

CHAPTER 826 Food Trucks

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DEFINITIONS

Food Truck: Any motorized or non-motorized vehicle, trailer or other device designed to be portable and not permanently attached to the ground from which food is vended, served, displayed or offered for sale.

Food Truck License: An annual license must be obtained by all food trucks to operate within the City.

Food Truck Location Permit: Authorization for a licensed food truck to operate on private property or public property not included in a designated Food Truck Zone. A letter of permission from the property owner must be presented at the time of application. Regulations for these permits will be subject to safety requirements from the Building & Fire Departments.

Food Truck Zone: An area of city owned property designated by the Council, where licensed food trucks are allowed to park and operate without obtaining a location permit

826.01 LICENSE REQUIRED.

It shall be unlawful for any food truck to operate in the City without first obtaining a license therefor from the City Clerk.

(Res. 2021-100A. Passed 4-19-21.)

826.02 LICENSE APPLICATION.

Before any license required by this chapter is issued, the applicant shall file with the City Clerk a written application for such license, setting forth the following:

- (a) The full name of the business, the business address, the name of the business owner, and the home address, phone number and birth date of the business owner and any other information deemed necessary by the City Clerk;
- (b) A copy of the license issued by the State of Michigan;
- (c) A copy of the license issued by the Wayne County Health Department;
- (d) Proof of insurance in an amount not less than \$1,000,000 for property damage and injuries, including injury resulting in death caused by the operation of the food truck, naming the City of Lincoln Park as an additional insured.

(Res. 2021-100A. Passed 4-19-21.)

826.03 LICENSE ISSUANCE; INVESTIGATIONS.

Upon the filing of a license application, and the payment of the appropriate fee, the following procedure shall be followed before such license shall be issued:

Upon the filing of a license application, and the payment of the appropriate fee, the following procedure shall be followed before such license shall be issued:

- (a) The applicant shall have all motor vehicles used in the course of business inspected for safety and fitness by the Traffic Division of the Police Department and the Fire Inspector. Said applicant shall present a current Michigan Department of State driver's license and proof of vehicle registration and insurance with the application. The applicant shall have the fire suppression system tested by the Fire Inspector or provide proof of a valid test from another municipality.

- (b) The City Clerk shall keep a permanent record of all licenses issued under this chapter.

826.04 LICENSE FEES.

Before any license required by this chapter is issued, the applicant shall pay to the City Treasurer the fee required as set from time to time by Council resolution.

(Res. 2021-100A. Passed 4-19-21.)

826.05 LIMITATIONS ON ISSUANCE OF LICENSES.

No license required by this chapter shall be issued to any person who has been convicted of a felony or to any person who has been convicted of any misdemeanor pertaining to a sexual deviation or moral turpitude, except that the Mayor and Council may order the City Clerk to issue a license when it appears to the Mayor and Council

that such applicant is presently a law abiding citizen and that the issuance of the license is not likely to adversely affect the health, welfare, morals or safety of the people of the City. However, nothing contained in this section shall be interpreted to exempt the person issued a license pursuant to this chapter from complying with all of the other requirements of this chapter and other ordinance provisions of the City.

(Res. 2021-100A. Passed 4-19-21.)

826.06 LICENSE CARD; STICKERS.

Upon full compliance by the applicant with the terms and conditions set forth in Sections 826.02 through 826.04, the City Clerk shall issue to the applicant a license to engage in business within the City under the terms and conditions of this chapter, and at the same time the City Clerk shall issue one pocket card, of a design to be changed each year, bearing the number of the license and the words "Food Truck Operator License, City of Lincoln Park," which card must at all times be carried by the licensee while he or she is engaged in the conduct of his or her business within the City. A sticker shall be issued to any vehicle used by the licensee after passing inspection under Section 826.03(b), and after paying an inspection fee as set from time to time by Council resolution. Such sticker shall be prominently displayed on such vehicle.

(Res. 2021-100A. Passed 4-19-21.)

826.07 LICENSE EXPIRATION.

A license issued under this chapter shall expire at 12:00 midnight on the first Tuesday in May following its issuance, unless it expires at an earlier date under the terms thereof.

(Res. 2021-100A. Passed 4-19-21.)

826.08 LICENSE REVOCATION.

For any violation of the conditions of any license issued under this chapter, Council may revoke any license after a hearing given to the licensee.

(Res. 2021-100A. Passed 4-19-21.)

826.09 APPEALS

A licensee whose license under this chapter has been suspended or revoked may appeal by filing a written notice of appeal with the City Council.

(Res. 2021-100A. Passed 4-19-21.)

826.10 REGULATIONS.

Licensees engaged in business within the City under this chapter shall comply with the following regulations, which regulations shall be printed upon the back of the license issued by the City Clerk:

(a) Every licensee, upon the request of any person shall exhibit the license issued by the City Clerk and permit such person to examine the same.

(b) Every licensee shall exhibit his or her license to any police officer, marshal, or officer of the City upon demand.

(c) Food trucks shall be located on a hard bituminous surface and shall not be located within 25 feet of any handicapped parking space or impede access to the entrance or driveway of any adjacent building.

(d) No licensee shall sound any device which produces a loud or raucous noise, or use or operate any loudspeaker, public address system, radio, sound amplifier or similar device to attract public attention that exceed the levels as prescribed in Chapter 1294.31(a)

(e) No licensee shall conduct business in such a way as would increase traffic congestion or constitute a hazard to life or property or obstruct access to emergency vehicles.

(f) No licensee shall set up on any private property within the City without the consent of the owner thereof or some person having authority to grant such permission. The licensee shall provide written consent from the owner and obtain a Location Permit from the City Clerk's office.

(g) No licensee shall set up on any property within 150 feet of a restaurant/food establishment without the written permission of the owner of said establishment.

(h) No licensee shall, during school hours, sell upon the streets, alleys, or public places of the City contiguous or adjacent to any property used for school purposes and within 200 feet of such property, without written permission from the Superintendent of Schools.

(i) No licensee shall sell or offer for sale any merchandise upon the streets, alleys, or public places within the City during the hours of 10:00 p.m. and 7:00 a.m. as prescribed in Chapter 666.04.

(Res. 2021-100A. Passed 4-19-21.)

826.11 GARBAGE AND RUBBISH.

Each food truck shall be equipped with a receptacle for the disposal of wrappers, papers, envelopes, or other containers. The operator shall pick up such wrappers, papers and envelopes accumulating within 25 feet after any sale or delivery of his or her products.

(Res. 2021-100A. Passed 4-19-21.)

826.12 LOCATION PERMIT

Location permits shall be required by licensed owners for operation on private property and public property not included in a designated Food Truck Zone. The City Clerk shall issue a location permit to the owner within 2 business days of a completed application. The rules and regulations for obtaining a Location Permit shall be set from time to time by the Council.

826.13 FOOD TRUCK ZONES

Mayor and Council may designate specific Food Truck Zones on city owned property for licensed owners to operate their food trucks without a permit. Rules and regulations regarding these zones shall be set from time to time by the Council.

826.99 PENALTY.

(EDITOR'S NOTE: See Section 202.99 for general Code penalty if no specific penalty is provided.)



CITY OF LINCOLN PARK

City of Lincoln Park
1355 Southfield Rd
Lincoln Park, MI 48146
313-386-1800

City of Lincoln Park Food Truck Zone Policy

Purpose: To establish a Food Truck Zone within the City of Lincoln Park and to establish reasonable rules and regulations regarding the operation of food trucks in the zone.

Policy:

- **Location:**
 - The City of Lincoln Park establishes that the parking lanes of Fort Street, between Arlington and Hanford Streets, shall be designated as a Food Truck Zone.
- **Regulations:**
 - Food trucks must have the applicable license issued from the City of Lincoln Park.
 - Food trucks are NOT allowed to vend between 10:00 PM and 10:00 AM and must have left their vending location by 11:00 PM
 - Food trucks may not impede traffic in travel lanes or the sidewalk.
 - Food trucks cannot engage in sales within 200 feet of the doorway of a restaurant that sells the same goods without written consent.
 - Food truck vendors have a limit of 4 people working at one time (a person with the food truck license and three additional helpers).
 - Food trucks must have a refuse container with a tight fitting lid which must be removed daily by the vendor.
 - Food trucks must obey all other provisions of the code.



City of Lincoln Park
1355 Southfield Rd
Lincoln Park, MI 48146
313-386-1800

City of Lincoln Park
Food Truck Location Permit Policy

Purpose: To establish reasonable rules and regulations regarding the operation of food trucks in the City of Lincoln Park.

Policy:

- Location:
 - The City of Lincoln Park shall require a Location Permit for Food Trucks to operate outside of established Food Truck Zones.
- Regulations:
 - Food Trucks are NOT allowed to vend between 10:00 PM and 10:00 AM
 - Food Trucks owners must submit written permission from the property owner to obtain a Location Permit.
 - Location Permits shall be valid for up to 30 days.
 - Food trucks may not impede visibility in vehicular travel lanes or the sidewalk.
 - Food trucks cannot engage in sales within 200 feet of the doorway of a restaurant that sells the same goods without written consent.
 - Food truck vendors have a limit of 4 people working at one time (a person with the food truck license and three licensed helpers.
 - Food trucks must have a refuse container with a tight fighting lid which must be removed daily by the vendor.
 - Food trucks must obey all other provisions of the code.



SPECIALTY LICENSE APPLICATION

Office of the City Clerk
City of Lincoln Park
1355 Southfield Rd.
Lincoln Park, MI 48146
313-386-1800 ext. 1248

PERMIT #

Food Truck: _____ Ice Cream Truck: _____ Solicitor: _____ Junk Dealer: _____ Other: _____
(specify)

BUSINESS NAME: _____

ADDRESS: _____ PHONE: _____

CITY: _____ STATE: _____ ZIP: _____

PERSONAL INFORMATION: Owner _____ Operator _____

Name: _____ Phone#: _____

Previous Names: _____
(include maiden name & previous married names)

Home Address: _____

City: _____ State: _____ Zip: _____

Previous Address _____ City: _____ State: _____ Zip: _____
(if less than one year at current address)

Date of Birth: _____ Driver's License #: _____

Race: _____ Sex: _____ Height: _____ Weight: _____ Hair Color: _____ Eye Color: _____

Attach:

- Insurance (**naming City as additional insured**)
- Health Department/State Licensing

I request my police record, if any, for the City of Lincoln Park. I hereby authorize the Lincoln Park Police Department to include any and all records regarding any arrests, convictions, or information listed in my name. I hereby release the Lincoln Park Police Department from all liability for any damages whatsoever for furnishing any information concerning me, whether by reason of unauthorized use, error, negligence, or other reason. This information is confidential and disclosure is protected by the Federal Privacy Act.

Applicant Signature

Date

For OFFICE USE ONLY:

FEES PAID:

Application _____

Inspection _____

License _____



LOCATION PERMIT APPLICATION

Office of the City Clerk
City of Lincoln Park
1355 Southfield Rd.
Lincoln Park, MI 48146
313-386-1800 ext. 1248

PERMIT #

Food Truck: License # _____

TRUCK NAME: _____

ADDRESS: _____ PHONE: _____

CITY: _____ STATE: _____ ZIP: _____

LOCATION INFORMATION:

Business Name: _____

Address: _____

Property Owner Name: _____

Phone #: _____

REQUESTING LOCATION PERMIT FOR THE FOLLOWING DATES:

Attach:

- Letter of Permission from Property Owner

I request my police record, if any, for the City of Lincoln Park. I hereby authorize the Lincoln Park Police Department to include any and all records regarding any arrests, convictions, or information listed in my name. I hereby release the Lincoln Park Police Department from all liability for any damages whatsoever for furnishing any information concerning me, whether by reason of unauthorized use, error, negligence, or other reason. This information is confidential and disclosure is protected by the Federal Privacy Act.

Applicant Signature

Date

For OFFICE USE ONLY:

FEES PAID:

Application _____

Inspection _____

License _____

