



City Council Report

Date: May 3, 2021
To: City Council
Through: Michael Kennington, Deputy City Manager/Chief Financial Officer
From: Edward Quedens, Business Services Director
Tim Meyer, Business Licensing and Revenue Collections Administrator
Subject: Licensing Code Update – Mobile Food Vendors **(Citywide)**

Recommendation

The purpose of this report is to request City Council approval of the proposed ordinance to update Title 5 of the Mesa City Code by adding a new Chapter 4, "Mobile Food Vendors".

Background / Discussion

Mobile Food Vendors are currently regulated as Peddlers in the Mesa City Code. The operations of Mobile Food Vendors with regards to public health, events, vehicles, and safety are different from Peddlers and therefore staff is recommending they be split into a separate chapter of the City Code.

Staff has worked with representatives of the industry and the State in developing these regulations.

The ordinance includes:

- Definitions used in the Code
- Requirement that Mobile Food Vendors must comply with State Department of Health Services licensing requirements
- License application elements and requirements
- Background check for the owner/controlling person of the business
- Requirement for an annual Fire Safety Inspection by the Mesa Fire and Medical Department
- Refuse maintenance
- Compliance with the City's noise ordinance standards
- Requirements for the area to be kept safe and clean, adequately lighted, and safe for passing pedestrians and vehicles
- A minimum insurance requirement
- Standards for parking on City property as well as airports and public transit locations
- Requirement to comply with Zoning Ordinance when operating on private property
- Compliance with the City sign ordinance

- Notification that fees are set in the City's Schedule of Fees and Charges
- Processes to deal with violations including suspension and revocation of a license
- Penalties for violation of the Code
- Processes for appeals of the Licensing Administrator's actions

Fees are proposed in the Schedule of Fees and Charges being brought forward for Council consideration by the Office of Management and Budget. The annual fee for Peddlers and Solicitors is proposed to increase from \$30 to \$100. The fees for Mobile Food Vendors are proposed to be consistent Peddlers and Solicitors.

Application Fee - \$10.00

Annual Fee - \$100.00

Fiscal Impact

These changes are not expected to have a fiscal impact.