REAL ESTATE SERVICES Sidewalk Vending Cart

Application Packet





Real Estate Services Department of Community and Neighborhoods

> 451 South State Street, Room 425 P.O. BOX 145460 Salt Lake City, UT 84114-5460

Phone: (801) 535-7133 Email: <u>Amanda.Fitzwater@slcgov.com</u>



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Salt Lake City Sidewalk Vending Cart Quick Facts

Thank you for your interest in the Sidewalk Vending Cart program in Salt Lake City. This information packet is intended to provide a basic overview of the Sidewalk Vending Cart application process. Our hope is that in just 5 easy steps you can obtain a Revocable Land Use Permit from Real Estate Services. Potential Vendors should also read and familiarize themselves with the Vending Cart Ordinance to ensure a clear understanding of their responsibilities as Vendors. Please refer to the Guidelines for Vendors section (Page 4) included in this packet for a step by step guide.

Permits and Licenses:

Prior to operating a sidewalk vending cart on Public Property in Salt Lake City, you will need the following different licenses and permits. ***If you do not offer prepared foods you may not need a permit from the Salt Lake Valley Health Department*** the required permits are:

- 1. <u>Salt Lake Valley Health Department issues Permit</u>: The Health Department issues *Food Cart and a Food Handler's Permit* to Vendor's intending to sell food to the public. **In cases where food will not be sold from vending cart Health Department requirements may not be applicable** Health Department (385) 468-3845
- 2. <u>Salt Lake City Business Licensing Department issues Business License</u>: The Business Licensing Department issues a *Business License* to the Vendor. Any entity conducting business within Salt Lake City is required to maintain a valid Business License. Business Licenses are different from the Sidewalk Vending Revocable Land Use Permit issued by Real Estate Services and the Food Cart Permit issued by the Health Department. Business License (801) 535-6644
- 3. <u>Salt Lake City Real Estate Services issues a Revocable Land Use Permit</u>: Real Estate Services issues a *Sidewalk Vending Revocable Land Use Permit* authorizing the cart Vendors to conduct private business on public property. Note: Use of private property by sidewalk vendors shall be arranged with the real property owner and Salt Lake City Business Licensing. Real Estate Services (801) 535-7133

If you have any questions during the process of applying for a Sidewalk Vending Cart please feel free to contact Real Estate Services at (801) 535-7133. We look forward to working with you!



Salt Lake City Process for Vendors

To apply for a Sidewalk Vending Cart complete the following 5 steps: * Proposed days are estimates only and may be subject to change*

Step 1: Real Estate Services *10 Days*	Selecting a good site that meets all criteria is the most important step to ensuring your process will proceed quickly and smoothly. Vendors should submit the following forms to Real Estate Services: ✓ Application Form ✓ \$29 Application Fee ✓ Detailed Site plan ✓ Salt Lake City Restroom Agreement ✓ Detailed Cart Dimensions	
	Once you have selected your preferred site and ensured that it meets all of the location restrictions submitted it to Real Estate Services, it will be forwarded to the City's Department of Transportation for review. If the proposed site is approved you will be notified and will be issued a <i>Memorandum of Conditional Site Approval</i> from Real Estate Services indicating your specific site has been conditionally approved.	
Step 2: Health Department *30 Days*	 With the <i>Memorandum of Conditional Site Approval</i> by Real Estate Services, Vendors can apply for a Food Cart Permit from the Health Department. Please contact the Health Department at (385) 468-3845 for Health Certificate and Vending Cart approval and for current fees and charges. The Health Department application may include: Memorandum of Conditional Site Approval from Real Estate Services Salt Lake Valley Health Department Restroom Agreement Food Handler Card Salt Lake Valley Commissary Agreement Maste Water Plan Hours of Operation Cart Inspection 	
Step 3: Business Licensing *30 Days*	 With the <i>Memorandum of Conditional Site Approval</i> by Real Estate Services and the Health Department Food Cart Permit, Vendors can now apply for a Business License from the Business Licensing Department. Contact Business Licensing at: 801-535-6644 for further information. The Vendor will be required to provide the following: Business License Application Evidence the Vendor is registered with the State's Division of Commerce Copy of the Health Department Food Cart Permit Copy of the Memorandum of Conditional Site Approval Salt Lake City Sidewalk Vending Cart Restroom Agreement Evidence of application for a Certificate of Insurance 	

	Prior to issuing a business license for a vending cart, Business Licensing shall
	provide written notice to the surrounding property owners and licensed businesses of the intent to grant a business license to the Vendor.
	The notice shall provide a twenty one (21) day comment period. The business licensing administrator shall, within seven (7) days of the expiration of the comment period, either issue the license or refer the application to the building services and licensing director and/or community and economic development director who shall determine within seven (7) days to either issue or deny the application. Business Licensing will also order a Police Background check on the Vendor and request that the Fire Department inspect the cart. The fire inspector will contact the Vendor to arrange an inspection.
<u>Step 4:</u>	Submit all required documents to Real Estate Services for final approval:
Real Estate	✓ Cart Photos
Services	✓ Salt Lake Valley Health Department Restroom Agreement
5 Days	(Copy) ✓ Salt Lake Valley Health Department Commissary Agreement
	(Copy)
	 Salt Lake Valley Health Department Approved Cart Certificate (Copy)
	✓ Salt Lake City Clean up Acknowledgement
	✓ Insurance Certificate
	✓ Business License (Copy)
Step 5: Issuance of Permit	After City staff has reviewed and approved all required documents, Real Estate Services will collect all required signatures for the Revocable Vending Cart Permit.
5 Days	 ✓ \$298 Revocable Land Use Permit fee ✓ Real Estate Services will issue you a copy of the fully executed Revocable Land Use Permit



Salt Lake City Sidewalk Vending Cart Questions and Answers

What do I need to research before operating a vending cart in Salt Lake City?

- Sidewalk Vending Revocable Land Use Permit
- Food Handler Permit and Food Cart Permit (if offering food)
- Business License
- Complete all licenses, agreements and applications on the checklist included in this packet

What can be sold?

Vendors may only sell food, beverages, inflated balloons, flowers, and news publications

What are the hours I can operate?

Vendors may operate from six o'clock (6:00) A.M. to midnight (12:00) A.M. except for the day of Days of '47 Parade. Vending cart hours of operation are also limited to the hours during which the Vendor has access to a restroom pursuant to a signed restroom agreement.

How long do I have to complete my Vending Cart Application?

Once Vendors submit a Sidewalk Vending Cart Application to Real Estate Services the site will be reserved for Ninety (90) days. The Vendor must complete the application process prior to the expiration of the Ninety (90) day period. Expired sites will be made available to other interested Vendors upon Salt Lake City's determination the Ninety (90) days has expired and the Vendor's failure to complete the application process was not due to delay by Salt Lake City.

Where can I get a state sale tax number?

To obtain a state sale tax number, please call Taxpayer Services Division at: **801-297-2200**

When does my Permit expire?

Permits are issued by calendar year and expire at midnight December 31st of the year issued. You are required to renew your permit before December 31 each year if you plan to operate your cart in the following year.

What are some of the Restroom Agreement Requirements?

Vending cart can only operate during the hours that the restroom facility is open. The restroom facility must be within five hundred feet (500') of vending cart. The grantor of the restroom agreement must have authority to grant such access to the vending cart operator its employees and designees the right to utilize the toilet and hand washing facilities listed in the agreement.

What are some of the Commissary Requirements?

- Vending carts shall only be kept at a commissary approved by the health department for the purpose of cleaning, stocking and food prep
- Vending carts cannot be kept at a personal residence or other location not approved by the health department

Where are the vending locations?

- Vending may take place in the expanded central business district, secondary business district, Sugar House business district, and city parks
- No more than one vending cart permit shall be issued for each 330' foot block frontage on Main Street between South Temple and 400 South. Other blocks one permit shall be issued per block face except that if the block face exceeds 660' foot one permit shall be issued for each additional 660' foot of block frontage

How do I renew my Revocable Permit?

• You must resubmit a new application packet each year you renew your revocable permit. All required documents, licenses and permits are required and Real Estate Services will verify everything to make sure it's current.

What if I let my Revocable Permit expire?

- The site location will be made available to other interested Vendors if you allow your permit to expire.
- Salt Lake City may send a renewal notice notification prior to the expiration date however, vending cart operators are required to insure their permit is current each year even if such notification is not provided.

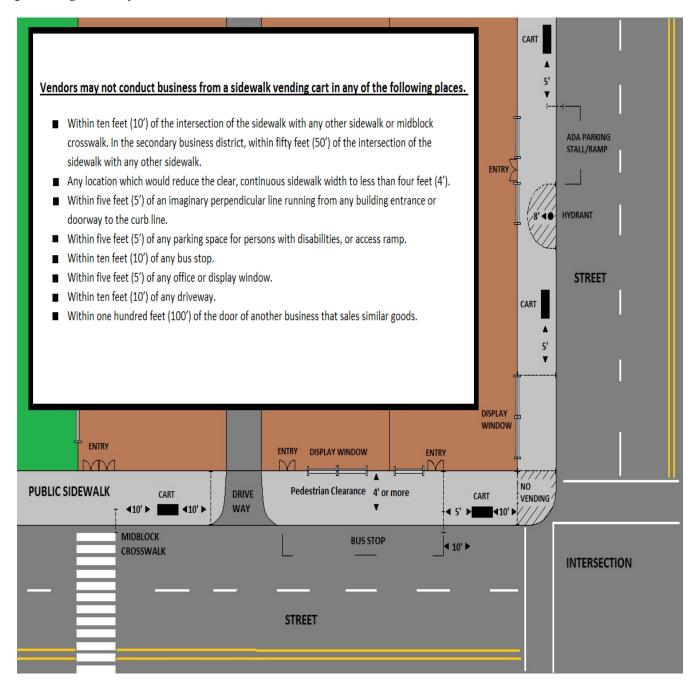
Are Revocable Permit Site Locations transferable?

• No. Site locations are non-transferable. You cannot trade site locations without successfully completing the application process for the new site location. You also cannot transfer ownership or control of your existing site location to anyone else.



SLC Site Requirements for Vending Carts

Vendors who wish to operate on the public sidewalk must be compatible with the free flow of pedestrian and other traffic and with public safety. In making such determination, the city transportation engineer shall consider the width of sidewalk, the presence of bus stops, truck loading zones, taxi stands or hotel zones, the proximity of entrances to nearby business establishments, and the proximity and location of existing street furniture, including, but not limited to, signposts, lampposts, fire hydrants, parking meters, bus shelters, benches, phone booths, street trees and newsstands. Real Estate Services may modify an approved permit operating location at any time a change is deemed necessary to ensure safe and reasonable operating conditions for all users of the public right of way.



Detailed cart dimensions, drawings and design

Real Estate Services and the Transportation Department will review the sidewalk vending application to assure the proposed design will enhance the pedestrian environment in the zones described in this application.

Review will be based on the following design guidelines:

- A. The location occupied by the mobile device or pushcart, together with the operator and any trash receptacle, cooler or chair, shall not exceed thirty four (34) square feet of sidewalk space.
- B. The mobile device or pushcart shall not exceed three feet (3') in width and eight feet (8') in length including the hitch.
- C. The height of the mobile device or pushcart, excluding canopies, or umbrellas, shall not exceed five feet (5').
- D. Umbrellas or canopies shall be a minimum of seven feet (7') above the sidewalk if they extend beyond the edge of the cart.
- E. Umbrellas or canopies shall not exceed thirty four (34) square feet in area.
- F. The mobile device or pushcart shall be on wheels and of sufficiently lightweight construction that it can be moved from place to place by one adult person without any auxiliary power. The device or cart shall not be motorized so as to move on its own power. Carts shall not be pushed into place with the assistance of a motor vehicle. Motor vehicles are prohibited from driving on public sidewalks as a means to place a vending cart.
- G. Vendor shall be limited to three (3) coolers (stacked), one beverage container, one trash receptacle and one chair external to the cart. Coolers shall not exceed 3.75 square feet each in size.
- H. Enclosures and canopy extensions are prohibited.



SLC Sidewalk Vending Cart Revocable Land Use Permit Checklist

1. Submit the following to <u>Salt Lake City Real Estate Services</u>:

V		
Completed Application formPage 11 of Appli		Page 11 of Application Packet.
	\$29 Application Fee	Fees shall be made payable to Salt Lake City Corporation
	Detailed Site Plan	Basic site plan of proposed location (Refer to page 8 for details)
	Detailed Cart Dimensions	Basic cart dimensions (Refer to page 9 for details)

2. Upon receipt of Memorandum of Conditional Site Approval you may now apply for a Food Cart Permit from <u>Salt Lake Valley Health Department (SLVHD)</u>. The Health Department application may include:

V		
Memo of Conditional Site Approval	Issued from Real Estate Services (Provide Copy)	
SLVHD Restroom Agreement	Page 13 of Application Packet	
SLVHD Commission Agreement	Page 14 of Application Packet	
Waste Water P	Salt Lake Valley Health Department	
Food Handler Card	Salt Lake Valley Health Department	
Hours of Operation	Salt Lake Valley Health Department	
Cart Inspection	p t Lake Valley Health Department	
	1	

3. Upon receipt of Food Cart Permit you may now apply for a <u>business license from</u> <u>Salt Lake City Business Licensing</u>. The following will be required:

Memorandum of Conditional Site	Issued from Real Estate Services (Provide Copy)
Approval	
Detailed Site Plan	Basic site plan of proposed location (Refer to page 8 for details)
Detailed Cart Dimensions	Basic cart dimensions (Refer to page 9 for details)
Business License Application	For questions call business licensing at 801-535-6644
State's Division of Commerce	Proof you are registered with Division of Commerce
Health Department Food Cart	Provide copy
Permit	
Fire Marshal Inspection	Business Licensing will request. The Fire Department will contact
	the Vendor to arrange an inspection.
Background Check	Business Licensing will order a Police Background check
SLC Restroom Agreement	Page 12 of Application Packet

4. Submit to Real Estate Services:

Cart Photos	Provide copy
SLC Restroom Agreement	Page 12 of Application Packet
SLVHD Restroom Agreement	Page 13 of Application Packet
SLVHD Commissary Agreement	Page 14 of Application Packet
SLVHD Approved Cart Certificate	Provide copy
SLC Cleanup Agreement	Page 15 of Application Packet
Insurance Certificate	(Refer to page 17 for details)
Business License	Provide copy

5. Issuance of Permit:

\mathbf{V}		
	\$298 Revocable Land Use Permit	Fees shall be made payable to Salt Lake City Corporation
	Fee	
	Revocable Land Use Permit	Issued from Real Estate Services

SLC Sidewalk Vending Cart Revocable Land Use Permit Application

Application is hereby made for a revocable permit to operate a Sidewalk Vending Cart in accordance with Chapter 5.65 of the Salt Lake City Code.

Business Name:	
Include any former names or Alias's	
	E-mail:
Owner Address:	Phone:
City:	State: Zip:
State Sales Tax Number:	Products to be sold:
Requested Locations: Please choose two Business District or Sugar House area maps	o locations from either the Expanded and Secondary Central s provided to you.
1 st Choice: Block #	Block Face
2 nd Choice: Block #	Block Face
	G H
F	Α
Ε	В
	D C
employees and the adjacent property own indemnify from any claims for damage to from, arising from and activity carried on have read and understand the requireme Ordinance 5.65 of the Salt Lake City Code	
Applicant Name (Print)	
Applicant Signature	Date:

SLC Sidewalk Vending Cart Restroom Agreement

Restroom Agreement for:		
т	(Business Name)	ake City's Vending Cart Ordinance 5.65
I, (Cart Owner)		ake City's vending Cart Ordinance 5.05
certify that I have entered into a restroo	m agreement with	ment Name)
leasted at		
located at(Address)	nave the approval from	, stablishment Owner or Authorized Agent)
		to grant such access, has granted me,
(Title)		
my employees and designees the right to	o utilize the toilet and hand washir	ng facilities at the address mentioned
above and in accordance with the Salt L	ake Valley Health Department req	uirements. Attached and incorporated
herein is a copy of the Salt Lake Valley H	Health Department restroom agree	ement for a restroom that is accessible
to me, my employees and designees dur	ing the hours that my food service	cart is in operations.
	Business hours are from	n am/pm to
(Establishment Name) am/pm, therefore, <u>I understand and</u>	acknowledge my vending car	t operations will only be
permitted to operate during the he	ours that the restroom facility	is open . I also certify the restroom
facility at the address listed above is wit	hin five hundred feet (500' feet) of	f my vending cart site. I understand this
agreement is valid only for the year in w	which the revocable land use permi	t is issued and will be submitted
annually. In the event the designated re-	stroom facility is no longer availab	le for any reason I acknowledge that it
is my sole responsibility to secure anoth	her restroom facility and notify Salt	t Lake City Real Estate Services of
said change.		
I acknowledge and understand that may be revoked and or terminated		isions are not satisfied my permit
Cart Owner Signature:		Date:
Establishment Owner or Authorized Ag	ent Signature:	Title:
Establishment Hours: from	am/pm to	am/pm

This area for City Staff Use – Do not complete		
Salt Lake City Certification by:	Date:	
Restroom Establishment Name:		
Address:	Phone:	

Establishment Days: Monday ___ Tuesday ___ Wednesday ___ Thursday ___ Friday ___ Saturday ___ Sunday __







Food Cart or Shaved Ice Stand Information		
Food Establishment Business Name Operating Address		
Food Establishment Owner (print) Home Phone / Cell Phone		
Food Establishment Mailing Address City Zip Business Phone #		
I agree to utilize the restroom facility listed below for all restroom needs. I further agree to wash my hands in the restroom after using the restroom, and to wash my hands a second time at the food facility when returning from the restroom. I understand that the restroom must be accessible during all hours of food service operations. I will immediately report any change in contracted restroom location to the Bureau of Food Protection.		
SignedDateDate		
The portion below is to be filled out by the restroom establishment owner/manager only		
Restroom Information		
Restroom Establishment Name Establishment Owner/Manager (print)		
Restroom Address City Zip Contact Phone #		
Restroom Hours: fromam / pm toam / pm		
Days: Monday Tuesday Wednesday Thursday Friday Saturday Sunday		
I agree to provide restroom facilities for employees of the above business during the listed hours.		
Signed Date		
EHS Verification: Date:		



COMMISSARY ÅGREEMENT

Bureau of Food Protection 788 E. Woodoak Lane Murray, UT 84107

THIS FORM MUST BE KEPT AT YOUR VENDING LOCATION AT ALL TIMES

Establishment Information Permanent Vending Location
Business Owner (print) Home Phone / Cell Phone Home Address City Zip Business Phone # City Zip Business Phone # City City Commissary Information (To be completed by commissary owner or manager) Commissary Name Commissary Owner (print) Commissary Address City Zip Commissary Address City Zip Commissary agrees to provide the following commissary services and space for the above establishment:
Business Owner (print) Home Phone / Cell Phone Home Address City Zip Business Phone # City Zip Business Phone # City City Commissary Information (To be completed by commissary owner or manager) Commissary Name Commissary Owner (print) Commissary Address City Zip Commissary Address City Zip Commissary agrees to provide the following commissary services and space for the above establishment:
Business Owner (print) Home Phone / Cell Phone Home Address City Zip Business Phone # City Zip Business Phone # City Zip Commissary Information (To be completed by commissary owner or manager) Commissary Name Commissary Owner (print) Commissary Address City Zip Commissary Address City Zip Commissary agrees to provide the following commissary services and space for the above establishment:
Home Address City Zip Business Phone # Commissary Information (To be completed by commissary owner or manager) Commissary Name Commissary Owner (print) Commissary Address City Zip Commissary Address City Zip Commissary Address City Zip Commissary agrees to provide the following commissary services and space for the above establishment:
Home Address City Zip Business Phone # Commissary Information (To be completed by commissary owner or manager) Commissary Name Commissary Owner (print) Commissary Address City Zip Commissary Address City Zip Commissary Address City Zip Commissary agrees to provide the following commissary services and space for the above establishment:
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Commissary Name Commissary Owner (prmt) Commissary Address City Commissary agrees to provide the following commissary services and space for the above establishment:
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Commissary Name Commissary Owner (prmt) Commissary Address City Commissary agrees to provide the following commissary services and space for the above establishment:
Commissary Address City Zip Commissary Owner Phone # Commissary agrees to provide the following commissary services and space for the above establishment:
Commissary Address City Zip Commissary Owner Phone # Commissary agrees to provide the following commissary services and space for the above establishment:
Commissary Address City Zip Commissary Owner Phone # Commissary agrees to provide the following commissary services and space for the above establishment:
Commissary agrees to provide the following commissary services and space for the above establishment:
Commissary agrees to provide the following commissary services and space for the above establishment:
Check Yes or No Services Provided Hours Available check yes or no Services Provided
□ Yes □ No Food Cooking Facilities □ Yes □ No Commercial Refrigeration
□ Yes □ No Food Preparation Tables □ Yes □ No Disposal of Waste Water
□ Yes □ No Dish Washing Facilities □ Yes □ No Overnight Parking
□ Yes □ No Cart/Truck Cleaning Facilities NA □ Yes □ No Storage of Food and Supplies
Yes No Supply Potable Water NA Yes No Supply Culinary Ice
□ Yes □ No Supply Food Products NA □ Yes □ No Garbage Dumpster Access
Li res Li nu Supply rudu Fruducis INA Li res Li nu Garuage Duripater Access
Days of the week that commissary is available:

I agree to report to the commissary facility listed above as required by SLVHD Health Regulation #5 for food preparation, food storage, supplies, cleaning and service operations. I understand that failure to use the commissary on each day of operation and failure to immediately report any change in commissary arrangements to the Bureau of Food Protection may result in permit suspension. I understand that providing false or inaccurate information on this form may result in my permit being denied, suspended, or revoked.

Signed

Business Owner

Sign

Approved by EHS

Date

Date

Salt Lake City Clean-up Acknowledgement

Clean-up Acknowledgement for:

(Business Name)

I, _________ in accordance with Salt Lake City ordinance 5.65.170 agree to (Cart Owner)
pick up any paper, cardboard, wood or plastic containers, wrappers, or any litter in any form which is
deposited by any person within a fifty foot (50') radius of my vending cart location; and clean up all
residue from any liquids spilled upon the sidewalk within said fifty foot (50') radius. It shall also be my
sole responsibility to carry a suitable container for the placement of such litter by customers or other
persons. I will not deposit any of the collected litter in either private or public trash containers
adjacent to my vending location and will take them offsite and properly dispose of them.

In the event the product(s) sold at my cart involve the cooking of food which will result in suspended grease or oil particles that end up as deposits on the immediate sidewalks or adjacent walls it shall be my sole responsibility and expense to wash the assigned location regularly and at a minimum <u>twice</u> monthly or as directed by Salt Lake City. In depth washing shall be limited during the months of December 1 through March 31, in accordance with the standards set forth and approved by the department of public utilities. My cleaning method must use a solution which dissolves the grease, and contains the wastewater while the cleaning process takes place so that the cleaning water or solution is not allowed to drain into the street or storm drain. Extraction of the gray water and solutions shall be with either a mop or wet/dry vacuum and removed off site and disposed of in an approved commissary.

I acknowledge and understand that in the event the above provisions are not satisfied my permit may be revoked and or terminated.

Signed:	Date:
(Cart Owner)	
Salt Lake City Certification by:	Date:

Please explain how you plan on performing the necessary cleaning on the Vendor Written Cleaning Plan (pg 16)

Vendor Written Cleaning Plan

Business Name:	Date:
Cart Owner Name:	Signature:



Salt Lake City Sidewalk Vending Cart Certificate of Insurance Requirements

This information will assist you and your insurance agent in complying with City insurance requirements for Sidewalk Vending (Revocable Land Use) permits.

FAILURE TO PROVIDE INSURANCE IN COMPLIANCE WITH THESE REQUIREMENTS ARE A DEFAULT IN THE PROVISIONS OF YOUR AGREEMENT OR CONTRACT WITH THE CITY AND WILL BE TREATED ACCORDINGLY. IT IS YOUR RESPONSIBILITY TO PROVIDE A COPY OF THIS INSTRUCTION SHEET TO YOUR INSURANCE AGENT.

Salt Lake City requires:

Commercial General Liability Insurance. The policy shall protect the Salt Lake City Corporation, the Permit holder, and any subcontractor from claims for damages for personal injury, including accidental death, and from claims for property damage that may arise from the Permit holder's operations under the Agreement or Contract, whether performed by Permit holder itself, any subcontractor, or anyone directly or indirectly employed by either of them.

1. <u>All Certificates of Insurance shall:</u>

- (a) Be original
- (b) Have an original or laser generated signature
- (c) Name Salt Lake City Corporation as an additional insured and certificate holder as follows:

Salt Lake City Corporation Real Estate Services 451 South State Street P.O. Box 145460 Salt Lake City, UT 84114-5460

(d) Minimum insured amounts of \$2,000,000 general aggregate and \$1,000,000 per

occurrence

(e) All required certificates and polices shall provide that coverage there under shall not be canceled or modified without providing thirty (30) written notice to the City in a manner approved by the City Attorney's office.

- 2. <u>Endorsement Page:</u> The issuing insurance company shall provide to the City, a certificate of insurance <u>and</u> an original endorsement page. This endorsement page shall:
 - (a) Reference the policy number to match the certificate of insurance.
 - (b) Show Salt Lake City Corporation as an additional insured
- 3. <u>Insurance Companies:</u> All policies of insurance provided shall be issued by insurance companies licensed to do business in the State of Utah and shall be either:

(a) Rated with an A- or better rating in the most current edition of **A.M. Best's Key Rating Guide Property-Casualty United States**.

OR

(b) Listed in the Federal Register, "Companies Holding Certificates of Authority as Acceptable Sureties on Federal Bonds";

<u>ACORD forms are not mandatory as long as the above requirements are in a format</u> <u>acceptable to the City Attorney's Office</u>.