

The Town Council and Mayor of North Beach requested the Planning Commission look into the topic of food trucks and make recommendations regarding their regulation.

After consideration, the Planning Commission recommends the following:

That the definition of a food truck be:

A readily movable, motorized-wheeled vehicle designed and equipped to store, prepare, or serve, and sell food, but which does not include mobile vending carts.

That the definition of an ice cream truck or ice cream vendor be:

A readily movable, motorized-wheeled vehicle or a person or business selling or offering for sale ice cream or frozen dairy products on the streets or other public places.

That the definition of a mobile food cart be:

A readily movable cart equipped to prepare, store or serve, and sell food and not exceeding a size of four feet in width by ten feet in length, excluding roof overhangs and wheels, by eight feet in height.

That up to five food trucks be allowed to make reservations through the town clerk to be located on the north side of 5<sup>th</sup> Street between Bay Avenue and Chesapeake Avenue, in specially marked spots on all days not scheduled for other Town special events, such as festivals and Farmer's Market Fridays, where vendors are scheduled separately by the Town for those events.

That there be a fee to be paid to the Town for such reservations, such fee and amount to be determined by the Town. That such fees be on a graduated scale, with higher amounts on weekends, evenings (if reserved for evenings only), and in warmer months.

Suggested hours of operations would be 10:00 a.m. to 9:00 p.m.

All food trucks to be in compliance with town, county and state regulations.

In addition to the state and local regulations, additional conditions to be imposed should include the following when parked in public areas on 5<sup>th</sup> Street\*:

- All trucks must remove all solid and liquid waste generated by their truck and operations at the end of each day, or as needed to maintain the public health and safety, including providing waste and recycling receptacles at their location for patrons, which also must be emptied, and such waste and recycling removed by the vendor. Area around the truck must be kept free from trash and debris throughout the vending period. Vacated areas must be left clean and trash-free.
- No parking before or after reserved times. Reservation is only for one space, additional vehicles, equipment, etc. may not be located adjacent to, in front of or behind the food truck, which, per this ordinance must be self-contained.

- No encroachment onto public spaces outside of the truck itself. May not place outdoor seating or block or use public sidewalks or adjacent grassy areas. No furniture, umbrellas, generators, extension cords, objects or structures shall be placed outside of the vehicle (except for required refuse and recycling containers). No cooking or food preparation may take place outside of the truck unit itself. No hook-up to any public utilities is allowed at any time.
- Food Truck must be attended at all times.
- No signage may be displayed beyond that which is affixed to the truck itself.
- No lighting beyond existing ambient street lighting is to be projected beyond the parked area of the truck, nor allowed to escape into the sky.
- No form of music – live or recorded, loudspeakers, other types of amplification or other entertainment or crowd solicitation may be broadcast or provided.
- The food truck operator shall be responsible for organizing customer queuing in a manner that maintains a path along the sidewalk that is at least 4 feet clear and does not interfere with or obstruct the free passage of pedestrians.
- Food and beverage service shall be limited solely to that side of the mobile food truck facing away from the street.

\*That any vendors that are in violation of such conditions above be cited, and if such violations are egregious or repeated, that they be barred from sales in North Beach. Mobile Food Trucks parked on private property in approved zones may be subject to fewer restrictions, as required by the property owners themselves.

In addition to the above recommendations the Planning Commission further recommends to the Town Council the separate permitting and regulation of Ice Cream Trucks and/or vendors and they be allowed to circulate throughout the Town as has been traditionally licensed and regulated.

Also, at the time that the above regulations are adopted, the Zoning Ordinance be amended to allow food trucks to be parked on private property in the CM, W-1, and W-2 zones to service commercial properties such as taverns and other business that may wish, from time to time, to use these trucks as mobile catering services, upon registration and payment to the Town of the appropriate reservation fee for an agreed upon time limit for the truck to be parked at the business. Trucks may not be parked in public parking areas, but must be completely contained on private, appropriately zoned property.