

Section 3: Supplement No. 1

MOBILE FOOD TRUCKS AND TRAILERS (ENCLOSED) STANDARDS

REQUIREMENTS

It shall be unlawful for any person to engage in mobile food vending on public or on private property within the municipal limits of the Village of Murray without first obtaining all applicable state and municipal permits and licenses. Licenses to include vehicle/trailer license/registration and Village of Murray Mobile Food Vending Permit.

APPLICANT

An application form provided by the Village must be completed and submitted accompanied by the required copies of licenses, documents, and permit fee. The mobile food vending permit will be issued only to the primary operator of the mobile food unit and will not be transferable to any other person or entity.

A nonrefundable application fee will be charged in accordance with the annual fee schedule and shall accompany a completed application form which is provided by the Village. Separate permits are required for separate food vending units owned by the same owner/operator.

DURATION OF PERMIT

Proposed dates and hours of food vending operations shall be stated on the application. The application fee will be calculated at a per-day rate as outlined in the fee schedule.

DISPLAY OF PERMIT

Permits issued shall be displayed in a conspicuous place where the permits can be read by the general public on the mobile food vending unit. Permits such as the Village of Murray Mobile Food Vending Permit, Food and Dairy Permit, and Nebraska Sales Tax Permit.

A mobile food vendor shall visibly display the business name on the food truck or enclosed trailer.

REVOCACTION

Any permit issued may be revoked by the Village for violations of any provision of Municipal Ordinance, State Law, or violation of any of the provisions of the Murray Mobile

Food Trucks and Trailers (Enclosed) Standards. Upon revocation, the permit shall immediately be surrendered, and failure to surrender said permit shall be an offense.

SELF-CONTAINED FOOD TRUCKS/TRAILERS AND UTILITIES

No permit shall be issued unless the applicant is operating with a self-contained food truck or trailer which is utilizing its own utilities, and not relying on or using other water or sewer services. Food waste, grease, water and other waste must be disposed safely and legally, and a plan for such disposal shall be outlined in the mobile food vendor application.

ALLOWED MOBILE VENDING LOCATIONS

Mobile food vending units are permitted on public or private property within the municipal limits of the Village of Murray with written consent of the property owner of private property, village personnel if on public property, or school personnel if on school property.

A mobile food vendor shall not sell nor offer to sell food from a location within an area authorized for a street show, festival, parade, block party, or similar event, or anywhere within the municipal limits of Murray during an event unless the mobile food vendor is in possession of the written consent by the Event Manager to sell or offer to sell food from that location.

PARKING

At no time shall a mobile food vendor operate with the serving window positioned in such a manner as to cause customers to be waited on and served while standing in a portion of a street being traversed by active and ongoing vehicle traffic.

Mobile food vending is not permitted within parking garages, overhangs, or within 10' of any entrance to any property.

A mobile food vendor shall comply with all village ordinances pertaining to noise. Section 130.02 Disturbing the Peace: It shall be unlawful for any person to intentionally disturb the peace and quiet of any person, family, or neighborhood.

ALCOHOLIC BEVERAGES

Mobile food vendors may sell alcoholic beverages provided they obtain the proper license from the Nebraska Liquor Commission. A copy of the liquor license shall be submitted as part of the mobile food vendor application. The liquor license shall be displayed in a conspicuous place where it can be read by the general public on the mobile food vending unit.

LITTER CONTROL

Mobile food vendors are responsible for providing one private trash bin for public use with capacity of no less than 30 gallons each.

All litter shall be removed within 25' of the mobile food vending unit upon closing.

PROHIBITED CONDUCT

No Mobile food vendor shall:

- Vend within 150' of the main entrance used by customers to enter or exit a licensed permanent food establishment during the hours food is sold in that establishment, unless such establishment owner has provided written consent.
- Vend within the municipal limits of Murray during any sanctioned event held in the Village without obtaining written permission from the Event Manager.
- Place any object that blocks the pedestrian pathway.
- Utilize signage in addition to what is already permanently displayed on the mobile food vending unit.
- Operate without commercial license plates and registration.
- Erect or construct seats or structures that are not removed when the mobile food vending unit is not in operation on the site.

LIABILITY AND INSURANCE

All applicants shall sign a statement holding harmless the Village of Murray, Nebraska, and agreeing that said applicant shall indemnify the Village of Murray, Nebraska, Chairperson, Board of Trustees, officers, and employees for any claims for damages to property or injury/disease or death to persons, which may occur in connection with any activity carried on or pursuant to any activities associated with mobile food vending and the mobile food vending ordinance. Whether the mobile food vendor is located on property owned by the Village of Murray, Nebraska, or located on private property, all applicants shall provide and maintain an in-force policy of liability insurance which protects the applicant and the Village of Murray, Nebraska, and its agents identified above, from all claims for damage to property or bodily injury/disease, including death, which may arise from activities associated with mobile food vending and the applicant. The insurance policy shall list or endorse the Village of Murray, Nebraska, as an additional insured and carry minimum limits of at least \$1,000,000.00 (one million dollars) per occurrence.