



City Council

Agenda Item

Subject: Second Reading of Ordinance No. 25-08, a Revised Ordinance of the City of Watertown to Amend Ordinance Title 12

Meeting: City Council - Jul 21 2025

From: Alan Stager, City Manager

BACKGROUND INFORMATION:

The addition of Chapter 12.30 - Mobile Vendors, stems from many requests from the public regarding City required permits and licenses to sell food and/or goods in a public space. The current process is to issue a Materials on Street permit, which is intended for construction activities that affect the the City right-of-way. Staff believe the proposed changes will assist in providing guidance to vendors for what is required, allowed, and prohibited.

The changes to Section 12.02- Vocational Licenses is to allow for the transient merchant license to apply to food vendors and update older language, as well as to allow all vendors in the right-of-way with the issuance of a permit.

FINANCIAL CONSIDERATIONS:

N/A

OVERSIGHT / PROJECT RESPONSIBILITY:

Justin Petersen, City Engineer

STAFF RECOMMENDATION / SUGGESTED MOTION:

Staff recommends approval of Ordinance No. 25-08 through the following motion:

I move to approve Ordinance No. 25-08, a Revised Ordinance of the City of Watertown to Amend Ordinance Title 12 Chapters 12.02 and 12.30.

ATTACHMENT(S):

[Ord 25-08](#)

[Chapter 12.02 - Vocational Licenses](#)

[Chapter 12.30 - Mobile Vendor](#)

[Mobile Vendor Map - 2025](#)

ORDINANCE NO. 25-08

AN ORDINANCE AMENDING CHAPTER 12.02 VOCATIONAL LICENSES AND 12.30 MOBILE VENDORS OF THE REVISED ORDINANCES OF THE CITY OF WATERTOWN

BE IT ORDAINED by the City of Watertown, South Dakota, that Chapter 12.02 Vocational Licenses and 12.30 Mobile Vendors of the revised ordinances of the City of Watertown be amended as follows

Chapter 12.02 VOCATIONAL LICENSES

Section

- [12.0201 Annual Rates](#)
- [12.0202 Peddler's License Daily Rate](#)
- [12.0203 Transient Merchants](#)
- [12.0204 Use of Streets~~Not Occupy Street~~](#)
- [12.0205 Restrictions and Limitations on Peddling](#)
- [12.0206 Soliciting License](#)

12.0203: TRANSIENT MERCHANTS

Transient merchants shall pay a license fee established by resolution of the City Council. No transient merchant license shall be issued for a period of less than five (5) days. Any transient merchant licensed pursuant to this section shall conspicuously post such license at all times during the license term. Any person who shall bring any stock of food, goods, wares or merchandise into this City and shall engage in a temporary place, store or room from which to sell same or who shall engage in the sale of any stock of food, goods, wares or merchandise which is not intended to be replenished by purchase of new goods of its normal value or shall sell any food, goods, wares or merchandise from any stands, tents, trailers, booths wagon, wagons or other vehicles or motor vehicles on the streets ~~or from any railroad cars~~ or other temporary house, buildings or place shall be deemed a transient merchant. This section shall not apply to any person retailing any produce, goods, wares or merchandise which are raised or manufactured by him in the State of South Dakota, if such person, prior to the commencement of any such retailing shall file with the Finance Officer of this City his statement, under oath, showing that he is the owner of such produce, goods, wares or merchandise, that same were raised or manufactured by him in the State, including a statement as to the particular place of raising or manufacturing, and his post office address and place of residence. No such statement so filed shall be of any force or effect under the provisions of this chapter for more than six (6) months after the filing of same. The license fee set forth above in this section shall not apply to any person retailing any produce, goods, wares, or merchandise when such person is a charitable, fraternal, nonprofit or veteran's organization, or a representative member working on the organization's behalf. The license fee set forth above in this section shall not apply to any person engaged in the retail sale of Christmas trees. (511;C-193; E-368) (E-511-1) (98-9) (Ord 04-12; Rev 09-30-04) (Ord 10-27; Rev 11-12-10)

12.0204: USE OF STREETSNOT OCCUPY STREET

Nothing in this chapter shall be so construed as to permit any person, under the terms of the license granted therein, to occupy a stand upon any street, alley, marketplace or sidewalk or public building, with tables, benches, boxes or otherwise; nor shall any auctioneer sell or expose for sale any kind of property outside of the building or lots occupied by him for the purpose of his business, nor at the door of such building, nor in such manner as to attract or keep a crowd upon any street, alley or sidewalk within the limits of said City, without first obtaining a Mobile Vendor Permit, issued by the City Engineer's office. (522)

Chapter 12.30
MOBILE VENDORS

Section

[\(back to Title contents\)](#)

12.3001	Required
12.3002	Mobile Vending Permit Issuance and Fees
12.3003	Mobile Vendor Application
12.3004	Revocation
12.3005	Allowable Mobile Vending Locations
12.3006	Hours of Operation
12.3007	Health and Sanitation Requirements
12.3008	Performance Standards
12.3009	Parking
12.3010	ADA Access
12.3011	Litter Control
12.3012	Prohibited Conduct
12.3013	Liability and Insurance
12.3014	Penalty
12.3015	Definitions

12.3001: REQUIRED

[\(back to Chapter contents\)](#)

It shall be unlawful for any person to engage in mobile vending as a mobile vendor on public property within this City without first obtaining all applicable state and city permits and licenses.

12.3002: MOBILE VENDING LICENSE & PERMIT ISSUANCE AND FEE

[\(back to Chapter contents\)](#)

- (a) Prior to any mobile vending permit being issued under the provisions of this subchapter, the applicant shall have all applicable state and city permits and licenses.
- (b) The primary person or operator is required to obtain a mobile vending permit for each event in which public property is utilized for doing business.
- (c) Permit will be in effect for the duration of the specific event or for the current year, expiring December, 31st.
- (d) Permit fees shall be as follows: \$25 per event (maximum \$100 per permit)

\$100 for Seasonal Downtown

12.3003: MOBILE VENDOR APPLICATION

[\(back to Chapter contents\)](#)

The application for a mobile vending permit required by the provisions of this ordinance shall contain:

1. The local and permanent address of the applicant;
2. The local and permanent address and the name of the entity, if any, that the applicant represents;
3. The event name(s), location, and date that the vendor wishes to operate;
4. City Transient License proof of purchase;
5. Verification of Liability and Insurance;
6. Documentation of signage other than signage on the side of a vehicle or incidental menus that are not placed outside of the vending location.

12.3004: REVOCATION

[\(back to Chapter contents\)](#)

Any permit issued under the provisions of this subchapter may be revoked for violation of any provision of this Code, state law, or city ordinance by the City of Watertown. Upon the revocation, the permit shall immediately be suspended. Upon proof of resolving the violation, the permit may be reinstated.

12.3005: ALLOWABLE MOBILE VENDING LOCATIONS

[\(back to Chapter contents\)](#)

With the Mobile Vendor Permit, any vendor with the seasonal downtown permit is authorized to set up in the Downtown District – See map on City Website.

The following locations will require additional approval from City staff;

- (a) Mobile vending is permitted on the public right-of-way or public property within or abutting commercial or industrial zoning districts to include C-1, C-2, C-3, C-L, C-L1, CL-2, I-1, BP, and PUD.
- (b) Mobile vendors may be located within residential districts within public right-of-way or private property if the following requirements are met:
 - a. A property being used for a single-family dwelling is not within 200' of the proposed location of the mobile vendor,

12.3006: HOURS OF OPERATION

[\(back to Chapter contents\)](#)

- (a) Mobile vendors are not allowed to operate in the public right-of-way between the hours of 12 a.m. and 7 a.m. from Monday through Thursday and between the hours of 2 a.m. and 7 a.m. from Friday through Sunday;
- (b) Hours of operation are not limited on private property.

12.3007: HEALTH AND SANITATION REQUIREMENTS

[\(back to Chapter contents\)](#)

Mobile vendors shall comply with the minimum public health and safety requirements as made and enforced by the South Dakota Department of Health, pursuant to SDCL 34-18.

12.3008: PERFORMANCE STANDARDS

[\(back to Chapter contents\)](#)

- (a) Any Mobile Vending Permit issued shall be conspicuously posted at all times during the permitted term.
- (b) Mobile vendors must be in conformance with § 21.64 Performance Standards within Title 21 Zoning.

12.3009: PARKING

The following requirements shall apply if the public right-of-way has not been closed through an applicable city permit:

- (a) If operating from the public right-of-way, mobile vendors shall only vend from legal parking spaces in the public right-of-way;
- (b) Under no circumstances shall parking in a handicap space be allowed;
- (c) Mobile Trucks must adhere to all parking requirements per § 19.04;
- (d) Parking of mobile trucks will be limited to 2 parallel parking spaces or 3 angled parking spaces;
- (e) Overnight parking of mobile trucks in the public right-of-way is prohibited Monday through Thursday unless approved by the City Engineer;
- (f) No parking in truck and trailer or boat parking spaces in any city park without written approval;
- (g) No mobile vendor shall operate with the serving window facing street traffic.

12.3010: ADA ACCESS

[\(back to Chapter contents\)](#)

- (a) All vendors must ensure that individuals with disabilities have comparable access to services offered. If existing designs cannot be modified to be accessible, the method of providing service must be modified.
- (b) All vendors must maintain a clear pedestrian path of at least five (5) feet at all times which must remain free of any obstructions that might hinder pedestrian passage and may not interfere with utilities or other facilities including telephone poles, fire hydrants, fire protection appurtenances, or signs located in the public right-of-way.

12.3011: LITTER CONTROL

[\(back to Chapter contents\)](#)

Mobile vendors shall be responsible for providing one private trash bin for public use with capacity of no less than 30 gallons each and shall remove all litter within 25' of the mobile food truck. Litter shall be removed at the mobile vendor's expense and shall not be placed in an unauthorized private or city receptacle.

12.3012: PROHIBITED CONDUCT

[\(back to Chapter contents\)](#)

No mobile vendor shall:

- (a) Vend in the public right-of-way directly in front of any main entrance to an adjacent business unless the business is owned by the applicant or has business owner approval.
- (b) Operate within a public park without first obtaining permission from the City of Watertown Parks, Recreation, and Forestry Department.
- (c) Place any object that blocks the pedestrian pathway.
- (d) Offer tobacco or alcoholic beverages for sale without obtaining the proper license.
- (e) Erect tables and/or chairs to be used in conjunction with the operation of a mobile truck in the public right-of-way.
- (f) Operate in areas that the City Engineer has deemed off limits.
- (g) Remain parked in the same location for more than 3 consecutive days.

12.3013: LIABILITY AND INSURANCE

[\(back to Chapter contents\)](#)

- (a) Before any mobile food vendor permit is granted, the applicant shall sign a statement holding harmless the City and shall indemnify the City, its officers, and employees, for any claims for damages to property or injury to persons, which may occur in connection with any activity carried on pursuant to any activities associated with mobile vending.
- (b) All applicants shall furnish and maintain a policy of insurance protecting the applicant and the City from all claims for damage to property or bodily injury, including death, which may arise from activities associated with mobile vending. The insurance policy shall list or endorse the City as additional insured and carry minimum liability limits of at least \$1,000,000 per occurrence. The endorsement shall provide that the policy shall not be terminated or canceled prior to the termination of the mobile vending permit without 30 days' written notice to the City.
- (c) Any permit for mobile vending shall be deemed void in the absence of a current insurance policy meeting the above criteria.

12.3014: PENALTY

[\(back to Chapter contents\)](#)

- (a) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 12.9901.
- (b) Failure to comply with the provisions of § 12.3001 through 12.3015 shall be a violation of this Code. Violations shall be issued and penalties assessed in accordance with §§ 7.2201 through 7.2206 of this Code.

12.3015: DEFINITIONS

[\(back to Chapter contents\)](#)

For the purposes of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Applicant: As used in this chapter means the primary person conducting sale or service of food, goods, wares or merchandise or the primary operator of a mobile vending truck.

Mobile Vending Truck: A licensed and operable vehicle or concession trailer, which is enclosed and self-contained, independent with respect to water, sewer, and power utilities, that contains equipment for the preparation and sale or service of food, goods, wares or merchandise with or without charge which are designed for immediate consumption.

Mobile Vending: The act of preparation and sale or service of food, goods, wares or merchandise with or without charge that are designed for immediate consumption.

Mobile Vendor: As used in this chapter means any person or entity conducting the sale or service of food, goods, wares or merchandise with or without charge that are designed for immediate consumption in the public right-of-way or on private property.

Operate: Shall mean all activities associated with the conduct of mobile vending, including setup and takedown and/or actual hours where the mobile vending unit is open.

Primary Operator: The registered owner of a mobile vending truck or the owner's designated agent.

The above and foregoing Ordinance was moved for adoption by Alderperson _____, seconded by Alderperson _____, and upon voice vote motion carried, whereupon the Mayor declared the Ordinance duly passed and adopted.

I certify that Ordinance No. 25-08 was published in the Watertown Public Opinion, the official newspaper of said City, on the ___ day of _____, 2025.

Kristen Bobzien, Chief Financial Officer

First Reading: July 7, 2025
Second Reading: July 21, 2025
Published: July 26, 2025
Effective: August 15, 2025

City of Watertown

Attest:

Kristen Bobzien
Chief Financial Officer

Reid Holien
Mayor

Chapter 12.02
VOCATIONAL LICENSES

Section

12.0201	Annual Rates
12.0202	Peddler's License Daily Rate
12.0203	Transient Merchants
12.0204	Use of StreetsNot Occupy Street
12.0205	Restrictions and Limitations on Peddling
12.0206	Soliciting License

12.0201: ANNUAL RATES

The yearly rate for licenses in said City are to be established by resolution of the City Council and are to be paid by every person engaged in or who shall engage in the respective callings, vocations and kind of business herein specified within said City:

Peddler (hereby defined as a person engaged in the selling of personal property by going about from place to place or house to house to sell the same and who carries with him said property for delivery at time of sale) (Ord 10-27; Rev 11-12-10)

12.0202: PEDDLER'S LICENSE DAILY RATE

A license fee established by resolution of the City Council shall be paid by any person engaged as a peddler prior to engaging in such activity. No license issued pursuant to this section shall be issued for a period of less than five (5) days. Any peddler licensed pursuant to this section shall be issued a photo identification badge which must be worn and displayed on the outside of all clothing so that it is clearly visible at all times while engaged in any peddling activity. (Ord 04-12; Rev 09-30-04) (Ord 10-10; Rev 06-11-10) (Ord 10-27; Rev 11-12-10)

12.0203: TRANSIENT MERCHANTS

Transient merchants shall pay a license fee established by resolution of the City Council. No transient merchant license shall be issued for a period of less than five (5) days. Any transient merchant licensed pursuant to this section shall conspicuously post such license at all times during the license term. Any person who shall bring any stock of food, goods, wares or merchandise into this City and shall engage in a temporary place, store or room from which to sell same or who shall engage in the sale of any stock of food, goods, wares or merchandise which is not intended to be replenished by purchase of new goods of its normal value or shall sell any food, goods, wares or merchandise from any stands, tents, trailers, booths wagon, wagons or other vehicles or motor vehicles on the streets ~~or from any railroad cars~~ or other temporary house, buildings or place shall be deemed a transient merchant. This section shall not apply to any person retailing any produce, goods, wares or merchandise which are raised or manufactured by him in the State of South Dakota, if such person, prior to the commencement of any such retailing shall file with the Finance Officer of this City his statement, under oath, showing that he is the owner of such produce, goods, wares or merchandise, that same were raised or manufactured by him in the State, including a statement as to the particular place of raising or manufacturing, and his post office address and place of residence. No such statement so filed shall be of any force or effect under the provisions of this chapter for more than six (6) months after the filing of same. The license fee set forth above in this section shall not apply to any person retailing any produce, goods, wares, or merchandise when such person is a charitable, fraternal, nonprofit or veteran's organization, or a representative member working on the organization's behalf. The license fee set forth above in this section shall not apply to any person engaged in the retail sale of Christmas trees. (511;C-193; E-368) (E-511-1) (98-9) (Ord 04-12; Rev 09-30-04) (Ord 10-27; Rev 11-12-10)

12.0204: USE OF STREETS~~NOT OCCUPY STREET~~

Nothing in this chapter shall be so construed as to permit any person, under the terms of the license granted therein, to occupy a stand upon any street, alley, marketplace or sidewalk or public building, with tables, benches, boxes or otherwise; nor shall any auctioneer sell or expose for sale any kind of property outside of the building or lots occupied by him for the purpose of his business, nor at the door of such building, nor in such manner as to attract or keep a crowd upon any street, alley or sidewalk within the limits of said City, without first obtaining a Mobile Vendor Permit, issued by the City Engineer's office. (522)

12.0205. RESTRICTIONS AND LIMITATIONS ON PEDDLING

No peddler, as that term is defined in Section 12.0201, shall approach any structure displaying a sign indicating “No Soliciting,” “No Peddling” or similar language indicating door-to-door sales are not welcome at that location. In addition, no peddler shall engage in any peddler activity prior to nine o’clock (9:00) a.m. or after five o’clock (5:00) p.m. Any violation of this section shall be punished pursuant to Section 12.9901. (Ord 10-10; Add 06-11-10)

12.0206: SOLICITING LICENSE

No person shall engage in “soliciting” as that term is defined in Section 13.0319(1) without first having obtained a license from the Watertown Police Department. Any license issued pursuant to this section is subject to the following terms and conditions:

1. Applicants shall complete an application at the Police Department during regular business hours.
2. Applicants must consent to a criminal background check and any applicant with an active arrest warrant or that has ever been convicted of a felony is ineligible to obtain a license.
3. Applicants must present a valid government issued identification card, showing their name, address and date of birth; which will be photocopied by the Police Department.
4. Successful applicants will be issued a license with their photograph and the license duration.
5. Licensees will be required to display the license on the outside of their clothing, by lanyard or clip, so it is plainly visible any time they are engaged in soliciting.
6. No license shall be issued for longer than five (5) days.
7. No person shall be issued more than twenty six (26) soliciting licenses per calendar year.
8. The fee for such license shall be established by Resolution of the City Council.
9. Any person soliciting without a license, or with an expired license, will be issued a criminal citation for violation of Section 12.0101.
10. Any person convicted of a violation of Section 12.0101 will be ineligible to apply for a new license for a period of one hundred eighty (180) days from the date of the conviction.
11. All licenses under this section shall be required to comply with all applicable laws and regulations.
12. Any licensee that is issued a criminal citation for violation of any ordinance, statute or other law or regulation while actively engaged in soliciting shall have their license immediately revoked and surrendered to the arresting officer.
13. Any licensee whose license is revoked for issuance of a criminal citation while actively engaged in soliciting may apply to the Chief of Police, or their designee, for license reinstatement.
14. Any denial of reinstatement may be appealed to the court of competent jurisdiction. (Ord 13-02; 02-15-13)

Chapter 12.30
MOBILE VENDORS

Section

(back to Title contents)

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12.3015	Definitions

12.3001: REQUIRED

(back to Chapter contents)

It shall be unlawful for any person to engage in mobile vending as a mobile vendor on public property within this City without first obtaining all applicable state and city permits and licenses.

12.3002: MOBILE VENDING LICENSE & PERMIT ISSUANCE AND FEE
[contents](#)

(back to Chapter contents)

- (a) Prior to any mobile vending permit being issued under the provisions of this subchapter, the applicant shall have all applicable state and city permits and licenses.
- (b) The primary person or operator is required to obtain a mobile vending permit for each event in which public property is utilized for doing business.
- (c) Permit will be in effect for the duration of the specific event or for the current year, expiring December, 31st.
- (d) Permit fees shall be as follows: \$25 per event (maximum \$100 per permit)

\$100 for Seasonal Downtown

12.3003: MOBILE VENDOR APPLICATION

(back to Chapter contents)

The application for a mobile vending permit required by the provisions of this ordinance shall contain:

- 1. The local and permanent address of the applicant;
- 2. The local and permanent address and the name of the entity, if any, that the applicant represents;
- 3. The event name(s), location, and date that the vendor wishes to operate;
- 4. City Transient License proof of purchase;
- 5. Verification of Liability and Insurance;
- 6. Documentation of signage other than signage on the side of a vehicle or incidental menus that are not placed outside of the vending location.

12.3004: REVOCATION

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Any permit issued under the provisions of this subchapter may be revoked for violation of any provision of this Code, state law, or city ordinance by the City of Watertown. Upon the revocation, the permit shall immediately be suspended. Upon proof of resolving the violation, the permit may be reinstated.

12.3005: ALLOWABLE MOBILE VENDING LOCATIONS

[\(back to Chapter contents\)](#)

With the Mobile Vendor Permit, any vendor with the seasonal downtown permit is authorized to set up in the Downtown District – See map on City Website.

The following locations will require additional approval from City staff;

- (a) Mobile vending is permitted on the public right-of-way or public property within or abutting commercial or industrial zoning districts to include C-1, C-2, C-3, C-L, C-L1, CL-2, I-1, BP, and PUD.
- (b) Mobile vendors may be located within residential districts within public right-of-way or private property if the following requirements are met:
 - a. A property being used for a single-family dwelling is not within 200’ of the proposed location of the mobile vendor,

12.3006: HOURS OF OPERATION

[\(back to Chapter contents\)](#)

- (a) Mobile vendors are not allowed to operate in the public right-of-way between the hours of 12 a.m. and 7 a.m. from Monday through Thursday and between the hours of 2 a.m. and 7 a.m. from Friday through Sunday;
- (b) Hours of operation are not limited on private property.

12.3007: HEALTH AND SANITATION REQUIREMENTS

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Mobile vendors shall comply with the minimum public health and safety requirements as made and enforced by the South Dakota Department of Health, pursuant to SDCL 34-18.

12.3008: PERFORMANCE STANDARDS

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- (a) Any Mobile Vending Permit issued shall be conspicuously posted at all times during the permitted term.
- (b) Mobile vendors must be in conformance with § 21.64 Performance Standards within Title 21 Zoning.

12.3009: PARKING

The following requirements shall apply if the public right-of-way has not been closed through an applicable city permit:

- (a) If operating from the public right-of-way, mobile vendors shall only vend from legal parking spaces in the public right-of-way;
- (b) Under no circumstances shall parking in a handicap space be allowed;
- (c) Mobile Trucks must adhere to all parking requirements per § 19.04;
- (d) Parking of mobile trucks will be limited to 2 parallel parking spaces or 3 angled parking spaces;
- (e) Overnight parking of mobile trucks in the public right-of-way is prohibited Monday through Thursday unless approved by the City Engineer;
- (f) No parking in truck and trailer or boat parking spaces in any city park without written approval;
- (g) No mobile vendor shall operate with the serving window facing street traffic.

12.3010: ADA ACCESS

[\(back to Chapter contents\)](#)

- (a) All vendors must ensure that individuals with disabilities have comparable access to services offered. If existing designs cannot be modified to be accessible, the method of providing service must be modified.
- (b) All vendors must maintain a clear pedestrian path of at least five (5) feet at all times which must remain free of any obstructions that might hinder pedestrian passage and may not interfere with utilities or other facilities including telephone poles, fire hydrants, fire protection appurtenances, or signs located in the public right-of-way.

12.3011: LITTER CONTROL

[\(back to Chapter contents\)](#)

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12.3012: PROHIBITED CONDUCT

[\(back to Chapter contents\)](#)

No mobile vendor shall:

- (a) Vend in the public right-of-way directly in front of any main entrance to an adjacent business unless the business is owned by the applicant or has business owner approval.
- (b) Operate within a public park without first obtaining permission from the City of Watertown Parks, Recreation, and Forestry Department.
- (c) Place any object that blocks the pedestrian pathway.
- (d) Offer tobacco or alcoholic beverages for sale without obtaining the proper license.
- (e) Erect tables and/or chairs to be used in conjunction with the operation of a mobile truck in the public right-of-way.
- (f) Operate in areas that the City Engineer has deemed off limits.
- (g) Remain parked in the same location for more than 3 consecutive days.

12.3013: LIABILITY AND INSURANCE

[\(back to Chapter contents\)](#)

- (a) Before any mobile food vendor permit is granted, the applicant shall sign a statement holding harmless the City and shall indemnify the City, its officers, and employees, for any claims for damages to property or injury to persons, which may occur in connection with any activity carried on pursuant to any activities associated with mobile vending.
- (b) All applicants shall furnish and maintain a policy of insurance protecting the applicant and the City from all claims for damage to property or bodily injury, including death, which may arise from activities associated with mobile vending. The insurance policy shall list or endorse the City as additional insured and carry minimum liability limits of at least \$1,000,000 per occurrence. The endorsement shall provide that the policy shall not be terminated or canceled prior to the termination of the mobile vending permit without 30 days' written notice to the City.
- (c) Any permit for mobile vending shall be deemed void in the absence of a current insurance policy meeting the above criteria.

12.3014: PENALTY

[\(back to Chapter contents\)](#)

- (a) Any person violating any provision of this chapter, for which no other penalty is provided, shall be subject to the penalty provisions of § 12.9901.
- (b) Failure to comply with the provisions of § 12.3001 through 12.3015 shall be a violation of this Code. Violations shall be issued and penalties assessed in accordance with §§ 7.2201 through 7.2206 of this Code.

12.3015: DEFINITIONS

[\(back to Chapter contents\)](#)

For the purposes of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Applicant: As used in this chapter means the primary person conducting sale or service of food, goods, wares or merchandise or the primary operator of a mobile vending truck.

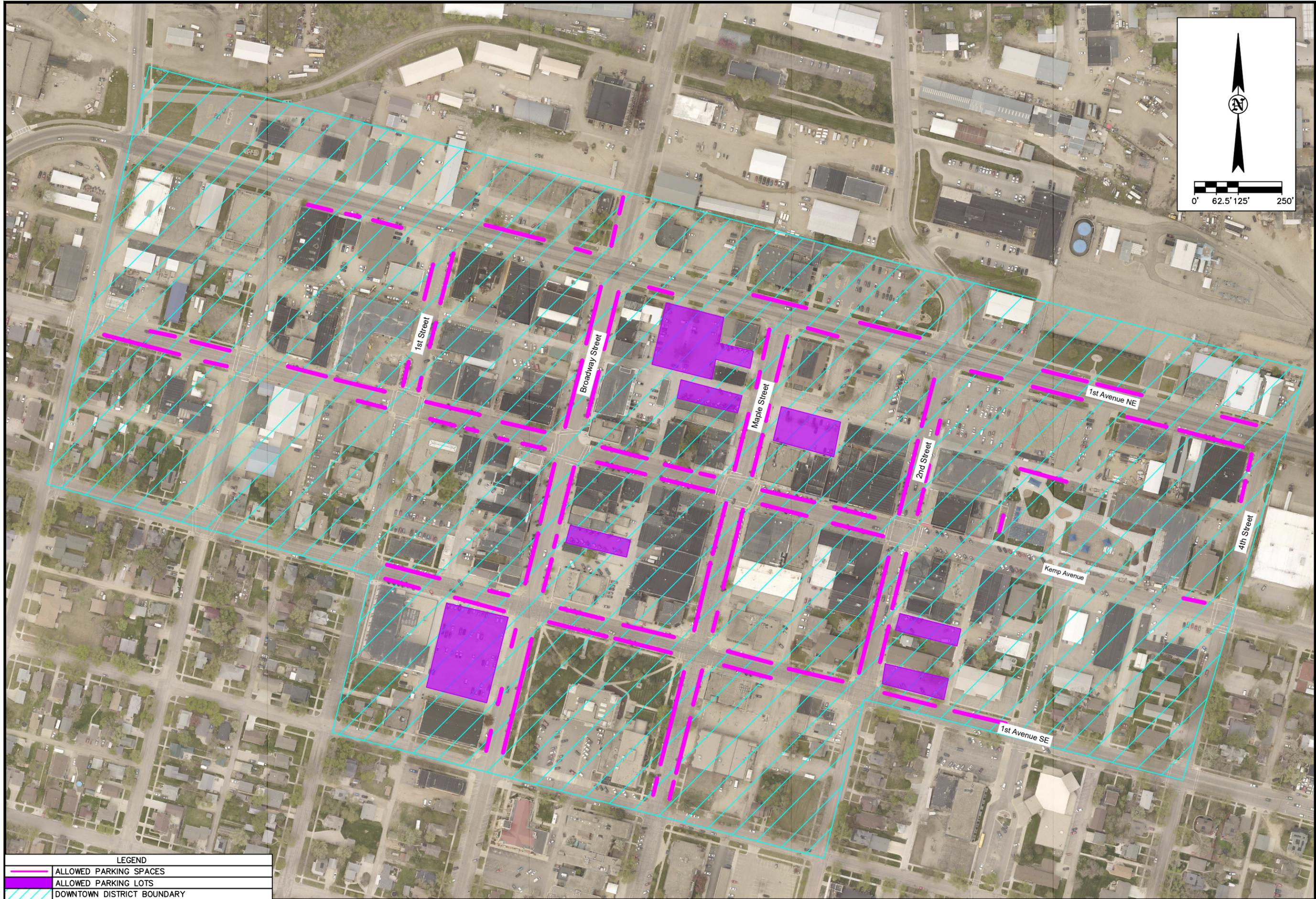
Mobile Vending Truck: A licensed and operable vehicle or concession trailer, which is enclosed and self-contained, independent with respect to water, sewer, and power utilities, that contains equipment for the preparation and sale or service of food, goods, wares or merchandise with or without charge which are designed for immediate consumption.

Mobile Vending: The act of preparation and sale or service of food, goods, wares or merchandise with or without charge that are designed for immediate consumption.

Mobile Vendor: As used in this chapter means any person or entity conducting the sale or service of food, goods, wares or merchandise with or without charge that are designed for immediate consumption in the public right-of-way or on private property.

Operate: Shall mean all activities associated with the conduct of mobile vending, including setup and takedown and/or actual hours where the mobile vending unit is open.

Primary Operator: The registered owner of a mobile vending truck or the owner's designated agent.



DATE:	03/24/2025
SCALE:	1"=250'
DRAWN BY:	CRG
CHECKED BY:	JP
PROJECT NO:	XXXX

LEGEND	
	ALLOWED PARKING SPACES
	ALLOWED PARKING LOTS
	DOWNTOWN DISTRICT BOUNDARY