMENTS SHALL APPLY:

<u>LOCATION</u>	<u>OPERATING CONDITIONS</u>
1. The location of the mobile food vendor shall be limited to the following areas: - IL Limited Industrial District - IG General Industrial District - IW Water-Related Industrial District - IP Industrial Park District	1. The site shall be maintained in a safe and clean manner at all times. 2. The lot upon which the vendor is parked shall be paved. For purposes of this section, "paved" shall mean asphalt, concrete, pavers, or other permanent surfacing approved by the city engineer.
2. The maximum number of mobile food vendors located on a parcel shall not be limited except that all provisions of this section shall be met. 3. Mobile food vehicles shall not be parked within 200 feet of an existing brick and mortar restaurant during the hours when such restaurant is open to the public for business.	3. Exterior storage of refuse, equipment or materials associated with the mobile food vendor is prohibited. 4. The vendor shall not discharge items including, but not limited to, waste water or other fluids, debris, or food onto the property, sidewalk, gutter, or storm inlets.
4. Mobile food vendors shall not occupy parking spaces required to fulfill the minimum off-street parking requirements of the principal property use. A minimum of two parking spaces per food vending vehicle will be required for customer use in addition to the minimum requirement for the principal business for the overall site.	5. The vendor shall provide a minimum of two 32-gallon litter receptacles and one 32-gallon recycling receptacle within 15 feet of the vending vehicle and shall remove all refuse from the site and surrounding property on a daily basis.
5. The vehicle shall not block any parking required to adequately serve other businesses, driveways, or public right-of-way and shall be oriented in such a way so as the queue does not encroach upon the same.	6. No mobile food vendor shall provide or allow any dining area including, but not limited to, tables, chairs, booths, bar stools, benches, and standup counters, unless approved by the community development director.
6. The vendor shall be located within 200 feet of a restroom facility and shall demonstrate legal access for employees.	
<p>Permit Required</p> <ol style="list-style-type: none"> The vendor shall display all current permits, licenses, and certificates on exterior of the vehicle at all times. The vendor shall maintain a county health permit at all times. If the permit expires, or is suspended or revoked, then all sales shall cease until the permit is reinstated. The vendor shall maintain a valid Benicia Business License. The vendor shall obtain all necessary approvals from Benicia Police Department. <p>The food vending vehicle shall be entirely self-sufficient in regards to gas, water, and telecommunications and shall be a self-propelled vehicle.</p>	
<p>Alcohol The serving or consumption of alcohol shall be prohibited at vehicular food vending sites.</p>	
<p>Hours of Operation The hours of operation shall not exceed 6:00 a.m. to 8:00 p.m. daily. The mobile food vending vehicle shall not be stored on site during nonoperation hours and shall be removed daily.</p>	
<p>Noise No mobile food vehicle shall make or cause to be made any unreasonable or excessive noise. The operation of all mobile food vehicles shall meet the city noise ordinance, including generators. No music, other high-decibel sounds, horns, or amplified announcements are allowed to be made by the business.</p>	
<p>Signs Signage is only allowed when placed on mobile food vehicle. No separate freestanding signs are permitted. No flashing or blinking lights are allowed on vehicle or related signage when the vehicle is parked.</p>	
<p>The permit for mobile food vending that is not operated in compliance with these regulations and the approved application shall be revoked by the community development director after 30 days' written notice unless the mobile food vending operation is altered to comply. (Ord. No.14-06 § 5).</p>	

Mobile Food Vendor Property Owner Permission Form

I hereby certify that I am the owner (address) and I am authorized to permit (Name of applicant) to locate a mobile food vending unit at the above address to conduct business as a mobile food vendor.

I understand that by granting the above named mobile food vendor permission to locate at this address, the City of Benicia will issue the above named mobile food vendor a Mobile Food Vending Permit, provided the mobile food vendor meets all other city requirements. I certify that I have excess parking spaces for occupancy by the mobile food vending unit or the mobile vendor will not occupy required parking spaces. I also hereby authorize access by the City of Benicia to the property for the purpose of performing a site inspection in anticipation of a Mobile Food Vending Permit being issued.

Applicant's Signature

Property Owner/Representative's Signature

Printed Name

Printed Name

Date

Date



Community Development Department Planning Division

MOBILE FOOD VENDING PERMIT SAMPLE SITE PLAN

