

PLANNING COMMISSION

Candis Woods, Chair
Peggy White, Vice Chair
Shirley Benningfield, Commissioner
Robert Griffith, Commissioner
Kerri Warren, Commissioner

CITY PLANNER
Karen Mantele

MINUTE CLERK
Maria Ehom



201 North Lassen Street
Willows, CA 95988
530) 934-7041

PLANNING COMMISSION MEETING AGENDA
Wednesday November 18, 2015
7:00 p.m.

1. **Call to Order - 7:00 p.m.**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Agenda Review:** (Requested Changes by Commissioners or Staff?)
5. **Public Comment:** Persons wishing to speak on a matter *not on the agenda* may be heard at this time; however, no action will be taken unless placed on a future agenda. (***Public Comments are generally restricted to three minutes.***)
6. **Approval of Minutes:** Minutes of Planning Commission meeting held September 2, 2015
7. **New Business/Informational**
Discussion of Mobile Food Unit ordinances from other jurisdictions
8. **Commission Commentary**
9. **Adjournment**

CERTIFICATION: Pursuant to Government Code § 54954.2 (a), the agenda for this meeting was properly posted on or before November 13, 2015

A complete agenda packet, including staff reports and back-up information, is available for public inspection during normal work hours at City Hall or the Willows Public Library at 201 North Lassen Street in Willows or on the City's website at www.cityofwillows.org. In compliance with the Americans with Disabilities Act, the City of Willows will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the City Clerk's office 934-7041 to make such a request. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

The City of Willows is an Equal Opportunity Provider

MINUTES OF THE WILLOWS PLANNING COMMISSION MEETING

WEDNESDAY, SEPTEMBER 2, 2015

The meeting was called to order at 7:00 pm by Chairperson Woods.

PLEDGE OF ALLEGIANCE: Commissioner White led the Pledge of Allegiance.

ROLL CALL: Karen Mantele, Planner, Maria Ehorn, Minute Clerk

Present: Benningfield, Griffith, White, Woods, Warren

Absent: None

AGENDA REVIEW: Chairperson Woods asked if there were any changes to the agenda by staff or Commissioners. Staff and Commission had no changes to the agenda.

PUBLIC COMMENT: None.

APPROVAL OF MINUTES: It was moved by Commissioner White and seconded by Commissioner Benningfield to approve the Minutes of the Planning Commission Meeting held July 19, 2015.

AYES: BENNINGFIELD, GRIFFITH, WHITE, WOODS

NOES: NONE

ABSTENTION: WARREN

NEW BUSINESS/PUBLIC HEARING:

a. Turner Construction/Pacific Gas & Electric Design Review (File #DR-15-04)

Assessors' Parcel #003-081-001/310 E Wood Street/Light Manufacturing Zone/Light Manufacturing Land Use Designation/Addition of Fire Department conditions for a new 6,000 square foot service center building.

Chair Woods introduced the item.

Ms. Mantele presented the agenda report to the Commission for the Design Review application (file #DR-15-04) addition of 12 Fire department conditions that were previously omitted and thereby amending PC Resolution No. 09-2015 to include same said conditions. Staff stated that Patrick Diffley of Turner Construction and Dan Novak of Pacific Gas & Electric (PG&E) were in attendance to answer any questions they may have. Dan Novak stated that PG&E will be happy to comply with all the requirements.

It was moved by Commissioner Griffith, seconded by Commissioner Benningfield to approve the next Resolution in line entitled, A Resolution of the Planning Commission of the City of Willows Amending PC Resolution No. 09-2015; Specifically to amend the conditions of approval for the Pacific Gas & Electric Design Review project which allowed the construction of a new 6,000 square foot metal building and site improvements for property located at 310 E. Wood Street Assessors Parcel Number 003-081-001.

AYES: BENNINGFIELD, GRIFFITH, WHITE, WOODS, WARREN

NOES: NONE

Commissioner Griffith asked about the core sampling. Mr. Diffley reported that the core sampling is complete and the soils analysis is starting. Once approved they will start excavation and remediation. Ms. Mantele reported that a site meeting with staff & several other agencies took place on Monday regarding requirements and clarification for the project. Due to time frames, certain parts of the project may not be completed at the same time. The City Engineer and Building Department are working with the applicant to make sure the project continues and all aspects/requirements for the project are completed. Staff stated she would send out the approval letter with the amended resolution and amendments to the conditions next week.

b. Garcia Mobile Food Unit/One Year Review Use Permit (File #UP-14-04)

Assessors' Parcel #005-404-005/410 N Tehama Street/General Commercial Zone/General Commercial Land Use Designation/Commission one year review of mobile food truck business.

Chairperson Woods introduced the item.

Ms. Mantele presented the agenda report for Use Permit (File # 14-04) for the one year review of mobile food service business (aka La Mexicana) per condition number 7 of the final conditions of approval. Staff noted one outstanding item, which was the current food handler certificate. The owners did provide the current certificate earlier in the week. Staff stated that it was up to the Commission to determine whether another review was required or not. Discussion was held regarding oversight on these types of businesses. The consensus of the Commission was to place a condition on the applicant to provide a current food handler certificate to the city annually. Staff will add the condition to their approval letter.

COMMISSION COMMENTARY:

1. Commissioner Griffith asked about the black tanks located at the new Tractor Supply store. Ms. Mantele stated that it was allowed in their permits to have outdoor displays although it was not specific as to what may or may not be put on display. Staff will look into it to see if this is going to be permanent or just a temporary display of wares. Commissioner Griffith thought it took away from the beautiful facility.
2. Commissioner Griffith had heard rumors of a Carl's Junior and a Chili's coming in. Staff stated that she has spoken with several interested parties recently about and stated that may have been one that was mentioned. It was noted by Staff that the interested parties stated that the Tractor Supply had caught their eye and prompted their call to the city. Staff also noted that the soft opening for Tractor Supply is slated for September 12, 2015, no time as of yet and the Grand Opening is scheduled for September 26, 2015.
3. Commissioner Griffith asked about the status of the Economic Development Assistance (EDA) grant. Staff reported that it will be an item on the agenda at the next City Council meeting. Staff working on the environmental requirements of the grant. Commissioner Griffith asked if it is a possibility that the use would be industrial instead of commercial. Staff stated that it is leaning more towards industrial uses but there will be a number of uses that will be allowed there.
4. Commissioner Griffith stated he had submitted his papers for another term on the Planning Commission. Staff reminded everyone that there are 3 vacancies coming up in December.
5. Staff reported that she will be meeting with someone regarding utilizing an already existing empty building in town.
6. Ms. Mantele also reported there are no new projects at this time and that she will be out of the office and unavailable for the next few weeks.
7. Chair Woods asked about the Thunderhill food truck. Ms. Mantele reported that she had spoken with Walmart executives. They asked if this was a onetime event or ongoing. They requested and were provided the staff report. It does not appear at this time that Walmart will be approving the use. Mr. Thompson of Thunderhill is still looking for locations for use downtown. Discussion was held regarding seeing what other jurisdictions are doing and changing the municipal code to allow food units to move from location to location.
8. Ms. Mantele also stated that a substitute planner will be available during the time she is out of the office.

ADJOURNMENT: Meeting adjourned at approximately 7:35 pm.

CANDIS WOODS – Chair

Maria Ehorn – Minute Clerk

Planning Commission Agenda Report:

November 18, 2015

RE: Mobile Food Vendors/Units

In August of this year, the Commission heard a Use Permit request to operate a mobile food unit within the City of Willows. The applicant desired to be allowed to move his food vending unit to several locations to meet the needs of the community. The City of Willows code does not address the allowance of making food vendors/units mobile (i.e.: moving from one location to another).

In an effort to not only bring more business to the City but afford those food vendors that desire to move about with their food units, the Commission is interested in discussing this topic. The Commission also wanted to see what the code requirements were for other jurisdictions. Therefore this item is being agendized in order to start information discussions on how the Commission wants to proceed with this topic.

STAFF RECOMMENDATION:

Provide direction to Staff after discussions.

Attachments:

1. City of Orland Code
2. City of Chico Code
3. City of Healdsburg Code
4. County of Glenn Code
5. State Code

Submitted by:



Karen Mantele
Principal Planner

ORLAND CODE

		Adds ch. 14.07, abatement of medical marijuana	5	Added	14.07.010— 14.07.080
2012-04	9- 17- 2012	Amends tit. 2 regarding department heads, city officials and contract consultants		1	2.08.030
				2	2.08.040
				3	Rpld 2.08.050
				4	Added 2.08.060
				5	2.12.120
2012-05	11- 5- 2012	Amends ch. 17.96, administration and enforcement		1	17.96.020C.
2012-06	12- 3- 2012	Adds definitions to ch. 17.08, amends chs. 17.36, 17.40, 17.44, 17.48, and 17.52 by allowing catering trucks and food trucks in the C-1, C-2, C-H, M-L and M-H zone districts subject to approval of an administrative use permit		1	Added 17.08.1455, 17.08.1456
					17.08.1475
					17.36.030
					17.40.030
					17.44.025
					17.48.025
					17.52.030
2013-01	1- 7- 2013	Repeals and reenacts art. III of ch. 13.04, (water and sewer service system) service charges, billing and collection, and amends definitions		1	Rpld 13.04.110— 13.04.130

CITY OF ORLAND/ DEFINITION

17.08.1475 - Vending cart.

"Vending cart" means a mobile, non-motorized, movable cart from which pre-packaged food stuffs to include but not be limited to ice cream, flowers, and/or nonalcoholic beverages are provided, or offered for sale or sold, to the public with or without charge. Vending carts shall require a city-issued business license and shall be required to provide documentation that the use has been approved by the Glenn County Public Health Department.

(Ord. No. 2012-06, § 1)

Editor's note— Ord. No. 2012-06, § 1, adopted Dec. 3, 2012, set out provisions designated as § 17.08.1500. Inasmuch as said section already exists, the provisions have been redesignated as § 17.08.1475, at the discretion of the editor.

CITY OF ORLAND - DEFINITIONS

17.08.1455 - Truck, catering.

"Catering truck" means any licensed, motorized vehicle wherein or wherefrom wrapped or pre-packaged food, foodstuffs, products, liquids or material intended or food or drink for human consumption are sold, served, distributed, or offered for sale at retail or given away to the public. Catering trucks shall require a city-issued business license and shall be required to provide documentation that the use has been approved by the Glenn County Public Health Department.

(Ord. No. 2012-06, § 1)

Editor's note— Ord. No. 2012-06, § 1, adopted Dec. 3, 2012, set out provisions designated as § 17.08.1460. Inasmuch as said section already exists, the provisions have been redesignated as § 17.08.1455, at the discretion of the editor.

17.08.1456 - Truck, food.

"Food truck" means any licensed, motorized vehicle or mobile food unit which is stored on a privately-owned lot and where food is prepared on the premises and service to the customer is by means of a window or opening on the side of the vehicle. Food trucks shall require a city-issued business license and shall be required to provide documentation that the use has been approved by the Glenn County Public Health Department.

(Ord. No. 2012-06, § 1)

Editor's note— Ord. No. 2012-06, § 1, adopted Dec. 3, 2012, set out provisions designated as § 17.08.1470. Inasmuch as said section already exists, the provisions have been redesignated as § 17.08.1456, at the discretion of the editor.

ORLAND CODE/C-1 ZONE

17.36.030 - Administratively permitted uses.

Administratively permitted uses in the C-1 zone are as follows:

- A. Antique shops.
- B. **Catering trucks.**
- C. **Food trucks.**
- D. Used furniture store.
- E. Stands for the purpose of displaying and selling agricultural, floricultural or products produced or grown on the premises, provided that there shall be only one for contiguous land under single ownership. The ground coverage of the stand shall not exceed three hundred (300) square feet and be set back a minimum of twenty-five (25) feet from the adjacent street or highway. (Ord. 2003-03 § 3 (part) and Ord. 2007-05; 9-4-07). Other uses which the city planner determined by written findings are similar to the above.

(Ord. 2007-05 § 3 (part))

(Ord. No. 2012-06, § 1)

CITY OF ORLAND/ C-2 ZONE

17.40.030 - Administratively permitted uses.

A. Administratively permitted uses in a C-2 zone are as follows:

Antique shops;

Appliance sales and repair;

Auto part sales, no repairs;

Carpet/flooring sales;

Catering/food trucks;

Cleaners and Laundromats;

Dwellings, second floor only;

Electric appliances repair;

Food trucks;

Medical clinics and offices;

Medical labs;

Produce stand(s);

Restaurants with outdoor eating areas;

Secondhand store in accordance with the provisions of Section 5.20.060;

Studios and instructional studios;

Video stores.

(Ord. 2003-03 § 3 (part) and Ord. 2007-05; 9-4-07)

B. Other uses which the city planner determines by written findings are similar to the above.

(Ord. 2007-05 § 3 (part))

(Ord. No. 2012-06, § 1)

17.40.040 - Conditional uses requiring use permits.

A. Conditional uses requiring use permits in the C-2 zone are as follows:

1. Airports, heliports, and landing strips;

2. Animal hospital and veterinary office;

3. Automobile repair and sales;

4. Automobile service stations;

5. Bowling alleys;

CITY OF ORLAND/ C-H ZONE

17.44.025 - Administratively permitted uses.

Administratively permitted uses in the C-H zone are as follows:

- A. **Catering trucks;**
- B. **Food trucks;**
- C. Produce stand(s);
- D. Other uses which the city planner determines by written findings are similar to the above.

(Ord. 2007-05 § 3 (part))

(Ord. No. 2012-06, § 1)

17.44.030 - Conditional uses requiring use permits.

A. Conditional uses requiring use permits are as follows:

- 1. Reserved;
- 2. Airport, helicopters, and landing strips;
- 3. Agricultural supply and product sales;
- 4. Amusement parks, commercial amusement operations;
- 5. Animal hospitals and kennels;
- 6. Boarding and rooming houses;
- 7. Carpentry and cabinet making shops;
- 8. **Catering truck(s)/food trucks(s);**
- 9. Cement, u-haul;
- 10. Clothing manufacture;
- 11. Communication towers and support facilities in accordance with the provisions of Chapter 17.85
- 12. Contractor's yards;
- 13. Dry cleaning plants;
- 14. Dwellings associated with commercial use;
- 15. Fabrication, wood, metal and fiber products;
- 16. Flea market(s);
- 17. Handicraft manufacture;
- 18. Homes for elderly;
- 19. Light industrial uses not listed above as permitted uses;
- 20. Metal working shops;
- 21. Mini-storage facility;
- 22. Plumbing shops;
- 23. Printing and lithography;

CITY OF ORLAND CODE/ML ZONE

17.48.025 - Administratively permitted uses.

Administratively permitted uses in the M-L zone are as follows:

- A. **Catering trucks;**
- B. **Food trucks;**
- C. Produce stand(s);
- D. Other uses which the city planner determines by written findings are similar to the above.

(Ord. 2007-05 § 3 (part))

(Ord. No. 2012-06, § 1)

17.48.030 - Conditional uses requiring use permits.

A. Conditional uses requiring use permits in the M-L zone are as follows:

- 1. Airports, heliports and landing strips;
- 2. Animal hospitals and kennels;
- 3. Bowling alley;
- 4. **Catering truck(s)/food truck(s);**
- 5. Churches;
- 6. Day care;
- 7. Dry cleaning plants;
- 8. Dwellings, motels and mobile home parks;
- 9. Explosives, sale and storage;
- 10. Flea market(s);
- 11. Health club;
- 12. Manufacturing uses not within an enclosed building;
- 13. Mini-storage;
- 14. Printing and lithography.

B. Special regulations: all manufacturing and fabricating areas shall be enclosed in buildings, and all equipment and materials storage areas adjacent to R zones shall be screened by walls, fences or adequate plantings to a height of not less than six feet.

C. Storage of gasoline and other petroleum products emitting a flammable vapor at less than one hundred (100) degrees Fahrenheit.

- 1. Surplus sales.

D. Other uses which the city planner determines by written findings are similar to the above pursuant to Section 17.04.030

(Ord. 2007-05 § 3 (part))

CITY OF ORLAND /MH ZONE

17.52.030 - Administratively permitted uses.

Administratively permitted uses in the M-H zone are as follows:

- A. **Catering trucks;**
- B. **Food trucks;**
- C. Retail uses associated with an approved manufacturing use;
- D. Temporary uses associated with entertainment, construction or sales for periods of less than thirty (30) days;
- E. One residential unit to be used solely as a caretaker residence, not exceeding one thousand five hundred (1,500) square feet and otherwise meeting all requirements for a single-family residence;
- F. Produce stand(s);
- G. Other uses which the city planner determines by written findings are similar to the above.

(Ord. 2007-05 § 3 (part))

(Ord. No. 2012-06, § 1)

CITY OF ORLAND
815 Fourth Street
Orland, CA 95963
530.865.1600
530.865.1632 (fax)

**INFORMATION FOR APPLICATION FOR
“BUSINESS” ADMINISTRATIVE USE PERMIT**

Planning Application Fee: \$65.00

Administrative Use Permits and Site Plan Reviews:

These Permits do not require public noticing or public hearing. The City of Orland has thirty (30) days to make a determination on an application for these Permits according to Government Code Section 65943. If your project is an Administratively Permitted Use or requires a Site Plan Review, according to the Orland Municipal Code, a landscaping plan for review by the City Planner, curb, gutter, and sidewalk if required by the City Public Works Department and/or the City Engineer, and paved parking will be required in all Commercial and Industrial Zoning Districts at the applicant’s expense with the exception of the Downtown area as follows:

Compliance with parking and landscaping requirements of Sections 17.76.100 and 17.76.110 (attached) is required except in the area bounded by the Union Pacific Railroad tracks to the west, Tehama Street to the north, Third Street to the east and Yolo Street to the south. Within this area, known as Downtown Orland, compliance with the parking provisions of Sections 17.76.100 and 17.76.110 is waived at this time. This is subject to change by the City Council.

The City Engineer will calculate the appropriate deposit against which engineering services will be billed at the current rate of \$95.00 per hour. The applicant is responsible for all charges incurred for engineering services.

Please note:

- 1) Applicant or applicant’s representative and the landowner(s) will be required to **sign this form as part of the complete application.**
- 2) Planning application fees are paid for the **process only** and are non-refundable if the application is denied.
- 3) Building permit fees and impact fees are separate from planning application fees. Impact fees, if applicable, are due at the time the Building Permit is issued. Please contact the Building Department at 530.865.1606 for additional information.
- 4) A qualified, professional licensed surveyor or engineer to prepare any required maps or plans is the responsibility of the applicant.

This list is intended to meet the requirements of State of California Government Code Section 65940 and Chapters 17.78 and 17.80 of the Orland Municipal Code.

Information and Procedure for Filing Application for
Business Administrative Use Permit

The law requires that the City Manager or his/her designee make affirmative findings of fact in each of the following if your application is to be approved, that the:

- Use is consistent with the purposes of the district in which the site is located; and
- Proposed location of the use and the conditions under which it may be either operated or maintained will not be detrimental to the public health, safety, or welfare or be materially injurious to the properties or improvements in the vicinity; and the
- Propose use is in conformance with the General Plan.

**PROCEDURE FOR FILING APPLICATION FOR
“BUSINESS” ADMINISTRATIVE USE PERMIT**

1. File one copy of the attached application form properly filled out and signed by the applicant(s) AND owner(s). Either all property owners must sign (husband and wife, etc.) or a Power-of-Attorney must be submitted specifically authorizing a designated person to sign this application. If a corporation is the property owner, a resolution from the corporation authorizing this application shall be submitted to the City as part of a complete application submittal.
2. Along with the application, a reproducible 8 ½” x 11” plot plan must be submitted detailing existing building(s) and structure(s) on the site, fences, property lines, driveway(s) and the distances of all buildings and structures from all property line(s) to scale. The Site Plan must also include sign details (size, colors, location).
3. File one copy of the current County Assessor’s Map with the property’s proposed use delineated (Contact: County Assessor, 2nd Floor County Courthouse, Willows, 530.934-6402).
4. **A filing fee of \$65.00** by check or money order payable to the “City of Orland”, shall be submitted with the application.
5. City staff, in the course of processing the application, may request the applicant to clarify, amplify, correct, or otherwise supplement the information required for the application.
6. The City of Orland by State Law (Government Code Section 65943) has thirty (30) days from the date of application submittal and payment of filing fees to process an Administrative Use Permit. No processing will begin on any application until it is deemed complete.
7. Applicant will be notified by letter of the action taken on the application.
8. Appeal to the City Council from any decision of the City Manager or his/her designee may be made in writing to the City Clerk within ten (10) days from the date of the City Manager’s or his/her designee’s action. All decisions made by the City Council are final.
9. Approval of the Business Administrative Use Permit does not constitute approval of a Building Permit. A separate application shall be submitted to the Building Department for review. Please contact the Building Department at 530.865.1606 for additional information.

**Information and Procedure for Filing Application for
Business Administrative Use Permit**

SIGNATURES:

Property Owner(s):

Print Name: _____

Signature: _____

Date: _____

Print Name: _____

Signature: _____

Date: _____

Applicant(s):

Print Name: _____

Signature: _____

Date: _____

Print Name: _____

Signature: _____

Date: _____

Date Filed: _____

Administrative Use Permit # _____

CITY OF ORLAND
815 Fourth Street
Orland, CA 95963
530.865.1600
530.865.1632 (fax)

APPLICATION FOR "BUSINESS" ADMINISTRATIVE USE PERMIT (Failure to answer applicable questions and include required attachments could delay the processing of your application.)

1. APPLICANT(S):

Name: _____

Address: _____

Business Phone: _____

Fax: _____

Mobile: _____

Email Address: _____

2. LANDOWNER(S):

Name: _____

Address: _____

Business Phone: _____

Fax: _____

Mobile: _____

Email Address: _____

3. REQUEST (Project for which this form is filed):

4. Address of the PROJECT: _____

Application for Business Administrative Use Permit

5. Current Assessor's Parcel Number: _____
6. Existing Zoning District: _____
7. Existing Use of Property: _____
8. Site size: _____
9. Square footage: _____
10. Describe the project site as it exists before the project, including information on topography, soil stability, plants and animals, and any cultural historical or scenic aspects. Describe any existing structures on the site, and the use of the structures. Attach photographs of the site. Snapshots or Polaroid photos will be accepted.
11. Describe the surrounding properties, including information on plant and animals, and any cultural, historical or scenic aspects. Indicate the type of land use (residential, commercial, etc.) intensity of land use (one-family, apartment houses, shops, department stores, etc.) and scale of development (height, frontage, set-back, rear yard, etc.). Attach photographs of the vicinity. Snapshots or Polaroid photos will be accepted.
12. Name, address and telephone number of person to be contacted concerning this project:

13. List and describe any other related permits and other public approvals required for this project, including those required by city, regional, state and federal agencies:

It is understood that any permit issued pursuant to this application will not grant any right or privilege to use any building or land either contrary to the provisions of law or of any ordinance of the City of Orland. All provisions of law or of any ordinance governing the use of the aforesaid building or land will be complied with whether specified herein or not.

DECLARATION UNDER PENALTY OF PERJURY

(Must be signed by the applicant(s) and the property owner(s))

I am (we are) the owner(s) and/or applicant(s) of property involved in this application, and I (we) have completed this application and all other documents required.

I am (we are) the owner(s) and/or applicant(s) of the property consenting to the preparation and submission of this application.

Application for Business Administrative Use Permit

I (we) also shall agree to abide by the conditions of approval as issued by the City Manager or his/her designee/the Technical Advisory Committee/City Council.

I (we) declare under penalty of perjury that the foregoing is true and correct.

The property owner(s) and/or applicant(s) by signing this application, shall be deemed to have agreed to defend, indemnify, release and hold harmless the City, its agents, officers, attorney's employees, boards and commissions (collectively, the "Indemnified Parties") from any claim, action, or proceeding brought against any of the foregoing individuals or entities by a third party, the purpose of which is to attack, set aside, void, or null the approval of this development entitlement or approval or certification of the environmental document which accompanies it (collectively, the "Entitlements") or to obtain damages relating to such actions(s).

This indemnification agreement shall include, but not be limited to, damages, costs, expenses, attorney fees, or expert witness fees that may arise out of an action by a third party to void the Entitlements, whether or not there is concurrent passive or active negligence on the part of the City provided, however, this indemnification shall not apply to the gross negligence or willful misconduct of the Indemnified Parties.

SIGNATURES:

Property Owner(s):

Print Name: _____

Signature: _____

Date: _____

Print Name: _____

Signature: _____

Date: _____

Applicant(s):

Print Name: _____

Signature: _____

Date: _____

Print Name: _____

Signature: _____

Date: _____

CHICO CODE

Chico, CA Code of Ordinances

Chapter 19.23 MOBILEFOOD VENDORS

Chapter 19.23

MOBILE FOOD VENDORS**Section:**19.23.010 Purpose, applicability19.23.020 Application19.23.030 Action on **mobile food** vendor permits19.23.040 Operating standards19.23.050 **Mobile foods** vendors not meeting operating standards■ 19.23.010 Purpose, applicability.

The following provisions are intended to permit **food** preparation and sales from a licensed motorized vehicle or a licensed trailer on a parcel located in a non-residential zoning district for a period of two years, subject to the standards in Section 19.23.040.

(Ord. 2440 §13)

■ 19.23.020 Application.

Mobile food vendor permits shall be issued for a period of two years upon the approval of a **mobile food** vendor permit application form provided by the Director that includes all information necessary to allow the Director to determine if the proposed use will comply with the standards in this chapter.

(Ord. 2440 §13)

■ 19.23.030 Action on **mobile food** vendor permits.

Upon review of a completed application for a **mobile food** vendor permit, the Director shall issue a permit if the Director determines that the proposed use complies with all of the standards set forth in Section 19.23.040, below. **Mobile food** vendor permits shall be approved or denied in writing. All denials shall state the reasons for the denial. Reasons for denial shall be limited to a finding by the Director that the proposed use is not permitted in the applicable zoning district or that the use does not comply with one or more of the requirements of Section 19.23.040.

(Ord. 2440 §13)

■ 19.23.040 Operating standards.

Mobile food vendors shall comply with all of the following operating standards:

A. Comply with all federal, state and local laws and regulations, including but not limited to, those of the City of Chico and the Butte County Department of Environmental Health.

B. Hours of operation shall be limited to 9:00 a.m. to 9:00 p.m. daily when adjacent to a residential zoning district, and limited to 6:00 a.m. to midnight when adjacent to a non-residential zoning district.

C. Store the **mobile** vehicle or trailer off-premises during non-business hours. All associated equipment, including tables and chairs, must be stored either off-premises or out of sight within an existing structure if on-premises.

D. Keep the site free of litter and debris generated by the business at all times. The permittee shall provide trash and recycling receptacles for customer use. Any waste associated with the **mobile food** vendor shall be removed daily from the site.

E. All waste discharges are to be done at a facility approved by the City of Chico Industrial Waste Pretreatment Program (CIPP), or a grease interceptor must be installed on-site. If

requested, the permittee must provide to CIPP staff the name and address of where the wastewater is discharged.

F. Outdoor speakers and outdoor music shall not be permitted on the site. Signs shall be permitted on the vehicle only.

G. Any connection of the vehicle to an existing or new electrical service shall be inspected and approved.

H. Customer parking shall only be allowed in striped parking stalls. The permittee shall post a sign on the **mobile food** vendor during open hours stating this requirement.

I. Permittee shall coordinate with the property owner to make restrooms available as needed to customers and employees.

(Ord. 2440 §13)

■ **19.23.050 Mobile food vendors not meeting operating standards.**

A **mobile food** vending business which does not meet the operating standards of this chapter shall apply for a use permit in compliance with Chapter 19.24 (Use Permits).

(Ord. 2440 §13)

Disclaimer:

This Code of Ordinances and/or any other documents that appear on this site may not reflect the most current legislation adopted by the Municipality. American Legal Publishing Corporation provides these documents for informational purposes only. These documents should not be relied upon as the definitive authority for local legislation. Additionally, the formatting and pagination of the posted documents varies from the formatting and pagination of the official copy. The official printed copy of a Code of Ordinances should be consulted prior to any action being taken.

For further information regarding the official version of any of this Code of Ordinances or other documents posted on this site, please contact the Municipality directly or contact American Legal Publishing toll-free at 800-445-5588.

Chico, CA Code of Ordinances

Title 5 BUSINESS REGULATIONS1Chapter 5.38 FOOD FACILITIES*

Chapter 5.38

FOOD FACILITIES*

Section:5.38.010 Purpose.5.38.020 Definitions.5.38.030 Permit required.5.38.040 Application for permit.5.38.050 Issuance of permit.5.38.060 Term of permit.5.38.070 Renewal of permit.5.38.080 Prohibited transfer of permit.5.38.090 Suspension and revocation of permit.5.38.100 Posting of permit.5.38.110 Special identification requirements for vending machines and food vehicles.5.38.120 Food facility construction, alterations, and additions.5.38.130 Food facility inspections.5.38.140 Local food facility standards.5.38.150 Appeals.5.38.160 Abatement actions.5.38.170 Other permits required by this code.

* Prior ordinance history: Ord. 1495.

5.38.010 Purpose.

This chapter is adopted for the purpose of implementing the provisions of the California Uniform Retail Food Facilities Law, as set forth in Chapter 4, Part 7, Division 104 of the California Health and Safety Code (commencing with Section 113700). (Ord. 1642 (part); Ord. 2176)

5.38.020 Definitions.

Unless the contrary is stated or clearly appears from the context, the following definitions shall govern the construction of the words and phrases used in this chapter:

A. **Food Facility.** The term "food facility" shall mean a food facility as defined in Section 113785 of the California Health and Safety Code.

B. **Health Department.** The term "health department" shall mean the city health department; provided that, where the city council has consented by ordinance or resolution to the enforcement of public health laws in the city by the Butte County health officer, the term "health department" shall mean the Butte County health department.

C. **Health Officer.** The term "health officer" shall mean the city health officer; provided that, where the city council has consented by ordinance or resolution to the enforcement of public health laws in the city by the Butte County health officer, the term "health officer" shall mean the Butte County health officer.

(Ord. 1642 (part); Ord. 2176)

5.38.030 Permit required.

CITY OF CHICO CODE

14.60.070 Permits authorizing sales of food, cut flowers, and beverages from city streets, sidewalks and parking lots.

The director may, by a permit issued in the manner hereinafter provided by this chapter, authorize the sale of food, cut flowers, and beverages on and from all city streets and/or that portion of the city sidewalks and parking lots within the central business district; except as follows:

A. A permit issued by the director shall not authorize the sale of food, cut flowers, and beverages on and from a city street, sidewalk or parking lot within 300 feet of the exterior boundaries of any private or public school, save and except the campus of the California State University, Chico;

B. A permit issued by the director shall not authorize the sale of food, cut flowers, and beverages on and from a city street, sidewalk or parking lot within 200 feet of a city park or playground other than a park or playground within the central business district; and

C. A permit issued by the director shall not authorize the sale of food, cut flowers, and beverages from a place and during the times subject to an exclusive franchise granted by ordinance adopted by the city council in the manner hereinafter provided by this chapter except to the extent expressly authorized by such franchise.

(Ord. 1925 §2 (part), Ord. 1989, Ord. 2012 §4 (part), Ord. 2032 §1, Ord. 2136 §3, Ord. 2287, Ord. 2364 §212)

14.60.080 Applications for permits.

Applications for a permit authorizing the sale of food, cut flowers, or beverages on and from a city street, sidewalk or parking lot shall be filed in the office of the director, shall be in a form and contain the information prescribed by the director and shall be accompanied by a permit fee in an amount established by resolution of the city council based on the estimated cost of processing the permit application and otherwise administering the provisions of this chapter.

(Ord. 1925 §2 (part), Ord. 2012 §4 (part), Ord. 2032 §2, Ord. 2136 §3, Ord. 2287, Ord. 2364 §213)

14.60.090 Action on applications for permits - Approval of application and issuance of permit.

Where the director determines that a completed application has been filed for a permit which authorizes the sale of food, cut flowers, or beverages on and from a city street, sidewalk or parking lot and there are no grounds for denying such permit, the director shall approve the application and issue the permit subject to all of the general and special conditions hereinafter provided for by this chapter at such time as the applicant has provided the comprehensive liability insurance and otherwise complied with all other special conditions required by this chapter as conditions precedent to the issuance of such permit.

Chico, CA Code of Ordinances

Title 14 STREETS AND SIDEWALKS

Chapter 14.60 USE OF CITY STREETS AND SIDEWALKS FOR SALES OF FOOD, CUT FLOWERS, BEVERAGES, OR MERCHANDISE AND/OR RENTALS OF EQUIPMENT OR OTHER THINGS

 Chapter 14.60

USE OF CITY STREETS AND SIDEWALKS FOR SALES OF FOOD, CUT FLOWERS, BEVERAGES, OR MERCHANDISE AND/OR RENTALS OF EQUIPMENT OR OTHER THINGS

Section:

14.60.010 Purpose.

14.60.015 Director.

14.60.020 Administration by director.

14.60.025 Administrative review of determination or action of director by city manager.

14.60.030 Appeal from decision of city manager to city council.

14.60.040 Definition of central business district.

14.60.050 Prohibition on sales or rentals from city streets and sidewalks without permit or franchise.

14.60.060 Exceptions to prohibition on sales or rentals from city streets and sidewalks without permit or franchise.

14.60.070 Permits authorizing sales of food, cut flowers, and beverages from city streets, sidewalks and parking lots.

14.60.080 Applications for permits.

14.60.090 Action on applications for permits - Approval of application and issuance of permit.

14.60.100 Action on applications for permits - Denial of application.

14.60.110 General conditions of permits - Comprehensive liability insurance.

14.60.115 General conditions of permits - Hours of operation.

14.60.120 General conditions of permits - Operations restrictions.

14.60.130 Special conditions of permits.

14.60.140 Term of permits.

14.60.150 Revocation of permits.

14.60.160 City council franchises authorizing sales and rentals from city streets, sidewalks and other city property.

14.60.170 Applications for city council franchises.

14.60.180 Transmittal of applications for city council franchises to city council for hearing and action.

14.60.190 Notice of hearing on city council franchises.

14.60.200 City council hearing and action on application for city council franchises.

14.60.210 General conditions of city council franchises - Comprehensive liability insurance.

14.60.220 General conditions of city council franchises - Places, times and other conditions of operation.

14.60.230 General conditions of city council franchises - Right of franchisees to grant licenses to other persons.

14.60.240 Special conditions of city council franchises.

14.60.250 Effect of city council franchises on sales by permittees.



**PLANNING SERVICES
DEPARTMENT**

411 Main Street (530) 879-6800
P.O. Box 3420
Chico, CA 95927

Application No. _____

**APPLICATION FOR
Mobile Food
Vendor Permit**

Applicant Information

Applicant		Daytime Phone	
Street Address			
City		State	Zip

Property Owner		Daytime Phone	
Address			
City		State	Zip
Owner Signature (or Attach Signed Authorization)			

Project Information

Property Address/Location	
Assessor's Parcel No.	Parcel Size
Existing Land Use	
Present Zoning	Present General Plan Designation

Request			
Days & Hours of Operation	No. of Employees	Street Parking (See Site Plan)	

Required Signatures

I hereby certify that this application and all other documents submitted are true and correct to the best of my knowledge and belief. I also certify that I am the owner of the above property or have attached the owner's written consent to file this application. I understand that verification of property ownership or interests in the property or application may be required. (Before signing, see the information on the back of this application.)

Applicant's Signature	Date
-----------------------	------

For Office Use Only

Application Received By	Receipt No.
Date	Application Fee \$
Assigned Planner	Total Fees \$ (Check payable to the City of Chico)

Code Enforcement

A	B	E	F	G	H	I	N	P	S
Dept	Fee Schedule #	Fee Schedule Title	Fee Item #	Fee Item Description	Authority	Last Changed Resolution	Fee FY 15-16	Notes	Effective Date
421	CDD - Planning	21.010	III.Q	Indoor Marijuana Cultivation Permit	CMC Chap. E.5	Res No. 07-11	\$ 310.00		Pre 6/30/2015
422	CDD - Planning	21.010	III.R	Mobile Food Vendor Permit	CMC Chap. E.5	Res No. 07-11	\$ 482.00		Pre 6/30/2015
423	CDD - Planning	21.010	III.S.1.a	Foothill Development Permit - Single Family Residence	CMC Chap. E.5	Res No. 07-11	\$ 2,784.00		Pre 6/30/2015
424	CDD - Planning	21.010	III.S.1.b	Foothill Development Permit - Other	CMC Chap. E.5	Res No. 07-11	\$ 1,400.00		Pre 6/30/2015
425	CDD - Planning	21.010	III.T	Administrative Extension or Minor Modification of a Land Use Entitlement	CMC Chap. E.5	Res No. 07-11	\$ 426.00		Pre 6/30/2015
426	CDD - Planning	21.010	III.U	Development Review Committee - Application Fee	CMC Chap. E.5	Res No. 07-11	\$ 1,000.00		Pre 6/30/2015
427	Community Development	21.025	1.D.1	Plan Check/Inspection Fees - Basic Fee	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 137.00	Per Hour	Pre 6/30/2015
428	Community Development	21.025	1.D.2	Plan Check/Inspection Fees - Overtime Fee	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 167.00	Per Hour	Pre 6/30/2015
429	Community Development	21.025	1.D.3	Plan Check/Inspection Fees - Construction Inspection Fee	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 74.00		Pre 6/30/2015
430	Community Development	21.025	11.A.1	Preliminary Plan Check Fee	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 210.00		Pre 6/30/2015
431	Community Development	21.025	11.A.3	Plan Maintenance Fee: 2% of building permit fee with a minimum of \$8 and a maximum of \$350	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ -		Pre 6/30/2015
432	Community Development	21.025	11.A.4.b.(1)	Energy Plan Check Minimum Fee - Up to 2 Residential Units	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 93.00		Pre 6/30/2015
433	Community Development	21.025	11.A.4.b.(2)	Energy Plan Check Minimum Fee - 3 or More Residential Units	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 47.00	Per Unit	Pre 6/30/2015
434	Community Development	21.025	11.A.4.b.(3)	Energy Plan Check Minimum Fee - Nonresidential Additions/Alterations	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 47.00		Pre 6/30/2015
435	Community Development	21.025	11.A.4.b.(4)	Energy Plan Check Minimum Fee - Residential Additions/Alterations	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 47.00		Pre 6/30/2015
436	Community Development	21.025	11.A.5	Energy Resale Inspection Fee	CMC Chap. 14.36, 16.10, 16.14, 16.16, 16.28, 8P	Res No. 05-10	\$ 247.00	Per Unit	Pre 6/30/2015

HEALDSBURG CODE

City of Healdsburg

Article II. Street Vendors

5.08.100 Purpose.

The purpose of this article is to set forth specific regulations to govern the transient or nonpermanent vending of various goods in the City as defined by HMC 5.08.110. It is recognized that such transient operations may have negative land use, public safety, and traffic impacts which the City desires to regulate. (Ord. 924 § 1, 1996. Code 1964 § 11-49.)

5.08.110 Definitions.

For the purpose of this article, the following words and phrases shall have the meanings respectively ascribed to them by this section.

“Vending” means the sale, or offering and exposing for sale, or solicitation of offers to purchase, or causing to be sold for cash or consideration, or soliciting, exposing, or offering for sale for delivery at a later time any property or service by any person from public property within the City at any location other than a building or structure constructed on a permanent foundation which is rented, leased, or owned by the person selling, offering to sell, or soliciting the sale of the property, except as provided for in Article I of this chapter. Vending also means the offering of foodstuffs, goods, wares or merchandise for sale or future delivery from a fixed place of business if the place of business is open seasonally or for a period of less than six months. Vendors include “itinerant merchants” and “street merchants.”

“Mobile vending vehicles” shall include, but not be limited to, any motor vehicle, truck, car, trailer, cart, wagon, conveyance, or structure not permanently fixed to a permanent foundation and which may be moved under its own power, pushed, or pulled by hand, towed by a motor vehicle, wheelchair, motorcycle, bicycle, or other mobile device, or carried upon or in a motor vehicle or trailer.

“Person” means and includes the singular and the plural and also means and includes any individual, firm, corporation, association, club, partnership, joint venture, and any other organization. (Ord. 924 § 1, 1996. Code 1964 § 11-50.)

5.08.120 Business license required.

It shall be unlawful for any person to vend any product or to allow other persons under that person's employ to vend any product, within the corporate limits of the City, without first obtaining a **business license** from the City as provided by this article. (Ord. 924 § 1, 1996. Code 1964 § 11-51.)

5.08.130 Regulations

A. No person shall vend in any of the following places within the City:

1. Within 500 feet of the closest point to the property line of a school servicing students 18 years of age or younger;
2. Within 300 feet of the closest point on the property line of a public park or public playground;
3. Within 300 feet of the closest point of the property line of a municipal center;
4. Within 100 feet of any street intersection;
5. At a location where space for pedestrian passage will be reduced to less than six feet;
6. On any sidewalk or street adjacent to a curb which has been designated as a white, yellow, blue, or red zone;
7. Within 15 feet of any crosswalk, fire hydrant, or driveway;
8. Within 100 feet of a like vendor, except where separated by a public street with four or more moving lanes.

B. No person shall vend at any location for more than 30 minutes without moving to a new location at least 300 feet removed therefrom and may not return to a location where the vendor has stopped to vend within the previous two hours.

C. Private Property Vending. No vendor shall stop, stand, or park, for the purpose of vending or exhibiting merchandise, at or on any privately owned property without first securing a use permit in accordance with the applicable zoning regulations. (Ord. 924 § 1, 1996. Code 1964 § 11-52.)

5.08.140 Exemptions.

The following activities shall be exempt from the provisions of this article:

A. Vending prepared foodstuffs from vehicles or trucks used for catering and located upon private property at the invitation of the property owner, solely for the use of the owner or the owner's tenants or employees; provided, that the vehicle may stop at such site or business for no more than 30 minutes without moving to a new location at least 300 feet removed therefrom and may not return to a location where the vehicle stopped to vend within the previous two hours;

B. Vendors on public property which is not owned by the City if permission to vend has been granted in writing by the property owner and a use permit obtained where applicable;

C. Public agencies;

D. Growers or producers of any agriculture commonly sold or offered for sale on the premises where grown or produced;

E. Vending in connection with any special event as permitted by the City of Healdsburg special permit process;

F. Free Speech. This article shall not be interpreted as prohibiting any person from stopping on any sidewalk to talk or make a speech, or to distribute religious, patriotic, philanthropic, social service, welfare, benevolent, educational, civic, political, environmental or fraternal literature, writings, or products; provided, that such person shall not stand in such a location so as to create a hazard or to render it impossible for a pedestrian to travel along the sidewalk without leaving the sidewalk. (Ord. 924 § 1, 1996. Code 1964 § 11-53.)

5.08.150 Violations and penalties.

A. No person shall engage in peddling, soliciting or street vending except as permitted by the provisions of this chapter.

B. Any person, firm or corporation who or which violates any provision of this chapter is guilty of a misdemeanor, punishable by a fine of not more than \$1,000, or by imprisonment for not more than six months, or both. Every such violation shall be deemed a separate offense for each day or portion thereof during which such violation continues. (Ord. 924 § 1, 1996. Code 1964 § 11-54.)

Exerpt from the City of Healdsburg Master Fee Schedule

Planning	Base Fee	GP Update	
		Surcharge	Total Fee
Alcohol License - Determ of Public Conv.	\$ 197	\$ 59.10	\$ 256.10
Annexation/Prezone	\$ 6,791	\$ 2,037.30	\$ 8,828.30
Appeal of Notice of Violation	\$ 331	\$ 99.30	\$ 430.30
Appeal of Planning Comm Decision	\$ 552	\$ 165.60	\$ 717.60
Appeal of Zoning Admin Decision	\$ 552	\$ 165.60	\$ 717.60
Article 24 Determination	\$ 1,266	\$ 379.80	\$ 1,645.80
Business License Review	\$ 27	\$ 8.10	\$ 35.10
Business License Review with Home Occupancy	\$ 54	\$ 16.20	\$ 70.20
Certificate of Compliance	\$ 1,530	\$ 459.00	\$ 1,989.00
Design Review - PC	\$ 1,657	\$ 497.10	\$ 2,154.10
Design Review - Staff Level	\$ 552	\$ 165.60	\$ 717.60
Design Review- Same Agenda	\$ 475	\$ 142.50	\$ 617.50
Design Review - Preliminary	\$ 773	\$ 231.90	\$ 1,004.90
Design Review - PC Revision	\$ 552	\$ 165.60	\$ 717.60
Determination of Legal Non-Conformity	\$ 518	\$ 155.40	\$ 673.40
EIR	T & M with 15% deposit	\$.30 x fee	varies
Initial study	\$ 3,093	\$ 927.90	\$ 4,020.90
General Plan Amend: Land Use Diagram	\$ 2,868	\$ 860.40	\$ 3,728.40
General Plan Update Surcharge	\$0.30 per \$1 of Planning Fee		
Growth Management Allocation Permit	\$ 408	\$ 122.40	\$ 530.40
Heritage Tree Removal	\$ 220	\$ 66.00	\$ 286.00
Lot Line Adjustment	\$ 1,530	\$ 459.00	\$ 1,989.00
Lot Line Merger	\$ 1,530	\$ 459.00	\$ 1,989.00
Planned Development Prelim Plan Review	\$ 3,030	\$ 909.00	\$ 3,939.00
Planned Development Dev plan & rezone	\$ 3,537	\$ 1,061.10	\$ 4,598.10
Planned Development Dev Minor Mod	\$ 1,594	\$ 478.20	\$ 2,072.20
Prelim Review - Staff	\$ 552	\$ 165.60	\$ 717.60
Sign Permit	\$ 110	\$ 33.00	\$ 143.00
Tentative Subdivision Major	\$ 6,555	\$ 1,966.50	\$ 8,521.50
Tentative Subdivision Minor	\$ 3,363	\$ 1,008.90	\$ 4,371.90
Subdivision Amendment	\$ 2,234	\$ 670.20	\$ 2,904.20
Time Ext Request	\$ 441	\$ 132.30	\$ 573.30
Use Permit- PC	\$ 2,263	\$ 678.90	\$ 2,941.90
Use Permit Revision - PC	\$ 914	\$ 274.20	\$ 1,188.20
Use Permit - Staff Level	\$ 1,224	\$ 367.20	\$ 1,591.20
Use Permit Revision - Staff Level	\$ 649	\$ 194.70	\$ 843.70
Use Permit - Fences	\$ 220	\$ 66.00	\$ 286.00
Use Permit- Large Family Daycare	\$ 552	\$ 165.60	\$ 717.60
Variances - PC	\$ 1,692	\$ 507.60	\$ 2,199.60
Variances - Staff	\$ 1,001	\$ 300.30	\$ 1,301.30
Zoning Map Amendment	\$ 2,959	\$ 887.70	\$ 3,846.70
For services not specified above, the following hourly rate shall be charged:	\$ 78	\$ 23.40	\$ 101.40
<i>GP Surcharge Account: 101-0000-322.06-00</i>			



Planning & Building Department

435 Allan Court (location)

401 Grove Street (mail)

Healdsburg, CA 95448

tel 707.431.3346

fax 707.431.2710

www.ci.healdsburg.ca.us

Submittal Requirements for Conditional Use Permit Applications

A complete application submittal will assist the City in evaluating your application in a timely manner. A completed Planning Permit Application form must be accompanied by the processing fee and information indicated below. Some applications may require additional information because of special circumstances. Certain requirements may be waived by the Planning Director as appropriate.

Upon receipt of the following information, the Planning Department will determine within 30 days if the application is complete. Additional information may be requested by the Planning Director. Incomplete applications will not be scheduled for Zoning Administrator (minor conditional use permits) or Planning Commission (major conditional use permits) review.

After the application has been deemed complete by the Planning Department, it will be scheduled within two to four weeks for a Zoning Administrator or Planning Commission public hearing. The applicant and/or his/her representative should attend all hearings. Failure to do so may result in the application being continued to a later date.

Planning Permit Application form

Completed and signed by the applicant(s) and property owner(s)

Application fees:

Major conditional use permits - \$2,941.90 (\$2263.00 application fee and \$678.90 General Plan Update Surcharge)

Minor conditional use permits - \$1591.20 (\$1224.00 application fee and \$367.20 General Plan Update Surcharge)

Site photographs

One set of color photographs clearly showing the views of the project site, including neighboring development. Please submit a pdf file with photographic and exhibit information.

Written Statement

A description of the proposed uses and operations, proposed days and hours of operations, and expected number of employees and patrons or visitors.

Copies of each of the following - (5) copies for staff level review; (12) copies for Planning Commission review applications

A fully-dimensioned **site plan** no larger than 30" x 42", and folded to a maximum size of 9" x 12", drawn to scale, depicting, as applicable:

- north arrow and scale (engineering scale preferred)
- vicinity map
- the boundaries of the site

- the location and names of adjacent streets
- easements (with size and type called out), rights of way, trails and paths
- summary of project data, including:
 - total site area, in square feet and acres
 - total proposed gross floor area as defined by the Land Use Code
 - proposed site coverage and floor area ratio (if applicable)
 - required and proposed parking spaces
 - site area and open space per dwelling unit (if applicable)
- existing on-site improvements (buildings, paving, driveways, walkways, etc.) and notations as to whether they are to remain or be removed
- existing trees, by species and trunk diameter, that have proposed development or construction activities within their drip lines. Label trees to be removed "R" and trees to be protected "P."
- proposed improvements, including but not limited to buildings, streets, utilities, off-street parking, paving, driveways, walkways and trash enclosures
- proposed building setbacks from all property lines and distances between buildings
- locations of proposed exterior lighting fixtures
- location(s) of proposed free-standing signs
- Please submit a pdf file with copies of site plan, floor plan and other drawings that may apply to your project

[] **Area plan** showing the subject property, adjacent buildings and structures in outline form and adjacent land uses. This drawing can be 8 ½" x 11" in size.

[] **Floor plan** depicting areas of proposed uses (including seating, service bar, retail display areas, storage, etc.) and all rooms, exterior doors and windows. This drawing can be 11"x17" in size.

[] Other information that may be identified by staff to evaluate the application.

**COUNTY OF GLENN
CODE**

Title 07: Health & Safety**07.040: FOOD HANDLING ESTABLISHMENTS****07.040.010: Food handling establishments defined**

A "food handling establishment" as referred to in this chapter, means any room, building, or place, or portion thereof, maintained, used or operated as a grocery store, meat market, delicatessen, confectionery, food stand, restaurant as defined in Section 28522 of the Health and Safety Code, itinerant restaurant as defined in Section 28523 of the Health and Safety Code, or any other type of establishment which sells, stores, or handles food except wholesale food manufacturing, distributing and storage establishments. (Ord. 483A § 1, 1967.)

07.040.020: Permits required

It is unlawful for any person to do any of the following unless he has a valid permit issued by the health officer:

- A. Construct a food establishment;
- B. Add to or remodel any building occupied by a food establishment;
- C. Operate, occupy, rent, lease or sublease a food establishment. (Ord. 483A § 2, 1967.)

07.040.030: Permit to construct or remodel--Application and data--Term

Application for a permit to construct or remodel a food handling establishment shall be submitted to the Glenn County health department and made on a form supplied by the health department, and shall be accompanied by:

- A. Plans and specifications for the proposed construction;
- B. A description of water supply, drainage, and method of sewage disposal. Permits to construct or remodel are in effect for one year following the sale of issue. (Ord. 483A § 3, 1967.)

07.040.040: Permit to operate--Issuance and renewal

Original permits to operate are issued by the health officer after receipt of an application made on a form supplied by the health department. Permits are effective for one year from the date of issue, and must be renewed annually. Original permits are required when:

- A. A food establishment is first opened;
- B. Ownership is changed;
- C. After extensive remodeling.

Operating permits are renewed annually and automatically by the health officer unless the permit is suspended or revoked. Following suspension or revocation, the operating permit will be reinstated as soon as inspection by the health officer reveals compliance with all pertinent state laws and regulations. (Ord. 483A § 4, 1967.)

07.040.050: Permit--Posting

Permits for construction or operation shall be posted in a conspicuous place in the establishment. (Ord. 483A § 5, 1967.)

07.040.060: Permit--Suspension or revocation--Notice

Any permit issued pursuant to this chapter may be suspended or revoked for good cause by the health officer. Good cause, for the purpose of this section, shall be a violation of the provisions of applicable state laws and regulations promulgated thereunder. The notice of suspension or revocation will be in writing and signed by the health officer. It will be served upon the permittee and will set forth in clear and concise language the acts or omissions which constitute the cause for the suspension or revocation. The notice will also inform the permittee of his right to file an appeal with the Glenn County board. (Ord. 483 § 6, 1967.)

07.040.070: Permit--Suspension or revocation--Appeal

The board shall serve as a board of appeal for administrative action taken by the health officer. If such an appeal has not been filed in writing within ten days after the action has

STATE CODE

California Retail Food Code

Chapter 10. Mobile Food Facilities

114294. Applicable requirements; certification; approval by enforcement agency

(a) All MOBILE FOOD FACILITIES and MOBILE SUPPORT UNITS shall meet the applicable requirements in Chapter 1 (commencing with Section 113700) to Chapter 8 (commencing with Section 114250), inclusive, Chapter 12.6 (Commencing with Section 114377), and Chapter 13 (commencing with Section 114380), unless specifically exempted from any of these provisions as provided in this chapter.

(b) The ENFORCEMENT AGENCY shall initially approve all MOBILE FOOD FACILITIES and MOBILE SUPPORT UNITS as complying with the provisions of this chapter and may require re-approval if deemed necessary.

(c) Each MOBILE FOOD FACILITY that is either a special purpose commercial modular and coach as defined by Section 18012.5 or a commercial modular coach as defined by Section 18001.8 shall be certified by the Department of Housing and Community Development, consistent with Chapter 4 (commencing with Section 18025) of Part 2 of Division 13, and regulations promulgated pursuant to that chapter. In addition, the ENFORCEMENT AGENCY shall approve all EQUIPMENT installation prior to operation.

114295. Operation from a commissary

(a) Except as specified in subdivision (b), all MOBILE FOOD FACILITIES shall operate in conjunction with a COMMISSARY, MOBILE SUPPORT UNIT, or other facility APPROVED by the ENFORCEMENT AGENCY.

(b) This section does not apply to MOBILE FOOD FACILITIES that operate at COMMUNITY EVENTS as defined in Section 113755 and that remain in a fixed position during FOOD PREPARATION and its hours of operation, if POTABLE WATER and liquid waste disposal facilities are available to MOBILE FOOD FACILITIES requiring POTABLE WATER.

(c) MOBILE FOOD FACILITIES shall be stored at or within a COMMISSARY or other location APPROVED by the ENFORCEMENT AGENCY in order to have protection from unsanitary conditions.

(d) MOBILE SUPPORT UNITS shall be operated from and stored at a designated COMMISSARY and shall be subject to permitting and plan review.

(e) Notwithstanding any other provisions of this section, a MOBILE FOOD FACILITY that is engaged in FOOD PREPARATION, other than LIMITED FOOD PREPARATION, as defined in Section 113818, shall not operate in conjunction with a MOBILE SUPPORT UNIT.

114297. Cleaning and servicing

(a) MOBILE FOOD FACILITIES shall be cleaned and serviced at least once daily during an operating day.

(b) Except as specified in subdivision (c), all MOBILE FOOD FACILITIES shall report to the COMMISSARY, or other APPROVED facility on a daily basis.

(c) MOBILE FOOD FACILITIES that are serviced by a MOBILE SUPPORT UNIT and that do not report to a COMMISSARY on a daily basis shall be stored in a manner that protects the MOBILE FOOD FACILITY from contamination. All FOOD shall be stored at the COMMISSARY or other APPROVED facility at the end of the operating day.

(d) MOBILE SUPPORT UNITS shall report to a COMMISSARY or other APPROVED facility for cleaning, servicing, and storage at least daily.

114299. Identification of owner

(a) Except as specified in subdivision (c), the business name or name of the operator, city, state, ZIP Code, and name of the permittee, if different from the name of the FOOD FACILITY, shall be legible, clearly visible to CONSUMERS, and permanently affixed on the CONSUMER side of the MOBILE FOOD FACILITY and on a MOBILE SUPPORT UNIT.

(b) The business name shall be in letters at least 3 inches high. Letters and numbers for the city, state, and ZIP code shall not be less than one inch high. The color of each letter and number shall contrast with its background.

(c) Notwithstanding subdivision (a), motorized MOBILE FOOD FACILITIES and MOBILE SUPPORT UNITS shall have the required identification on two sides.

114301. Equipment construction requirements

(a) Except to the extent that an alternative construction standard is explicitly prescribed by this section, construction standards for MOBILE FOOD FACILITIES that are subject to Part 2 (commencing with Section 18000) of Division 13 shall be governed by that part.

(b) MOBILE FOOD FACILITY EQUIPMENT, including, but not limited to, cooking EQUIPMENT, the interior of cabinet units, and compartments, shall be designed and made of materials that result in SMOOTH, readily accessible, and EASILY CLEANABLE surfaces.

(1) Unfinished wooden surfaces are prohibited.

(2) Construction joints and seams shall be tightly fitted and SEALED so as to be EASILY CLEANABLE. Silicone sealant or equivalent waterproof compounds shall be acceptable, provided that the gap is smaller than one-quarter inch and applied SMOOTH so as to prevent the entrance of liquid waste or VERMIN.

(3) Except as specified in Section 114314, non-PORTABLE EQUIPMENT shall be an integral part of the primary unit.

(c) MOBILE FOOD FACILITIES that handle POTENTIALLY HAZARDOUS FOODS, except for prepackaged FROZEN READY-TO-EAT FOODS, whole FISH, and whole aquatic invertebrates, shall be equipped with REFRIGERATION UNITS as defined in Section 113885.

(d) All new and replacement gas-fired appliances shall meet applicable ANSI standards. All new and replacement electrical appliances shall meet applicable Underwriters Laboratory standards. However, for units subject to Part 2 (commencing with Section 18000) of Division 13, these appliances shall comply with standards prescribed by Sections 18028,

18029.3, and 18029.5.

(e) Space around pipes, conduits, or hoses that extend through cabinets, floors, or outer walls shall be SEALED. The closure shall be SMOOTH and EASILY CLEANABLE.

(f) EQUIPMENT in which spillage is likely to occur shall have a drip tray fitted so that spillage drains into a waste tank.

(g) All EQUIPMENT shall be installed so as to be EASILY CLEANABLE, prevent VERMIN harborage, and provide adequate access for service and maintenance.

(1) EQUIPMENT shall be spaced apart or SEALED together for easy cleaning. There shall be a minimum of four inches of unobstructed space provided for sanitary maintenance beneath counter mounted EQUIPMENT or between the sides of adjacent EQUIPMENT.

(2) PORTABLE EQUIPMENT or machinery need not comply with the minimum leg height requirement.

(3) Threads, nuts, or rivets shall not be exposed where they interfere with cleaning. Threads, nuts, or rivets that interfere with cleaning shall be SEALED or capped.

(4) All floor mounted EQUIPMENT shall be SEALED to the floor to prevent moisture from getting under the EQUIPMENT, or it shall be raised at least six inches off the floor by means of an EASILY CLEANABLE leg and foot.

(h) Floors, walls, and ceilings of all enclosed FOOD PREPARATION areas shall be constructed so that the surfaces are impervious, SMOOTH, and EASILY CLEANABLE. Floor surfaces shall provide EMPLOYEE safety from slipping. The juncture of the floor and wall shall be covered with a 3/8 inch minimum radius coving, with the floor surface extending up the wall at least four inches.

(i) Notwithstanding Section 114143, ground or floor surfaces where cooking processes are conducted from a grill, barbecue, or other unenclosed cooking unit on a MOBILE FOOD FACILITY shall be impervious, SMOOTH, EASILY CLEANABLE, and shall provide EMPLOYEE safety from slipping. Ground or floor surfaces in compliance with this section shall extend a minimum of five feet on all open sides of where cooking processes are conducted.

114303. Food and utensils, protection from contamination

(a) EMPLOYEE entrance doors to FOOD PREPARATION areas shall be self-closing and kept closed when not in use.

(b) The MOBILE FOOD FACILITY, and all EQUIPMENT and UTENSILS shall be protected from potential contamination and kept clean, in good repair, and free of VERMIN.

(c) During transportation, storage, and operation of a MOBILE FOOD FACILITY, FOOD, FOOD-CONTACT SURFACES, and UTENSILS shall be protected from contamination.

(d) The PERMIT HOLDER of an unenclosed MOBILE FOOD FACILITY handling non PREPACKAGED FOOD shall develop and follow written operational procedures for FOOD handling and the cleaning and sanitizing of FOOD-CONTACT SURFACES and UTENSILS. The ENFORCEMENT AGENCY shall review and approve the procedures prior to implementation and an APPROVED copy shall be kept on the MOBILE FOOD FACILITY during periods of operation.

114305. Food handling

(a) During operation, no FOOD intended for RETAIL shall be conveyed, held, stored, displayed, or served from any place other than a MOBILE FOOD FACILITY, except for the restocking of product in a manner APPROVED by the ENFORCEMENT AGENCY.

(b) FOOD PREPARATION counter space shall be provided commensurate with the FOOD operation, adjacent to all cooking EQUIPMENT.

(c) Except as specified in subdivision (d), FOOD products remaining after each day's operation shall be stored in an APPROVED COMMISSARY or other APPROVED facility.

(d) POTENTIALLY HAZARDOUS FOODS held at or above 135°F on a MOBILE FOOD FACILITY or MOBILE SUPPORT UNIT shall be destroyed at the end of the operating day.

114306. Single operating mobile food facility

(a) A single operating site MOBILE FOOD FACILITY is restricted to PRODUCE, PREPACKAGED FOOD, and LIMITED FOOD PREPARATION.

(b) Notwithstanding Section 113984, a MOBILE FOOD FACILITY operating within a fully enclosed structure shall not be required to provide a secondary FOOD COMPARTMENT over FOOD PREPARATION areas.

(c) A single operating site MOBILE FOOD FACILITY that is required to provide WAREWASHING and handwashing FACILITIES shall provide a WAREWASHING sink and a handwashing sink per site operation. A WAREWASHING and handwashing sink contained in a FACILITY to which this subdivision applies shall be conveniently located so as to be accessible during all hours of operation. Additional handwashing sinks may be required pursuant to paragraph (1) of subdivision (b) of Section 113953.

(d) Notwithstanding Section 114095, a WAREWASHING sink may be shared by not more than four MOBILE FOOD FACILITIES operating as a single operating site MOBILE FOOD FACILITY that is required to provide a WAREWASHING sink, if the sink is conveniently located as to be accessible during all hours of operation.

(e) For purposes of permitting and enforcement, the PERMIT HOLDER of each single operating site MOBILE FOOD FACILITY location shall be the same.

114307. Mobile food facilities that operate at community events

MOBILE FOOD FACILITIES that operate at COMMUNITY EVENTS and that remain fixed during FOOD PREPARATION and its hours of operation may:

(a) Include a staffed counter that serves hot and cold BEVERAGES and ice that are not POTENTIALLY HAZARDOUS FOOD and that are dispensed from APPROVED bulk dispensing units.

(b) Store supplies and FOOD that are not POTENTIALLY HAZARDOUS in unopened containers adjacent to the MOBILE FOOD FACILITY or in a nearby temporary storage unit. "Unopened container" means a factory SEALED container that has not been previously opened and that is suitably constructed to be resistant to contamination from moisture, dust, insects, and rodents.

(c) Operate an OPEN-AIR BARBECUE adjacent to the MOBILE FOOD FACILITY if APPROVED by the ENFORCEMENT AGENCY.

114309. Mobile food facility exemptions

(a) MOBILE FOOD FACILITIES and MOBILE SUPPORT UNITS shall be exempt from the requirements of Sections 114250, 114256.1, and 114279.

(b) Nothing in this chapter shall be deemed to require any PERSON to replace or modify an existing MOBILE FOOD FACILITY APPROVED for operation prior to adoption of this part, so long as the facility is operated in accordance with the conditions of approval. Plans and specifications may be required by the ENFORCEMENT AGENCY if it determines that they are necessary to assure compliance with this part.

(c) MOBILE FOOD FACILITIES equipped with a one-compartment sink or two-compartment sink that was APPROVED for operation prior to adoption of this part need not provide a three-compartment sink.

114311. Handwashing sink requirements

MOBILE FOOD FACILITIES not under a valid PERMIT as of January 1, 1997, from which non PREPACKAGED FOOD is sold shall provide handwashing facilities. The handwashing facilities shall be separate from the WAREWASHING sink.

(a) The handwashing sink shall have a minimum dimension of nine inches by nine inches in length and width and five inches in depth and be easily accessible by FOOD EMPLOYEES.

(b) The handwashing facility shall be separated from the WAREWASHING sink by a metal splashguard with a height of at least six inches that extends from the back edge of the drain board to the front edge of the drain board, the corners of the barrier to be rounded. No splashguard is required if the distance between the handwashing sink and the WAREWASHING sink drain boards is 24 inches or more.

(c) This section shall not apply to MOBILE FOOD FACILITIES handling only whole PRODUCE or the bulk dispensing of non-POTENTIALLY HAZARDOUS BEVERAGES.

114313. Ware washing sink requirements

(a) Except as specified in subdivisions (b) and (c), a MOBILE FOOD FACILITY where non PREPACKAGED FOOD is cooked, blended, or otherwise prepared shall provide a WAREWASHING sink with at least three compartments with two integral metal drain boards.

(1) The dimensions of each compartment shall be large enough to accommodate the cleaning of the largest UTENSIL and either of the following:

(A) At least 12 inches wide, 12 inches long, and 10 inches deep.

(B) At least 10 inches wide, 14 inches long, and 10 inches deep.

(2) Each drain board shall be at least the size of one of the sink compartments. The drain boards shall be installed with at least one-eighth inch per foot slope toward the sink compartment, and fabricated with a minimum of one-half inch lip or rim to prevent the draining liquid from spilling onto the floor.

(3) The sink shall be equipped with a mixing faucet and shall be provided with a swivel spigot capable of servicing all sink compartments.

(b) If all UTENSILS and EQUIPMENT of a MOBILE FOOD FACILITY are washed and sanitized on a daily basis at the APPROVED COMMISSARY or other APPROVED FOOD FACILITY, and the MOBILE FOOD FACILITY provides and maintains an adequate supply of spare preparation and serving UTENSILS in the MOBILE FOOD FACILITY as needed to replace those that become soiled or contaminated, then the MOBILE FOOD FACILITY shall not be required to provide a WAREWASHING sink to only handle any of the following:

(1) Non POTENTIALLY HAZARDOUS FOODS that do not require preparation other than heating, baking, popping, portioning, bulk dispensing, assembly, or shaving of ice.

(2) Steamed or boiled HOT DOGS.

(3) Tamales in the original, inedible wrapper.

(c) An unenclosed MOBILE FOOD FACILITY that prepares POTENTIALLY HAZARDOUS BEVERAGES for immediate service in response to an individual CONSUMER order shall do one of the following:

(1) Provide a three-compartment sink described in subdivision (a).

(2) Provide at least one two-compartment sink that complies with subdivision (e) of Section 114099.3.

(3) Provide a one-compartment sink with at least one integral metal drain board, an adequate supply of spare preparation and serving UTENSILS to replace those that become soiled or contaminated, and WAREWASHING facilities that comply with subdivision (a) in a reasonable proximity to, and readily accessible for use by, FOOD EMPLOYEES at all times.

114314. Handwashing and ware washing facilities, location

(a) Handwashing sinks and WAREWASHING sinks for unenclosed MOBILE FOOD FACILITIES shall be an integral part of the primary unit or on an APPROVED auxiliary conveyance that is used in conjunction with the MOBILE FOOD FACILITY.

(b) WAREWASHING sinks for unenclosed MOBILE FOOD FACILITIES shall be equipped with overhead protection made of wood, canvas, or other materials that protect the sinks from bird and insect droppings, dust, precipitation, and other contaminants.

114315. Toilet and handwashing facilities

(a) A FOOD FACILITY shall be operated within 200 feet travel distance of an APPROVED and readily available toilet and handwashing facility, or as otherwise APPROVED by the ENFORCEMENT AGENCY, to ensure that restroom facilities are available to facility EMPLOYEES whenever the MOBILE FOOD FACILITY is stopped to conduct business for more than a one-hour period.

(b) This section does not limit the authority of a local governing body to adopt, by ordinance or resolution, additional requirements for the public safety, including reasonable time, place, and manner restrictions pursuant to its authority under subdivision (b) of Section 22455 of the Vehicle Code.

114317. Exterior and surrounding area to be sanitary

The exterior of a MOBILE FOOD FACILITY and the surrounding area, as relating to the operation of FOOD service, shall be maintained in a sanitary condition.

114319. Storage of non-food items, chemicals, food, utensils

(a) Spare tires, related automotive EQUIPMENT, or special tools relating to the mechanical operation of the MOBILE FOOD FACILITY shall not be stored in the FOOD PREPARATION or FOOD storage areas.

(b) A separate cabinet or drawer shall be installed for the storage of insecticides or other poisonous substances in accordance with Section

114254, if these substances are used. All poisonous chemicals shall be kept in this cabinet or drawer in their original containers and in a manner that offers no contamination HAZARD to FOOD or UTENSILs.

(c) During periods of in-operation, FOOD and UTENSILs shall be stored in one of the following methods:

(1) Within APPROVED FOOD storage facilities at the COMMISSARY or other APPROVED facility.

(2) In FOOD COMPARTMENTs APPROVED by the

ENFORCEMENT AGENCY where the FOOD is protected at all times from contamination, exposure to the elements, ingress of rodents and other VERMIN, and temperature abuse.

114321. Height and width of occupied areas

MOBILE FOOD FACILITIES that are occupied during normal business operations shall have a clear, unobstructed height over the aisleway portion of the unit of at least 74 inches from floor to ceiling, and a minimum of 30 inches of unobstructed horizontal aisle space. This section shall not apply to vehicles under PERMIT prior to January 1, 1996.

114322. Location of compressors

Compressor units that are not an integral part of FOOD EQUIPMENT, auxiliary engines, generators, and similar EQUIPMENT shall be installed in an area that is completely separated from FOOD PREPARATION and FOOD storage and that is accessible from outside the unit for proper cleaning and maintenance.

114323. Safety requirements

(a) A first-aid kit shall be provided and located in a convenient area in an enclosed case.

(b) MOBILE FOOD FACILITIES that operate at more than one location in a calendar day shall be equipped to meet all of the following requirements:

(1) All UTENSILs in a MOBILE FOOD FACILITY shall be stored so as to prevent their being thrown about in the event of a sudden stop, collision, or overturn. A safety knife holder shall be provided to avoid loose storage of knives in cabinets, boxes, or slots along counter aisles. Knife holders shall be designed to be EASILY CLEANABLE and be manufactured of materials APPROVED by the ENFORCEMENT AGENCY.

(2) Coffee urns, deep fat fryers, steam tables, and similar EQUIPMENT shall be equipped with positive closing lids that are fitted with a secure latch mechanism that will prevent excessive spillage of hot liquids into the interior of a MOBILE FOOD FACILITY in the event of a sudden stop, collision, or overturn. As an alternative to this requirement, a coffee urn may be installed in a compartment that will prevent excessive spillage of coffee in the interior of the unit.

(3) Metal protective devices shall be installed on the glass liquid level sight gauges on all coffee urns.

(c) Light bulbs and tubes shall be covered with a completely enclosed plastic safety shield or its equivalent, and installed so as to not constitute a HAZARD to personnel or FOOD.

(d) All liquefied petroleum EQUIPMENT shall be installed to meet applicable fire authority standards, and this installation shall be APPROVED by the fire authority. However, for units subject to Part 2(commencing with Section 18000) of Division 13, this EQUIPMENT and its installation shall comply with standards prescribed by Sections 18028 and 18029.5.

(e) A properly charged and maintained minimum 10 BC-rated fire extinguisher to combat grease fires shall be properly mounted and readily accessible on the interior of any MOBILE FOOD FACILITY that is equipped with heating elements or cooking equipment.

(f)
(1) Except for units subject to Part 2 (commencing with Section 18000) of Division 13, a second means of exit shall be provided in the side opposite the main exit door, or in the roof, or the rear of the unit, with an unobstructed passage of at least 24 inches by 36 inches. The interior latching mechanism shall be operable by hand without special tools or key. The exit shall be labeled "Safety Exit" in contrasting colors with letters at least one inch high.

(2) For units subject to Part 2 (commencing with Section 18000) of Division 13, the size, latching, and labeling of the second means of exit shall comply with standards prescribed by Sections 18028 and 18029.5.

(g) All gas-fired appliances shall be properly insulated in a manner that will prevent excessive heat buildup and injury.

114325. Water heater requirements

(a) Except on a MOBILE FOOD FACILITY that only utilizes the water for handwashing purposes, a water heater or an instantaneous heater capable of heating water to a minimum of 120°F, interconnected with a POTABLE WATER supply, shall be provided and shall operate independently of the vehicle engine. On a MOBILE FOOD FACILITY that only utilizes the water for handwashing purposes, a minimum one half gallon-capacity water heater or an instantaneous water heater capable of heating water to a minimum of 100°F, interconnected with a potable water supply, shall be provided and shall operate independently of the vehicle engine.

(b) A water heater with a minimum capacity of four gallons shall be provided for mobile food facilities that have a warewashing sink.

(c) A MOBILE FOOD FACILITY equipped with a three-gallon-capacity water heater that is in compliance with this section on January 1, 2014, is in compliance with this section after that date.

114326. Commissary requirements

All COMMISSARIES and other APPROVED facilities servicing MOBILE SUPPORT UNITs, MOBILE FOOD FACILITIES, and VENDING MACHINES shall meet the applicable requirements in this part and any of the following to accommodate all operations necessary to support MOBILE SUPPORT UNITs, MOBILE FOOD FACILITIES, and VENDING MACHINES:

- (a) Adequate facilities shall be provided for the sanitary disposal of liquid waste from the MOBILE FOOD FACILITY or MOBILE SUPPORT UNIT being serviced.
- (b) Adequate facilities shall be provided for the handling and disposal of garbage and REFUSE originating from a MOBILE FOOD FACILITY or MOBILE SUPPORT UNIT.
- (c) POTABLE WATER shall be available for filling the water tanks of each MOBILE FOOD FACILITY and MOBILE SUPPORT UNIT that requires POTABLE WATER. Faucets and other POTABLE WATER sources shall be constructed, located, and maintained so as to minimize the possibility of contaminating the water being loaded.
- (d) Hot and COLD WATER, under pressure, shall be available for cleaning MOBILE FOOD FACILITIES and MOBILE SUPPORT UNITS.
- (e) Adequate facilities shall be provided for the storage of FOOD, UTENSILs, and other supplies.
- (f) Notwithstanding Section 113984, commissaries that service MOBILE FOOD FACILITIES that conduct LIMITED FOOD PREPARATION shall provide a FOOD PREPARATION area.
- (g) Servicing areas at commissaries shall be provided with overhead protection, except that areas used only for the loading of water or the discharge of sewage and other liquid waste through the use of a closed system of hoses need not be provided with overhead protection.
- (h) Servicing areas used for cleaning shall be sloped and drained to an APPROVED wastewater system.
- (i) Adequate electrical outlets shall be provided for MOBILE FOOD FACILITIES and MOBILE SUPPORT UNITS that require electrical service.

114327. Mobile support unit requirements

- (a) MOBILE SUPPORT UNITS shall be subject to plan review and be APPROVED by the ENFORCEMENT AGENCY. Requirements shall be based on proposed method of operation and number of MOBILE FOOD FACILITIES serviced.
- (b) MOBILE SUPPORT UNITS shall meet all applicable requirements of this part and the following:
 - (1) Interior floor, sides, and top shall be free of cracks, seams, or linings where VERMIN may harbor, and shall be constructed of a SMOOTH, washable, impervious material capable of withstanding frequent cleaning with APPROVED sanitizing agents.
 - (2) Be constructed and operated so that no liquid wastes can drain onto any street, sidewalk, or PREMISES.
 - (3) If used to transport POTENTIALLY HAZARDOUS FOOD, APPROVED EQUIPMENT to maintain FOOD at the required temperatures shall be provided.
 - (4) FOOD, UTENSILs, and supplies shall be protected from contamination.
 - (5) A separate storage area shall be provided for all poisonous substances, detergents, bleaches, cleaning compounds, and all other injurious or poisonous materials.
- (c) MOBILE SUPPORT UNITS shall not be APPROVED for WAREWASHING.