



CITY OF MARION

194 N. Main Street • P.O. Drawer 700• Marion, NC 28752

Planning & Development Department

MOBILE FOOD VENDOR APPLICATION

(PLEASE TYPE OR PRINT IN INK)

For Office Use Only

Date Received _____

Application # _____

All applications must be deemed complete prior to issuance of a permit.

Applicant Name: _____ Phone No. _____

Business Name: _____

Applicant/Business Address: _____

Property Owner Name: _____

Property Owner Address: _____

Location(s) of Mobile Food Operation:

1. _____

2. _____

3. _____

TYPE OF FOOD OPERATION: _____

The following supporting information must accompany the application before approval may be received:

- ___ Signed and notarized "Release and Agreement Sidewalk / Right of Way Obstruction" Form (Only applicable if located in the C1 Zoning District)
___ Approval or letter of exemption from the McDowell County Health Department, State Health Inspector.
___ Letter of consent from the property owner (as identified on the McDowell County Tax Record).
___ Photocopy of applicant's driver's license.
___ Photocopy of applicant's liability insurance (naming City of Marion as additionally insured if located on public property).
___ Picture of mobile food cart unit

I CERTIFY THAT ALL OF THE INFORMATION PRESENTED IN AND WITH THIS APPLICATION IS TO THE BEST OF MY KNOWLEDGE, IS TRUE, COMPLETE AND ACCURATE.

SIGNATURE OF APPLICANT

DATE

STATE OF NORTH CAROLINA
COUNTY OF MCDOWELL

I, _____ a Notary Public, certify that _____ personally came before me this day and acknowledged the due execution of the foregoing instrument. IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal, this the _____ day of _____, 20_____.

SEAL:

Notary Public Signature

My Commission Expires _____

**REQUIREMENTS FOR MOBILE FOOD VENDORS OPERATING
WITHIN THE CITY OF MARION.**

1. The mobile food vendor unit is prohibited from locating on a public right-of-way unless otherwise approved by City Council.
2. The vending unit may not obstruct at any time any trash container, fire hydrant, fire lane, or access to the property or building entrance.
3. Extension cords, drop cords, wires, other similar material shall not obstruct pedestrian or vehicular movement.
4. The vendor, or his or her designee, shall be in attendance at the mobile food vendor unit at all times, except in case of an emergency.
5. All vendor equipment and merchandise shall be removed from the premises or stored from public view during non-operating hours.
6. The vendor, or his or her designee, shall be responsible for removing all trash generated from the mobile food operation at the end of each business day and shall not place trash in public trash receptacles.
7. The vending unit shall be located on property of an existing business having an active privilege license.
8. The vending unit shall operate only at times concurrent with the operating hours of the existing business on which the vending unit is located.
9. Mobile food unit shall not take up more than one designated (1) parking space, or 10 foot by 10 foot area.
10. The vending unit operator shall comply with all federal, state and local laws when operating the unit.
11. No more than one (1) mobile food vendor shall be located on a site at any one time.
12. A mobile food vendor shall not be required to obtain a permit when vending activities are secondary or accessory to an approved temporary event.
13. All signage associated with the mobile food operation shall be securely attached flush to the vending unit and shall not be attached to the ground.
14. A violation of this section or any other applicable City Code shall be cause for immediate revocation of any permit issued pursuant to this section.

Additional Requirements For Mobile Food Vendors in C-1 Central Business District.

1. All vendors shall operate from a mobile pushcart capable of being moved manually by no more than one (1) person if located on a sidewalk or other public area designed and designated for pedestrian use, or a food truck utilizing no more than one designated (1) parking space within a off-street parking lot.
2. Vendors are permitted to operate between the hours of 7:00 a.m. and 11:00 p.m.
3. The Mobile Food Permit shall not be valid during preapproved street closings, events, and festivals, and it shall be the responsibility of the vendor to acquire permission from the event organizer to conduct business during such time.
4. Mobile food vendors shall be prohibited from blocking pedestrian access along any sidewalk and shall allow a minimum clearance of four (4) feet between the pushcart and the edge of road, and shall not be located in a manner that blocks traffic circulation.
5. Vendors shall be responsible for removing equipment and merchandise when not in operation.
6. Generators or other noise generating devices are prohibited.
7. All mobile food units shall be self-contained and not require the use of ancillary power from a secondary source in order to operate.

I have read the regulations for mobile food vendors as stated above. I understand that failure to comply with these regulations may result in the revocation of any or all City permits to operate a mobile food vending operation.

SIGNATURE OF APPLICANT

DATE