



TOWN OF ANGIER MOBILE FOOD VENDOR PERMIT APPLICATION

Planning & Inspections Department
58 N. Broad St. E Angier, NC 27501
Phone : 919-331-6704
Web: Angier.org

SUBMITTAL MATERIALS NEEDED:

IN ORDER TO RECEIVE A PERMIT FOR THE OPERATION OF A MOBILE FOOD TRUCK/VENDOR IN THE TOWN OF ANGIER, THE OWNER OF SAID FOOD TRUCK MUST AGREE AND COMPLY TO THE CONDITIONS SET FORTH IN ARTICLE IV: - MOBILE FOOD VENDORS OF THE TOWN OF ANGIER UNIFIED DEVELOPMENT ORDINANCE.

APPLICANT INFORMATION:

NAME: _____
BUSINESS NAME: _____
HOME ADDRESS: _____
BUSINESS ADDRESS: (IF APPLICABLE) _____
CITY: _____ STATE: _____ ZIP: _____
PHONE: _____ EMAIL ADDRESS: _____

PROPERTY OWNER: _____
ADDRESS: _____
CITY: _____ STATE: _____ ZIP: _____
PHONE: _____ EMAIL ADDRESS: _____

FOOD TRUCK LOCATION AND OPERATION INFORMATION:

PROPOSED LOCATION (ADDRESS WHERE TRUCK IS LOCATED): _____
HOURS OF OPERATION: _____

SIGNATURE OF BOTH OWNER AND APPLICANT:

THE UNDERSIGNED OWNER, VENDOR, AND ALL EMPLOYEES AGREE TO INDEMNIFY AND HOLD HARMLESS THE TOWN OF ANGIER AND IT'S OFFICERS, AGENTS, EMPLOYEES, AND TAXPAYERS, FROM AND AGAINST ANY AND ALL CLAIMS ARISING OUT OF THE OPERATIONS OF THE MOBILE VENDOR/FOOD TRUCK BUSINESS.

APPLICANT SIGNATURE: (VENDOR) _____
PROPERTY OWNER SIGNATURE: _____

SUBMITTAL CHECKLIST:

- WRITTEN AGREEMENT WITH PROPERTY OWNER
- COPY OF MOST RECENT INSPECTION FROM ENVIRONMENTAL HEALTH DEPARTMENT
- COPY OF OFFICIAL GOVERNMENT PHOTO IDENTIFICATION
- PROOF OF LIABILITY INSURANCE
- SKETCH PLAN SHOWING LOCATION OF THE FOOD TRUCK/MOBILE VENDOR ON PROPERTY.
- APPLICATION/PERMITTING FEE IN THE AMOUNT OF \$100.00

ARTICLE IV. - MOBILE FOOD VENDORS

Sec. 9-76. – Permit Required.

All mobile food vendors (food trucks, hot dog stands, ice cream stands, or other similar food vending equipment) shall comply with the regulations of this section except for vendors associated with Town-sponsored events. This section is not applicable to wayside stands for sale of produce and seasonal products.

Mobile food vendors operating at fixed locations on private property shall obtain a Land Use Permit stipulating an expiration date of the permit not to exceed 180 days (six months). A copy of this Land Use permit shall be posted conspicuously at or near the window or windows where customers order or pick up food being vended.

Documents required to be submitted to the Planning Department at the time a permit is applied for shall include the following:

1. A copy of any written agreement between the mobile food vendor and the owner of the private property where mobile vending will take place.
2. A copy of the most recent inspection from the Environmental Health Department that licensed the mobile food vendor (food truck).
3. A copy of the Government issued official photo identification of the applicant, which shall be placed on file in the office of the Planning Director. The name, along with a copy of the State issued photo identification of any alternate mobile food vending personnel shall be provided if other persons will be allowed at any date/time by the applicant to vend from the permitted food truck.
4. Proof of Liability Insurance for the food vendor in the amount of no less than \$300,000. Insurance must be currently in effect and must be maintained so that lapses do not occur during the permitted period of food vending.

Sec. 9-77. – Siting Requirements for Mobile Food Vendors.

1. A maximum of two (2) mobile food vendors shall be located on private property on a Lot or Parcel zoned for commercial use only; residential property is ineligible to be used for mobile food vending. All mobile food vendors shall be located outside of street or highway rights of way.
2. If the permit is issued to the owner of the parcel or to the business operating on the premises rather than directly issued to the mobile food vendor, it shall be the responsibility of the permittee to ensure that no more than two mobile food vendors are operating simultaneously on their private property.
3. Mobile food vendors shall be located a minimum of one hundred (100) feet from the main entrance to any eating establishment or similar food service business, and one hundred (100) feet from any outdoor dining area operated as part of an eating establishment, as measured from the designated location on the Lot or Parcel accommodating the food truck, trailer or cart.
4. Mobile food vendors, food trucks, trailers and carts shall be located a minimum distance of fifteen (15) feet from any fire hydrant.
5. Mobile food vendors, food trucks, trailers and carts shall not be located within any area of the Lot or Parcel that impedes, endangers, or interferes with pedestrian or vehicular traffic.
6. Mobile food vendors, food trucks, trailers and carts shall not occupy any parking spaces required to fulfill the minimum requirements of the principal use, unless the Principal Use's hours of operation do not coincide with those of the food truck business. Nor shall any mobile

food vendor occupy parking spaces that may be leased to another business and used to fulfill its minimum parking requirements.

7. Food trucks, trailers and carts shall not occupy any handicap accessible parking space as specified in NCGS§ 20-37.6.
8. All equipment required for the operation shall be contained within, attached to or within twenty (20) feet of the food truck, trailer or cart.

Sec. 9-78. – Hours of Operation.

1. Hours of operation of food trucks, trailers and carts shall be limited to the hours between 6:00 a.m. and 9:00 p.m. in all commercial zoning districts unless the property owner has obtained a Special Use Permit from the Town of Angier allowing for extended hours of operation.
2. When open for business, the food truck, trailer or cart operator, or his or her designee, shall be present at all times, except in cases of an emergency. If the food truck, trailer or cart operator's name does not match the name on the zoning permit displayed conspicuously at the window or windows where customers order or pick up food being vended, the name of the operator shall be displayed alongside the permit. Failure to prominently post the name of the vendor in this manner shall be viewed as a deliberate violation of the issued permit.

Sec. 9-79. – Signage Allowed Related to Mobile Food Vendor.

One freestanding sandwich board sign shall be permitted as part of the food truck, trailer or cart vending operation. No audio amplification shall be permitted as part of the food truck, trailer or cart vending operation.

Sec. 9-80. – Waste Disposal.

The food truck, trailer or cart vendor is responsible for the proper disposal of waste and trash associated with the operation. Town trash receptacles are not to be used for this purpose. Vendors shall remove all waste and trash from their approved 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 of the permitted lot free and clean of grease, trash, paper, cups, cans or other materials associated with the vending operation. No liquid waste or grease is to be disposed in tree pits, storm drains or onto the sidewalks, streets, or other public space. Under no circumstances shall grease be released or disposed of in the Town's sanitary sewer system.

Sec. 9-81. – Required Permits for operation of a Mobile Food Vendor.

1. A Town of Angier Land Use Permit shall be obtained by the property owner (as listed in the Harnett or Wake County, North Carolina property tax records) for any Lot or Parcel zoned for commercial use proposed to accommodate a mobile food vending operation as a primary use. If at any time evidence is found that the permitted Lot or Parcel is being used other than in compliance with these regulations, the Land Use Permit shall be rendered null and void, and the owner shall be cited for such violation as hereinafter set forth.
2. A Town-issued mobile food vendor Land Use Permit shall be obtained every 180 days (six months) by the vendor or by the legal owner of the property. Prior to the issuance of the permit, the vendor shall provide to the Planning Department evidence of having obtained a food vending permit from the County Environmental Health Department where the mobile food vendor is licensed (unless the product being vended is not subject to Environmental Health Department inspection), a North Carolina Sales and Use Certificate for collecting and paying the proper sales taxes (if applicable), and a means for the disposal of grease within an approved grease disposal facility.

3. All food preparation, storage, and sales-distribution shall comply with all applicable County, State and Federal Health Department sanitary regulations.
4. If at any time evidence of the improper disposal of liquid waste or grease is discovered, the mobile food vendor Land Use Permit shall be rendered null and void, and the business shall be required to cease operation immediately. The vendor shall be cited for the violation as hereinafter set forth.
5. Copies of the Land Use Permit and food vending permits from other regulatory agencies shall be kept in the food truck, trailer or cart at all times. The sanitation grade of the Mobile Food Vendor shall be clearly visible for patrons at all times.
6. If at any time, the vendor's County Environmental Health Department revokes or suspends the issued food vending permit, or if the Harnett or Wake County Environmental Health Department sanitation inspector finds violations of food services regulations, the Town Land Use Permit for mobile food vending operation shall be revoked or suspended simultaneously.

Sec. 9-82. – Enforcement.

1. This section shall be enforced by law as provided in G.S. § 160A-175 or as provided in this code. All criminal sanctions shall be up to the dollar limit provided in G.S. § 14-4(a), as currently enacted or as hereafter amended, or any similar limitations.
2. The civil penalty for violating this section shall be as follows: 1) Fifty dollar (\$50.00) fine for all violations of parking regulations contained herein, 2) One hundred dollar (\$100) fine for the first offence for all non-parking violations contained herein, 3) Three hundred dollar (\$300) for the second offense for all non-parking violations contained herein. The mobile food vendor permit shall be revoked after the third offense.