



Mobile Food Vendor – Private Property

Fee: \$150.00 – if filed January 1st through June 30th or \$75.00 - if filed July 1st through December 31st
or \$200.00 if operating at multiple locations

Application:

1. Name: _____
2. Business/Vendor Name: _____
3. E-mail: _____
4. Mailing Address: _____
5. Phone: _____
6. Vending Location/Address(es): _____

7. Food/Beverage Items sold: _____
8. Where will the food be prepared? _____
9. Square Feet of Mobile Device or Structure: _____

Description of any additional structures to be used in conducting the business, including stairs, tents, or enclosures: (trailer, tent, etc): _____

10. Where will you be disposing of your grease or other liquid waste? _____

Sections 25-181, 25-186, and 25-187 of the Fort Smith Municipal Code state that no pollutants shall enter into the public owned treatment works system. They shall be properly disposed of at designated sites.

11. Where will you be disposing of your trash? _____

Section 25-300 of the Fort Smith Municipal Code states it shall be unlawful for any person or entity to deposit, or cause to be deposited, any tangible item or material into a commercial container as to which the person or entity does not have express permission to so use the commercial container. Any violation of this section shall be deemed guilty of a misdemeanor subject to the penalties set forth in [section 1-9](#) of the Code. (To request trash service, contact the City of Fort Smith Sanitation department at (479)784-2465.)

13 Arkansas Sales and Use Tax Account ID Number:

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(If you do not have a tax ID #, contact the Arkansas DFA at 616 Garrison Ave room 203 for more information)

13. Below is an excerpt from the Mobile Food Vending Ordinance regarding trash removal and prohibited conduct. Please acknowledge by initialing here _____ that you understand and agree to abide by the following sections.

Littering and Trash Removal.

1. *Mobile food vendors shall keep the sidewalks, roadways, property where the vendor is located and other locations adjacent to their vending site clean and free of debris and refuse generated from the operation of their business.*
2. *Mobile food vendors shall provide a receptacle for litter that shall be maintained and emptied regularly.*

Prohibited Conduct.

No person authorized to engage in the business of mobile food vending under these regulations shall do any of the following:

1. *Locate in any residential zoning district.*
2. *Locate within a site triangle described as the area delineated by a distance of twenty-five (25) feet along the intersecting property lines, beginning at a property corner point and extending twenty-five (25) feet in both directions away from the corner point of an intersection and then connecting the terminus points by a line to form the triangular area.*
3. *No mobile food vendor shall sell or vend from his/her vehicle within 300 feet of a public or private school property while school is in session and one hour before and after school is in session; classes or school related events, except when authorized in writing by the school.*
4. *Unduly obstruct pedestrian or motor vehicle traffic flow, except a reasonable time to load and unload the mobile food vendor vehicle.*
5. *Obstruct traffic signals or regulatory signs.*
6. *Stop, stand or park any mobile food vendor upon any street for the purpose of selling during the hours when parking, stopping and standing have been prohibited by signs or curb markings.*
7. *Leave any mobile food vehicle in a public street right-of-way overnight.*
8. *Sounds projecting from the mobile food vendor that violate Article II – Noise regulations of the Fort Smith Code of Ordinances.*
9. *Conducting the business in such a way that would restrict or interfere with the ingress or egress of the abutting property owner or tenant, create traffic congestion or delay, constitute a hazard to traffic, life or property, or obstruct adequate access to emergency and sanitation vehicles.*
10. *Use or install any lighting that does not comply with Section 27-602-5 Commercial and Outdoor Lighting requirements of the Unified Development Ordinance.*
11. *Run hoses, cords, or other apparatus across a pedestrian pathway or sidewalk.*
12. *Utilize any portion of a public sidewalk or public right-of-way where mobile food vending is not allowed or authorized.*
13. *Remove the wheels from a mobile food vehicle. The mobile food vehicle shall not otherwise be rendered immobile such as being placed on blocks, railroad, ties, etc.*

Revocation of Permit

I understand that my license may be revoked for any of the following reasons:

- 1. Any fraud, misrepresentation or false statement contained in the application for license;*
- 2. Any fraud, misrepresentation or false statement made in connection with selling of products;*
- 3. Any violation of this Section;*
- 4. Conducting the business license under this Section in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.*

Signature: _____

APPLICANT/VENDOR: I certify that the foregoing statements and answers herein made, all data, information, and evidence herewith submitted are in all respects, to the best of my knowledge and belief, true and correct. I understand that submittal of incorrect or false information is grounds for invalidation of application completeness, determination, or approval. I understand that the City might not approve my application, or might set conditions for approval.

NAME (PRINTED): _____ Date: _____

Signature: _____

PROPERTY OWNER(S): I/we certify that I am/we are the owner(s) of the property that is the subject of this application and that I/we have read this application and consent to its filing. Further, I/we certify that permission is hereby given to the applicant/vendor listed above for the operation of a Temporary/Mobile Food Vending business on the subject property, as described herein.

NAME (PRINTED): _____ Date: _____

Signature: _____

For Internal Use Only:

Zoning District: _____

Proximity to public or private school: _____

Sight Triangle: _____

Staff Signature: _____ Date: _____