General Vending Information

1. Street vending throughout the City of Baltimore on any street, boulevard, road, highway, alley, lane, sidewalk, footway, mall, esplanade, or other way or place that is owned by the City or habitually used by the public is regulated by the Department of Transportation.

2. Ice cream trucks, other motor vehicle vendors, sidewalk vendors operating from carts or stands are all considered street vendors licensed and regulated by the Department of Transportation. The Department licenses both sidewalk vendors operating from carts or stands and mobile vendors operating from motor vehicles treating them as separate license categories of street vendors.

3. Hours of operation for all street vendors are from 6am to 12 midnight.

4. A prospective vendor must complete and submit an application to the Department of Transportation. Licenses expire July 1st.

5. After March 1, 2014, the City of Baltimore will no longer issue licenses to street vendors with vending vehicles longer than 25 feet in length and, after March 1, 2019 will no longer renew licenses for mobile vendors with vehicles longer than 25 feet.

6. Any Person issued a street vendor's license prior to the date of publication of these rules and regulations by the Department of Transportation has one year from the date of adoption to comply with the requirements contained within these regulations.

7. Persons authorized by the organizer of a special event permitted by Baltimore City to vend within the boundaries of a permitted special event may operate without a Street Vendor's License where the following conditions are met: a) the Person is listed by the event organizer and permit holder as a participating vendor at the time of application for the special event permit; and b) the Person has the required City or State approvals for the temporary provision of merchandise or food to the public.

Street Vendor Program Rules and Regulations

Section 100—These regulations are adopted pursuant to Ordinance 14-237 and are related to sections 17-4 which states that "the Department may adopt rules and regulations to carry out this subtitle" and section 17-5 (D) which refers to mobile vending spaces for mobile vendors and reads "the rules and regulations adopted under this subtitle must establish a process for requesting, establishing and removing mobile vending zones."

Rules and Regulations sections 100 through 803 and sections 1400 through 1500 are offered under authority provided in accordance with Article 15, Section 17-4 (A), while sections 900 through 1304 are provided in accordance with Article 15 Section 17-5(D)

Section 101—Amendments to these regulations may be proposed and adopted by the Department of Transportation which shall provide the Department of Legislative Reference with written notice for posting at least 30 days in advance of adoption.

Section 200—General Requirements

No Person shall vend or sell any product, service or merchandise within Baltimore City without first obtaining:

a) A valid Health Department Food Facility License if the vendor is selling items for consumption
b) A valid Health Department Food Manager Certificate
c) A valid Motor Truck Peddler's License if the vendor operates from a motorized vehicle
d) A valid State Foot Peddler's License if the vendor does not operate from a motorized vehicle
e) A State Horse Peddler License if the vendor operates from a horse drawn cart

Vendor Type	**State License**	**City License**
Stadium Vendor	Food Peddler License	Street Vendor License
Food or Ice Cream Truck	Motor Truck Peddler License	Street Vendor License
Merchandise or Service Truck	Motor Truck Peddler License	Street Vendor License
Food Pushcart	Foot Peddler License	Street Vendor License
Merchandise or Service Pushcart	Foot Peddler License	Street Vendor License
Table, Stand, Cooler, Basket or Booth	Foot Peddler License	Street Vendor License
Horse drawn Cart	Horse Peddler	Street Vendor License

Section 201—Food Facility License General

The Department of Health may:

a) Designate categories of food that may be vended in accordance with the food licenses.
b) Review and either approve or deny applications for food vendors
c) Inspect food vending operations

Section 300— Street Vendor's License Application

An applicant for a Street Vendor's License must meet all applicable business licensing criteria, must file an application with the Department of Transportation and must pay all applicable fees as established by the Board of Estimates.

In addition to those items specified in the City Code, an application for a Street Vendor's License must be made on a form prescribed by the Department of Transportation and must include the following information:

a) The name of your business including full legal name and trade name;
b) Proof of liability insurance and automotive insurance if operating a vehicle;
c) Certification of having passed all State required inspections;
d) The contact information of the Person responsible for management and decision making for the business;
e) The name of your vehicle, cart or stand;
f) The license plate number and vin number of the motor vehicle to be used for vending;
g) a description, including dimensions, of the type of merchandise or service to be offered for sale;
h) a description of the vending vehicle, cart or stand to be used;
i) an 8in. x 10in. color photograph of the vehicle, cart or stand for which the license is being applied;
j) The class of license being sought;
k) Current copy of any lease, letter or agreement from landlord or property owner for vending on private property
l) Food menu
m) Operator Statement on Community Engagement demonstrating how your operation is committed to the community it serves, describing local hiring and training practices and any plan to source ingredients locally, and whether or not your commissary is located in Baltimore City.
n) Operator Statement on Environmental Sustainability detailing how your food truck operations include environmentally sustainable practices such as: using locally grown and sourced ingredients, use of alternative fuels or low-emissions vehicles, bio-based food service ware, or recycling and composting practices.
o) Any additional information required by the Director of the Department of Transportation for licensing

Section 301—Action on Applications

The Department shall take prompt action on all applications for licenses.

Section 302—Renewals

Mobile food vendors renewing licenses are not required to have a public hearing if they are in good standing.

Section 303—Hearing Required for Renewals of Licensees Not in Good Standing

Hearings are required whenever a license is subject to revocation or suspension as provided in Art 15, Section 17-45 of the City Code.

Section 304—Revisions to License

Following issuance of a license, should the vendor wish to add specific merchandise not contained in the license issued by the Department or wish to amend a location, the vendor must submit an application for revision of license with the fee established by the Board of Estimates. Applications to revise merchandise or location must include the following:

a) The specific merchandise items to be added to the license;
b) The license number and name of license holder;
c) A photograph, diagram and detailed description of and the reason for the requested revision of location.

Section 305—Number of Licenses

The Department shall limit the number of stationary sidewalk vendor licenses granted in accordance with the health, safety and welfare of the general public as well as the amount of vehicular traffic and pedestrian traffic in the area. Applications will be considered in their order of receipt by the Department. The Department shall have the authority to limit the number of mobile vendor licenses granted in accordance with the health, safety and welfare of the general public as well as the number of licenses in Baltimore City and the amount of vehicular traffic and mobile vending.

Section 306—Classes of License

The Director of the Department of Transportation shall issue the following classes of Street Vendor Licenses:

a) Stationary Sidewalk Vendor—Food
b) Stationary Sidewalk Vendor—Merchandise
c) Mobile Vendor—Merchandise
d) Mobile Vendor—Food
e) Mobile Vendor—Ice Cream

The Stationary Sidewalk Vendor—Food and Mobile Vendor—Food licenses shall authorize a Person to vend food products for consumption provided that the vendor holds licenses and certificates required by City Code and State law.

The Stationary Sidewalk Vendor—Merchandise and the Mobile Vendor—Merchandise licenses shall authorize a Person to vend merchandise provided that the vendor holds licenses and certificates required by City Code and State law.

Section 307—Issuance of Badges for Licensed Stationary Sidewalk Vendors

The Department shall issue an identification badge to each stationary sidewalk vendor licensee for each location for which an application for license has been approved. This identification badge shall bear the name and business address of the licensee, the location for which the license is issued, the year for which issued, authorized times, license expiration date, an identifying number corresponding to the applicant's license and bear the word "vendor" in clearly discernable letters on the face thereof.

Section 400—Appeals

Appeals must be filed in writ with the Board of Municipal Zoning Appeal within 10 days of a final decision of the Department of Transportation.

Section 500—Removal of Carts, Stands and Vehicles

All carts, vehicles and stands must be removed from the public way except during authorized hours of sale.

Section 600—Operational Standards

The following operational standards and requirements apply to street vendors:

a) A street vendor shall place his or her cart, stand or vehicle parallel to the curb, with the longest side of the vending stand, cart or vehicle parallel to the curb.
b) No vendor shall drive a vehicle onto or over a curb with the purpose of dropping off or picking up a vendor cart for towing.
c) No vendor shall place his or her vending vehicle, vending stand, or vending cart in such a manner that it impedes passage of pedestrians along the sidewalks or access to benches or bicycle racks.
d) All food vending vehicles or carts must have, mounted in the cooking area, at least one fire extinguisher with a minimum rating as recommended by the Baltimore City Fire Department.
e) All stationary and mobile vending carts, stands or vehicles and related umbrellas and canopies must be maintained in a safe, clean and sanitary condition and be kept in good repair.
f) No street vendor shall conduct business in such a way as to restrict or interfere with the ingress or egress of an abutting property owner or tenant, create or become a nuisance or hazard to public health, safety or welfare, increase traffic congestion or delay or constitute an obstruction to adequate access to fire, police or sanitation vehicles.
g) Excluding ice cream trucks, no street vendor shall use amplification or noise-making devices.

Section 601—Prohibited items

No Person shall sell the following categories of merchandise or food:

a) Live animals
b) Rugs, carpets or any other item exceeding the surface area of the vendor's vending cart, vehicle or stand
c) Alcoholic beverages or other alcoholic items for consumption
d) Any drug, medicine, chemical or compound or controlled substance restricted or prohibited by City or State law;
e) Any merchandise that is pornographic or obscene as determined by the licensing authority for the street vendor's license;
f) Any counterfeit merchandise;
g) Firearms or weapons.

Section 602—Customer Lines and Management of Vending Space

All vendors must ensure that waiting customers do not obstruct the public right of way. Street vendors shall comply by asking customers, through verbal communication and signage on the vehicle, to not impede pedestrian access along the public sidewalks.

Section 603—Required Designated Pedestrian Zone

A designated pedestrian zone with a linear-pedestrian-visual corridor is required adjacent to all vending activity. A clear pedestrian zone must be maintained at all times on the sidewalk adjacent to the vending stand, cart or vehicle. The pedestrian zone is measured from the outside edge of the vending area to the nearest obstruction; for example, a tree pit, parking pay station, bike rack, sign post, or other similar object. If no obstruction exists, the pedestrian zone is measured to the back of the curb. The pedestrian visual corridor is within the pedestrian zone and dictates that the pedestrian zone will be generally straight and with no sharp or jagged turns that impair pedestrian circulation. The pedestrian zone must be at least 5 feet wide with a 4-foot-wide pedestrian visual corridor required. Electrical cords or strings of lights may not be strung over or be placed on the pedestrian zone.

A larger setback distance may be required by the Director of General Services to provide for pedestrian passage, traffic management, or other public-use purpose.

Section 604—Trash Receptacles and Removal

All food vendors shall provide a container for litter that must be maintained and emptied when full. Public trash receptacles shall not be used for compliance with this requirement. All vendors must be capable of accommodating all refuse generated by their vending activity and must maintain the vending

site and 10 foot radius of the operating space free of all refuse of any kind generated from the operation of their business.

Section 605—Display Requirements and Standards

All stationary street vendors shall have on them at all times during vending activity and at the licensed location, the identification badge issued by the Department of Transportation.

All mobile vendors shall display all current tags on the vehicle and no mobile vendor shall vend any food, merchandise or services if the vehicle has temporary tags. A street vendor must conspicuously display on the vehicle, cart or stand:

a) Street Vendor's License
b) Health Department Food Facility License where required
c) State Foot Peddler's or State Motor Truck Peddler's License

Section 606—Mobile Vendors as Commercial Vehicles Parking Restrictions Enforced by PCAs

Pursuant to Ordinance 14-237 which provides the authority to adopt the necessary rules and regulations, the prohibition on mobile vendors operating on school grounds will be on the grounds of a building marked and ostensibly identified as a school and the prohibited operating hours will be during school hours Monday through Friday.

For the enforcement of provisions prohibiting the operation of food trucks in residential areas, "residential area" is the front of or adjacent to a building used primarily as a residence.

Section 700—Violations & License Suspension

Upon revocation or suspension, including summary suspension, of a Person's Street Vendor's License, the Director of the Department of Transportation and or relevant enforcement officer of the City may immediately seize the Street Vendor's License.

The Department of Transportation and relevant enforcement officers of Baltimore City may summarily seize and thereby suspend a Street Vendor's License without prior notice to the vendor for the possession, sale or offering for sale of any prohibited item(s) as outlined in section 601. Upon the suspension or revocation of a Street Vendor's License the Department of Transportation shall provide the vendor with written notice of that action and of the vendor's right to appeal to the Baltimore Municipal Zoning and Appeals Office.

A vendor shall surrender his or her Street Vendor's License within seven days from the date of receipt of the notice of revocation or suspension, unless the license has already been seized in accordance with this section.

Department of Transportation shall provide notice of any revocation or suspension of a license to the Department of Finance, Department of Transportation, Department of Health, Police Department and Department of Recreation and Parks.

Section 701—Suspension Considerations and Mandatory Revocation

In deciding on possible length of time for suspension or revocation of a license, the Department of Transportation shall consider:

a) The nature of the offense;
b) The extent to which the offense impacted the public health, safety and welfare;
c) The nature and number of previous offenses.

Section 702—Confiscation upon Suspension

The Police Department will be instructed to arrest and confiscate a license following the issuance of two citations for violations of street vendor license laws, rules and regulations within one year. Except that upon review, and prior to a request for arrest and confiscation, if the Director of the Department of Transportation feels that there are mitigating circumstances, he or she may withhold action until meeting with the vendor and or relevant City agencies.

Section 703—Penalties

A Person who violates any provision of the prohibited conduct associated with the Street Vendor's License is subject to a penalty of $500 for each offense.

Section 800—Vending Locations for Stationary Sidewalk Vendors

Section 801—Stationary Sidewalk Vending Location Process, Requirements and Rights

All Street Vendors of the license category Stationary Sidewalk Vendor are required and so permitted to vend from a defined, approved and specified location conditioned to the Street Vendor's License. The license shall indicate the specific period of validity, site and location to which the license applies.

A Stationary Sidewalk Vendor shall have the right of preference for the issuance of vending location if the individual has vended in the location continuously and exclusively without sale, assignment, transfer or other conveyance of the location to another Person for the last 12 months.

Vendors who do not renew their license do not retain their right of preference for the sidewalk vending location associated with the license.

No more than one vendor may occupy an assigned vending location unless the Department of Transportation specifies in the license that the vending location is subject to a shared site agreement between several licensed vendors.

Where there are multiple requests for the same location and if the location meets the criteria for establishment, the sidewalk vending location will be assigned to the applicant who has a preference as a

result from vending from the specific location continuously for the last 12 months or, where the vending location is not licensed and no preference exists, it will be assigned on a first come, first served basis.

Section 802—Sidewalk Vending Location Standards

All sidewalk vending locations shall be in accordance with the following criteria and standards:

a) Barring special exception granted by the City in areas such as stadium area or plazas, no more than 2 sidewalk vending locations shall be designated on any side of any city block;
b) No sidewalk vending location shall be designated on the median strip of a divided roadway, unless the strip is intended for use as a pedestrian mall or plaza;
c) No sidewalk vending location shall be designated along the length of a bus stop or other curbside zone specifically designated and marked as being for a transit or loading use.
d) No sidewalk vending location shall be designated within 2 blocks of the driveway entrance to a police or fire station
e) No sidewalk vending location shall be designated within 2 blocks of the main entrance to a building that is predominately used for a primary or secondary school, unless operations at the vending location are restricted to non-school days and time periods.
f) No sidewalk vending location shall inhibit ease of access to parking meters;
g) No sidewalk vending location shall be designated adjacent to a handicap only parking space;
h) No sidewalk vending location shall be designated in violation of section 803

Section 803—Stationary Sidewalk Vendors Prohibited Application Areas

For stationary sidewalk street vending activity no new applications will be accepted for the following areas:

a) Howard Street;
b) Lombard Street;
c) The Lexington Street Transit Mall from Liberty Street to Lexington Market, and 2 blocks North and South from Clay to Marion;
d) The block surrounding the Baltimore Arena;
e) Charles Street
f) Thames St (cobblestones, or near the pier.)
g) Stadium Area (Lombard St, Pratt St, Eutaw St, Howard St, Washington Blvd, Greene St, Lee St, Conway St, Russell St, Warner St, Sharp St, Hamburg St & Ostend St)

Section 900—Vending Locations for Mobile Vendors

Section 901—Mobile Vending Locations Review and Approval Process

The following is the process by which mobile vending zones shall be established:

1) An exact location, intersection, or zone is received and reviewed as according to sections 903—905 outlining requirements for request for establishment of a mobile vendor location.

2) The location review is based on the criteria below and spaces may be marked for further review or notice if they do not meet requirements. The Department of Transportation or Department of Recreation and Parks may suggest an alternate location. The review criteria include:
   a) There are no parking restrictions including, but not limited to, peak hour restrictions, loading zones, No Parking signs, No Stopping signs, street cleanings, snow emergency, baseball route and/or stadium event parking blocks;
   b) There are 40 continuous linear feet for parallel parking spaces, two adjacent angled parking spaces for head-in or back-in on-street parking;
   c) There are no EZ Park meters to relocate;
   d) The proposed location is not a private location;
   e) The proposed location is more than 15 feet from a fire hydrant and provides ample space to allow for public use of street furniture;

3) The City Councilperson for the proposed mobile vending location is contacted, provides initial input and provides the groups to contact for notification and outreach including: the merchants association, the neighborhood association and or benefits district.
4) Written advisement and recommendation (or email notification) from City Council Person and identified groups is provided to Department of Transportation.
5) Department of Transportation gives notice of final approval to Parking Authority and Department of Transportation as well as information regarding any existing signage that needs to be removed or relocated.
6) City Sign Shop notifies the Department of Transportation that signage (if any) has been moved or, where signage cannot be removed for legal or other reasons , the Department of Transportation, in its review, has the right to approval if there are adverse traffic, legal or emergency issues.
7) A proposed installation date is given to the Department of Transportation.
8) Department of Transportation notifies City Council Person of proposed installation date.
9) NO PARKING SIGNS are put up 48 hrs. in advance to deter parking at the new location.
10) Poles, signs, and collateral boxes are installed by Department of Transportation at the new location and Department of Transportation is notified of installation with a photo.

Section 902—Effective Hours of Mobile Vending Locations

In consultation with the Department of Transportation, the Department of Transportation and the Department of Recreation and Parks shall determine the effective hours of the mobile vending location and each location's effective hours shall be noted clearly on the signage marking the location. Generally, the operating hours, excluding exceptions for special circumstances, shall be from 10am to 2pm.

Section 903—Standards for Establishment of Mobile Vendor Locations in the Public Right of Way and Areas Not Under the Jurisdiction of the Department of Recreation and Parks

After consultation between the Departments of Transportation and after public notification, community engagement and consultation, and consideration of appropriate pedestrian, vehicular, business and community impacts, the Department of Transportation shall approve and designate with signage mobile vending locations that meet the standards for locations on City streets. All mobile vending locations

shall be in accordance with the provisions of Article 15 Section 17-5 and the following criteria and standards:

a) No mobile vending location will be designated within 2 blocks of the main entrance to a building that is predominately used for a primary or secondary school;
b) No mobile vending location will be designated within a loading zone or parking space designated or restricted for certain vehicle uses;
c) No mobile vending location will be designated within 2 blocks of any City market;
d) Establishment of mobile vending location at an intersection is discouraged by the City where turning radius or other vehicular or pedestrian traffic concerns exist;
e) No mobile vending location will be designated within 2 blocks of the driveway entrance to a police or fire station;

Section 904—Standards For Establishment of Mobile Vendor Locations in Areas Under the Jurisdiction of the Department of Recreation and Parks

After public notification, community engagement and consultation, and consideration of appropriate pedestrian, vehicular, business and community impacts, the Department of Recreation and Parks shall approve mobile vending locations that meet the standards for locations in City parks. All Recreation and Parks mobile vending locations shall be in accordance with the following criteria and standards:

a) No mobile vending location will be designated within 2 blocks of the main entrance to a building that is predominately used for a primary or secondary school;
b) No mobile vending location will be designated within a loading zone or parking space designated or restricted for certain vehicle uses;
c) No mobile vending location will be designated within 2 blocks of any City market;
d) No mobile vending location will be designated within 30 feet of an intersection;
e) No mobile vending location will be designated within 2 blocks of the driveway entrance to a police or fire station;

Section 905—Process for Mobile Vending in Parks

While signage for mobile vending locations in parks and non-park property will be consistent with each other, licensed mobile vendors interested in vending in City parks shall enter into an agreement with the Department of Recreation and Parks. Licensed mobile vendors applying separately or jointly as part of a proposal to operate from a single or an expanded designated park mobile vending location accommodating a diverse range of foods, must submit the following required for the review and approval by the Department of Recreation and Parks:

a) Financial offer form in which applicants propose daily location fee for each location in which they are interested. Each month's location fee shall be due in advance on the first of the month. If permitting or delays prevent operations from beginning on the first of the month, a prorated

portion of the month's fees shall be due the day prior to commencement of operations. Because the financial offer is just one of four criteria of the Department of Recreation and Parks, the Department reserves the right to accept applicants other than the highest bidder.

b) A security deposit for recurring vendors to accept and confirm an offered location, schedule.
c) An executive summary of the operating proposal not to exceed 250 words.
d) A food vending concept and menu not to exceed 400 words. Vendors submitting a proposal unchanged from a previous year can skip this section. The concept should indicate the mobile vendor's ability to help the Department of Recreation and Parks achieve goals of promoting health, community, sustainability and distinctive high quality food options that increase the appeal and usership of parks.
e) Operations plan not to exceed 900 words, outlining litter control, equipment, layout, proposed days and hours.

Section 906—Size of Mobile Vending Location

Mobile Vending locations established to accommodate one vendor shall be 30 feet. Mobile vending locations established to accommodate two vendors shall be 60 feet. With limited exceptions, including parks and city owned lots, the maximum area of a mobile vending location on any block shall be 60 feet to accommodate two trucks consistent with the standards and process outlined in the sections outlined in these rules and regulations.

Section 907—Requests for Removal, Reduction, Addition or Expansion of Mobile Vendor Locations

Baltimore based institutions and businesses, licensed mobile vendors and organizations may petition the Department of Transportation annually to consider the removal, expansion, contraction or addition of new locations under the following process. They must submit, for each location, a written petition **between September 1st and November 1st** which includes the following:

a) Proof of operation from and or connection to the immediate location which is being requested for consideration;
b) Letter of support from both the immediate business and neighborhood association or from the immediate businesses on the relevant city block if no immediate business association is present;
c) The plan for coordinating with existing vendors and businesses located within the proposed area for proposed expansion or additions;
d) Picture, diagram of the exact location, proposed boundaries and nearby intersection for consideration;
e) Mobile Vendor Site Evaluation form indicating: list of nearby businesses within 300 feet in any direction, including both sides of the street; immediate area partners or businesses collaborating on the application where applicable; information on any restrictions of the proposed site including: street parking restrictions, loading zones, proximity of secondary school and or City market; and benefits to the City and target community of establishing, expanding, contracting or removing a mobile vending location at the proposed location

Section 908—Action on Completed Requests for Removal, Reduction, Addition or Expansion to Mobile Vendor Locations

For all completed petitions submitted between **September 1st and November 1st** the Department of Transportation shall administer the process for reviewing applications in consultation with the following agencies: the Department of Transportation, Parking Authority of Baltimore City, Department of Recreation and Parks and the Baltimore Development Corporation. Each coordinating agency shall review the application concurrently within 45 days and forward any issues to the Department of Transportation. After assessment of the potential impact of the proposed mobile vending location on, but not limited to: vehicle and pedestrian traffic, vehicle and pedestrian safety, ingress and egress for established businesses, public safety and health, area residents and businesses, the Department of Transportation will inform the petitioner, in writing, of the decision to reject or approve the proposed location. If approved, each mobile vending location shall be designated by the Department of Transportation with appropriate signage.

The Department of Transportation shall provide written notice regarding the status and result of the petition **by March 15th**.

Section 1000—Removal of Mobile Vending Location for Limited Use

With exceptions for extreme weather or circumstances limited to street closures or disasters, and where confirmed or recommended by the Parking Authority of Baltimore City, any designated mobile vending zone at which a licensed mobile vendor does not operate during the allocated day and causing the designated mobile vending location to lay vacant or unoccupied by a licensed mobile vendor causing the Department of Transportation and Parking Authority to deem the location underutilized, shall, after notification to the public, be removed.

Section 1100—Mobile Vendors Vending Outside of Designated Mobile Vending Locations & Prohibited Areas and Conduct

A licensed mobile vendor, not assigned to a designated mobile vending location may vend from any legal parking space, in compliance with the Street Vendor's License where the following conditions are met:

a) No mobile vendor may operate within 2 blocks of a mobile vending location designated and marked with signage by the City of Baltimore;
b) No mobile vendor may operate within 2 blocks of the main entrance to a building that is predominately used for a primary or secondary school;
c) No mobile vendor may operate within 2 blocks of a City Market;
d) No mobile vendor excluding ice cream trucks, may operate in a residential area;
e) No mobile vendor is operating on private property without the written consent of the property owner or manager and must maintain on the vehicle a copy of the agreement or consent while vending on the property;

f) No mobile vendor is operating on private property inconsistent with the property's zoning and permitted uses;
g) No mobile vendor may park at a meter without providing the appropriate meter fees;
h) No mobile vendor may "meter feed" or park in a metered space for longer than the time limit designated as the parking time limit.

Section 1200—Temporary Relocation of Street Vendors

The Department of Transportation may order the temporary relocation of a mobile vendor or a stationary sidewalk vendor from a permitted or a lottery assigned location in construction areas, for transportation requirements or for major special events or other situation where the vending location temporarily creates a threat to the public health, safety or welfare.

Any stationary sidewalk vendor subject to temporary location shall be relocated by the Department of Transportation to the closest available location that is deemed allowable for vending.

Section 1300—Assignment of Mobile Vending Street Locations via Draft Lottery

Mobile Vendor locations for each licensed mobile vendor shall be initially determined by a quarterly draft lottery with each draft lottery assigning a mobile vendor vehicle to a specific mobile vending location and for a specific day of the month based on the results of a draft lottery to determine the order in which vendors select the available spaces in which they desire to operate for a given day, during the effective operating hours of a specific mobile vending location.

The Department of Transportation shall establish the format for the lottery program and may modify the format, as necessary, to improve efficiency or to incorporate advancements in information technology.

Section 1301—Assignment of Mobile New or Expanded Mobile Vendor Locations

Upon the designation of additional mobile vendor locations the Department of Transportation shall conduct a draft lottery to assign new or expanded locations to licensed Mobile Vendors. The draft lottery shall allocate locations to licensed vehicles by the following days of the week:

a) Monday;
b) Tuesday;
c) Wednesday;
d) Thursday;
e) Friday and;
f) Saturday

Section 1302—Registration for Draft Lottery for Mobile Vending Locations

In obtaining a Street Vendor's License from the Department of Transportation, licensed mobile vendors, excluding ice cream trucks, are registered for participation in the draft lottery for allocation of mobile vending locations. No mobile vendor with a revoked, suspended or expired license or permit required for operation as a street vendor shall be able to participate in any lottery for locations during any period for which their license is expired or invalid.

Mobile vending locations previously assigned to a mobile vendor whose license is suspended or expired shall be returned to the City and be issued on a first come, first served basis to licensed mobile vendors.

Section 1303—Draft Lottery Operations

By November 1st and prior to conducting the draft lottery licensed mobile vendors must submit a " lottery location preference list", for each month of the specific quarter of the draft lottery period, the available mobile vendor locations in order of their preference for each available day of the week in each month. This information will serve as the vendor's lottery preference request for the administration of the lottery. The deadline for submission of the lottery preference request is **November 1st**.

In administering the draft lottery, the Department of Transportation shall select, publicly and at random, the business name of a mobile vendor one by one, each having a single entry per licensed vehicle. The order and results of the random drafting will determine the order with which selected mobile vendors shall choose the days and operating locations. Where a drafted vendor is unable to select a particular location because it has been previously chosen for that day by another previously drafted vendor, he or she shall select the next available location of interest.

Mobile vendors have the option to participate in Person in the public draft lottery and Personally notify and post the selection of their desired location when drafted or, if not attending, abdicate to the Department of Transportation the ability to use the vendor's "lottery location preference list" to fill in the available preferred location when drafted.

Section 1304—Public Posting

The Department of Transportation shall post the results of the draft lottery for mobile vendor locations upon completion of the quarterly draft lottery.

Section 1400—Design Standards For Food Vendors

No food may be vended from a vehicle, cart or stand unless there is a Person in charge on site, at the time of preparation, handling and sale of the food who holds a valid Health Department Food Manager Certificate.

All street vendors who vend food shall use vehicles, carts or stands designed and operated in accordance with all relevant food safety laws.

Section 1401—Design Standards For All Stationary Sidewalk Vending Carts

No vending cart, including any display or attachments to the cart allowed by the Department of Transportation, shall exceed the following dimensions unless specified in a written and justifiable exception on the license:

a) Carts or stands shall not exceed a maximum length of 72";
b) Carts or stands shall not exceed a maximum width of 40";
c) Carts or stands shall not exceed a maximum height of 72"

Carts or stands licensed prior to January 1, 2014 can continue to operate if non-compliant with size limits but, cannot alter, enlarge or replace the vending unit except in compliance with these size requirements and limitations.

Section 1402—Merchandise Display Standards For Stationary Sidewalk Vendors

All food, merchandise and equipment other than food or merchandise hung or displayed on the front of the vending cart or stand, shall be contained within or beneath the body of the vending unit; provided that up to two coolers or containers with food may be placed immediately adjacent to the vending unit and in compliance with all Health Department food storage regulations and provided further that the total size of the coolers or containers together does not exceed the length of the stand or cart.

Section 1500—Design Standards For All Mobile Vendors

With exception for the five (5) year grandfather period for license holders receiving their mobile vendors license before January 1, 2014 and accounting for a 5 year period of annual renewals for these vendors, no mobile vendor shall operate a vehicle exceeding 25 feet in length. The maximum limit of 25 feet in length to be applied to all mobile vendors includes the total operating space of the unit. No trailers or hitches are allowed.

No food, merchandise or equipment shall be hung or otherwise displayed from the non-serving side of the vending vehicle.

All mobile vendors must operate from a unit which is self-powered and, all vending vehicles must rest on inflated tires.

All food, merchandise and equipment, other than the serving window flap or awning shall be firmly attached to the body of the vending vehicle. The placement of equipment including propane tanks or generators into the public right of way is prohibited.

Section 1501–Stadium Vending
No New Stadium Vendor applications/licenses will be accepted or issued.