



FOOD TRUCKS

ORDINANCE TO AMEND THE VILLAGE OF ALAMANCE ZONING ORDINANCE PERTAINING TO FOOD TRUCKS

BE IT ORDAINED by the Village of Alamance, North Carolina:

FOOD TRUCKS

Purpose.

The purpose of this ordinance is to regulate how mobile food trucks sell food and or non-alcoholic beverages to the general public within the corporate city limits.

Definitions.

Mobile Food Truck: A motorized vehicle or pushcart that is designed and operated for the purpose of preparing and or selling food and or non-alcoholic beverages to the general public on a recurring basis and is to be readily moved.

Permit required.

It shall be unlawful for any mobile food vendor to sell, or offer for sale, any food or beverage without first obtaining a permit pursuant to this section from the Village Clerk or his/her designee. This permit shall be waived for mobile food trucks directly associated with city approved events or events for non-profit organizations. This permit shall not apply to mobile food trucks operating for less than two days at a time.

Insurance.

Food truck vendors shall carry \$1,000,000 of combined single limit Bodily Injury and Property Damage Auto liability, \$1,000,000 of General Liability coverage including Products and Completed Operations. A certificate of insurance shall be provided to the city prior to the issuance of a permit.

Permit application.

Prior to the issuance of a permit an application must be submitted and approved by the Village Administrator or his/her designee. The application shall be accompanied by proof of insurance and approval from the Alamance County Health Department along with an annual application fee of fifteen dollars (\$15.00) for each mobile food truck. The permit shall remain in effect for 30 days.

Permit suspension and revocation.

Any food truck vendor's permit may be suspended or revoked for fraud or misrepresentation in the application for the permit or for conduct of the business in such a manner as to create a public nuisance or constitute a danger to the public health, safety or welfare or which is contrary to the provisions of this chapter.

Operation requirements.

Food truck vendors shall operate under the following conditions:

- (1) No food truck or pushcart vendors shall operate within one hundred (100) feet of any Residence, school, religious institution or cemetery without the approval of the property owner.
- (2) Hours of operation shall be between the hours of 7am and 10 pm except for special events. The food truck must be removed after operating hours or event and must be stored in a legal location.
- (3) Must be approved and permitted by the Alamance County Health Department;
- (4) Shall not be located within 500 feet from the main entrance of any restaurant during business hours unless authorized by a restaurant to be closer;
- (5) Food trucks shall be parked on private property with the property owners permission and shall not be parked within any public street, right-of-way or sidewalk unless the street has been closed for a special event;
- (6) Food trucks are responsible for the proper disposal of waste and trash associated with the operation. Village trash receptacles are not to be used for this purpose. Vendors shall remove all waste and trash from their location at the end of each day or as needed to maintain the health and safety of the public. The vendor shall keep all areas within ten (10) feet of the truck clean of grease, trash, paper, cups or cans associated with the vending operation. No liquid waste or grease is to be disposed into tree pits, storm drains or onto the sidewalks, streets or other public place. Under no circumstances shall grease be released into or disposed of in the Village's sanitary sewer system
- (7) There shall be no audio amplifier or similar device to attract the attention of the public;
- (8) No tables, chairs or other structures shall be allowed outside of the food truck or around a pushcart,
- (9) Advertising consisting of business name, logo and items available for sale may be displayed on the food truck or pushcart. No other form of advertising shall be permitted;
- (10) A Permit must be obtained from the Village of Alamance Clerk prior to operating a food truck.

Location.

Food trucks and or pushcarts may operate as a permitted use within the MU, Multi-Use District, RA, Residential Agriculture District, and I, Industrial District. Food trucks may not park on the street. The selling of food shall not impede pedestrian traffic along the sidewalk. Food Trucks and Pushcarts shall not operate or sell food upon any sidewalk.

Penalty.

Any person, firm or corporation violating the provisions of this chapter shall be guilty of a misdemeanor and punished as provided by North Carolina General Statutes, section 14-4 and shall be fined not more than five hundred dollars (\$500.00) and shall be further subject to the provisions of G.S. 160A-175

Section 2: That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

Section3: That this ordinance shall take effect upon passage.

(Adopted)