122.02 SALES OF FOOD FROM MOBILE UNITS.

(A) It shall be unlawful for any person to sell or offer for sale from a motor vehicle, mobile canteen or mobile unit food of any kind in any public park area or in rights-of-way adjacent to any public park area of the city without approval of the City Commission.

(B) It is unlawful for any person to sell or offer for sale from a motor vehicle, mobile canteen or mobile unit food of any kind at any location in the city that is within 200 feet of an establishment that handles the same kinds of food during the hours of operation of said business establishment.

(C) The sale of food from motor vehicles, mobile canteens and mobile units shall be permitted subject to the following conditions:

(1) No person shall park, stand or stop a motor vehicle, mobile canteen or mobile unit for the purpose of selling food to the public on private property, zoned commercial or industrial, without the notarized written consent of the property owner, his lessee or agent or the person having custody or control of the property. Sales from private property, zoned commercial or industrial, shall only be permitted within those zoning districts that permit sales outside of a completely enclosed building. Said motor vehicles, mobile canteens or mobile units shall not remain on private property for a period to exceed one hour at any one time and shall not return to the same location more than three times in any 12-hour period.

(2) No person shall park, stand or stop a mobile canteen or mobile unit for the purpose of selling food to the public after sundown or before sunup, without City Commission approval.

(3) No person shall park, stand or stop a motor vehicle, mobile canteen or mobile unit for the purpose of selling food to the public in any no-parking or safety zone or in any other zone where parking, standing or stopping is prohibited.

(4) No person shall park, stand or stop a motor vehicle, mobile canteen or mobile unit for the purpose of selling food to the public in such a manner as to cause an obstruction to pedestrian or vehicular traffic or to cause any sight hazard.

(5) No person shall park, stand or stop a motor vehicle, mobile canteen or mobile unit for the purpose of selling food to the public in the city without first obtaining the proper state, county and municipal licensing and permits.

(6) No person offering food for sale from a motor vehicle, mobile canteen or mobile unit shall provide seating for customers, either inside or outside the vehicle, canteen or unit, or erect any sign in violation of Chapter 176 or any other applicable city ordinance.

(7) Every person subject to this section shall be required to clean up and dispose of any litter, trash, garbage or other refuse generated by the sale of food at that location.

(8) Every person subject to this section shall obtain and maintain a liability insurance policy in an amount not less than \$100,000 and shall show proof of insurance as a condition to obtaining a general mobile food vendor's permit.

(9) No person shall park, stand or stop a motor vehicle, mobile canteen or mobile unit for the purpose of selling food to the public in any street end between Surf Road and the Broadwalk.

(10) Said motor vehicles, mobile canteens or mobile units shall comply with all applicable state statutes regarding state-maintained roads and rights-of-way and the unlawful commercial use thereof.

(11) No license issued by the city for the sale of food from motor vehicles, mobile canteens or mobile units shall be deemed a right to conduct such sales from property owned by the state or South Broward Park District in the North Beach area. The right to sell from such property shall be granted solely by such authorities.

(12) The sale of food from motor vehicles, mobile canteens or mobile units on public property owned by the city shall be limited to temporarily stopping or standing said vehicle, canteen or unit for the purpose of making sales to waiting customers.

(D) Schedule of fees.

Mobile food vendor, general permit: \$62.50

('72 Code, § 16-13) (Ord. O-69-124, passed - - ; Am. Ord. O-82-41, passed 9-15-82; Am. Ord. O-83-4, passed 2-16-83; Am. Ord. O-84-40, passed 9-19-84) Penalty, see § 122.99

Cross-reference:

Use of public ways for private business, see § 103.01

₽§ 122.03 SALES NEAR SCHOOLS AND CHURCHES.

It shall be unlawful for any person to vend, sell, peddle for sale, offer for sale, or deliver after a sale, any merchandise, as an ambulatory peddler, within 300 feet of a public school, or any part of the property upon which such school stands, within the city, or within 300 feet of a church edifice, or any part of the property upon which such edifice stands, within the city.

('72 Code, § 21-17) (Ord. 431, passed - -) Penalty, see § 122.99