



Mobile Food Vending Permit Conditions of Use

Planning and Community Development Department & Police Department

SIGNATURES UNDER PENALTY OF PERJURY

I have read and understand the conditions of approval.

Name Print: _____

Signature: _____

Date: _____ Permit Number: _____

PLEASE BE ADVISED THAT YOU MAY NOT VEND IN A TIME, PLACE, OR MANNER THAT IS CONTRARY TO THE TERMS OF THESE CONDITIONS

The city reserves the right to change any of the below conditions if it is deemed necessary. Failure to comply with any of the below conditions may result in citation, permit revocation, and/or denial of permits in the future.

As the Permit Holder, you are responsible to make sure that each person on your vending vehicle(s) are aware of these conditions, failure to do so will be held against you. You are required to post these conditions in a visible place in your vending vehicle(s).

1. **VALID FOR.** This permit is valid for _____
[NAME OF OWNER/BUSINESS], "Permittee." Only operators approved pursuant to Paragraph 5 are authorized to operate the vending vehicle(s).
2. **FOOD TO BE SOLD.** Permittee is allowed to sell only _____

[DESCRIBE FOOD TO BE SOLD]. Mobile Vendors may not sell goods, wares, or merchandise.
3. **VEHICLES.** Permittee may operate only _____
[DESCRIBE VEHICLE(S)] ("vehicle" or "vending vehicle") within the City of Santa Cruz city limits at one time. Upon application by Permittee, the Chief of Police or their designee is authorized to increase the number of vending vehicles that are permitted to operate.
4. **TERM.** This permit is valid from _____ [DATE] to March 31, 20_____.
Renewing your business license does not renew this permit. You will have to renew this permit each year.
5. **OPERATORS.** Prior to any person operating the vehicle(s), Permittee shall provide the operator's name to the Chief of Police or his/her designee, and the operator shall obtain a live scan or other background check as determined by the Santa Cruz Police Department and approval to operate the vehicle(s) from the Chief of Police or his/her designee. Operator shall also sign a Regulation Acknowledgment. Only the following operators are permitted to vend:
_____ [LIST OPERATORS].



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6. **PHOTO ID AND DRIVERS' LICENSES.** All operators shall carry a government issued photo identification and permit while operating the vending vehicle(s).
7. All operators shall keep any requisite State of California vehicle operator's licenses current and in good standing. If the status of the licenses of any operators changes, then YOU as the permit holder must inform the Santa Cruz Police Department immediately.
8. **PERMIT AND BUSINESS LICENSE REQUIRED.** A mobile vending permit is required for all mobile vending within the city. Permittee must maintain a valid City of Santa Cruz business license. Both permit fees and business licenses fees are non-refundable and due at the time of the application. Renewing your business license does not renew this permit.
9. **HEALTH PERMIT REQUIRED AND MUST BE DISPLAYED.** Permittee must maintain a valid permit from the County Environmental Health Department and, at all times while vending, must display in plain view on the vehicle the permit. This mobile food vending permit shall not be valid for any period in which Permittee does not have a valid Environmental Health permit for all vehicles listed in Paragraph 3 above.
10. **STOPS.** Permittee may stop for a maximum of four hours per stop, except in single residential and multiple residential zone districts in which case the vendor may stop for a maximum of fifteen minutes. Permittee must then move at least one block before making another stop.
11. **SOUND AND AMPLIFICATION.** Permittee shall not use amplified sound to attract attention; Permittee may use unamplified bells. The volume of all noise must be in compliance with Santa Cruz Municipal Code section 9.36 and 9.40.
12. **NO-VEND AREAS.** Permittee shall operate in the residential and industrial areas of the City, with the following limitations:
 - a) Permittee shall not operate on or within one hundred (100) feet of the following streets:
 - Bay Street/Bay Drive
 - Beach Street
 - Evergreen Street
 - Front Street
 - Harvey West Boulevard
 - High Street
 - Laurel Street
 - Main Street
 - Mission Street
 - Ocean Street
 - Pacific Avenue
 - River Street
 - Second Street
 - Soquel Avenue
 - Water Street
 - West Cliff Drive
 - Or any commercial zone



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- b) Permittee shall not vend within 300 feet of any school.
- c) Permittee shall not vend in, or immediately adjacent to, any City park or on any City beach or Wharf.
- d) Permittee shall not vend in traffic congested areas where it may impede or inconvenience the public, obstruct vehicular, bicycle or pedestrian traffic, or otherwise create a traffic hazard.
- e) Permittee shall not operate the vending vehicle in such a way as to cause or result in traffic hazards.

13. VENDING FROM PARKING SPACE. Permittee shall vend only while parked in a legal parking space if vending in the street. Vendor's vehicle may occupy more than one parking space when parking in metered spaces and normal parking rates shall apply. Customers must remain on and have access from the sidewalk.

14. NO OBSTRUCTION ON SIDEWALK. To maintain the accessibility standards, vendors may not place or allow any obstruction to be places on the sidewalk that would reduce the width of the sidewalk to less than a minimum of forty-eight (48) inches excluding the curb, except for the brief duration of time to conduct a sale. Permittee shall make reasonable efforts to supervise any pedestrian needs arising from his or her operation, such as children approaching the vending vehicle or disabled access.

15. CUSTOMERS MUST REMAIN ON SIDEWALKS. Permittee shall ensure that during transactions conducted under the vending permit, customers remain on the sidewalk adjacent to where the vending truck is parked, or if there is no sidewalk, as close as possible to the edge of the road closest to where the vending truck is parked.

16. TRASH. Vendor must provide a trash receptacle for customers and employee food faith efforts to ensure property disposal of customer trash. Prior to leaving any vending location the vendor shall pick up, remove, and dispose of all trash generated by the vending operation and/or the customers within 15 feet of the vending vehicle. Vendors are responsible for disposing of trash for their business and may not use City receptacles for this purpose. Vendors must also properly dispose of fats, grease, and oil as required by Santa Cruz Municipal Code section 16.19. Vendor must also be responsible for removal of any signs, flyers, advertisements regarding their business.

17. NO DISRUPTION OF NEIGHBORHOODS. Permittee shall not operate the vending vehicle in such a way as to disrupt the neighborhoods in which it will operate.

18. NO WASTE WATER DISPOSAL. Permittee shall not dispose of wastewater on any public street. See Santa Cruz Municipal Code Title 16 for more details.

19. MUST HAVE A COPY OF THESE CONDITIONS. Permittee shall have available in the vending vehicle(s) a copy of this permit and its conditions.



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- 20. HOLD HARMLESS.** Owner and operators, and their respective agent, employee or independent contractor shall hold harmless the City of Santa Cruz, its agents, employees, and representatives from all claims, liabilities, damages, and causes of action of any kind or nature whatsoever, relating to or arising out of the activity, conduct or omission of owner, operator and their respective agent, employee or independent contractor.
- 21. RENEWAL.** To apply to renew the permit, Permittee shall submit the following information to the Santa Cruz Police Department's office during or before the month of March, beginning in the year following approval of this permit, on forms provided by the Santa Cruz Police Department:
1. A description of each vehicle being operated as part of the owner's vending business, operation or service.
 2. A list of all persons operating the vending vehicle(s).
 3. A live scan or other background check as determined by the Santa Cruz Police Department and approval from the Chief of Police to operate the vehicle(s) for all operators, unless this requirement is waived by the Chief of Police.
 4. A copy of the current Environmental Health Permit.
- 22. ONLINE POSTING OF PERMITTED VENDORS.** Permittee acknowledges that their name and business name will be listed online on the list of permitted vendors on the City's website, so long as their license remains active.
- 23. COMPLIANCE WITH ENVIRONMENTAL PACKAGING.** Vendor must comply with the
If food is served, Permittee must ensure that vendors comply with Santa Cruz Municipal Code Sections 6.48 Environmentally Acceptable Food Packaging and 6.49 Bag Reduction Ordinance. Food and drink containers must be reusable, biodegradable, compostable, or recyclable. The ordinance expressly prohibits polystyrene foam "to-go" packaging. You may not use plastic carry out bags unless specifically permitted to do so under Santa Cruz Municipal Code section 6.49.
- 24. LEGAL COMPLIANCE.** Mobile vendors must be compliance with and are responsible for their own compliance with all federal, state, and local laws, including without limitation state food preparation, handling, and labeling requirements; fire codes and regulations; noise standards; alcoholic beverages, tobacco products, cannabis, electronic cigarette, smoking devices, and controlled substance regulations mobile vending standards set forth in the Santa Cruz Municipal Code (SCMC) section 5.22; sanitation and health standards set forth in SCMC Title 6 and 16, including, but not limited to, the product regulations set forth in SCMC 6.48 (Environmentally Acceptable Food Packaging), SCMC 6.49 (City of Santa Cruz Bag Reduction Ordinance), and SCMC 16.19 (Storm Water and Urban Runoff Pollution Control); and the American with disabilities Act of 1990 and other disability access standards (both state and federal). Failure to comply with these regulations may result in a citation, fine, and/or revocation of your vending permit.
- 25. REVOCATION.** Any condition listed above which is not observed by Permittee may result in the revocation of the vending permit by the Chief of Police of the Santa Cruz Police Department. You may also be subject to fines and penalties under SCMC Title 4 or other applicable laws.