

Title: Mobile Food Vendor Conditions	Number: xxx
Prepared by: Kristina Hoefman	Effective Date: October 20 -2023
Department: Business Licensing	

## **PURPOSE**

Mobile Food Vendors fall under the Licensing Bylaw No. 2339. Under the Licensing Bylaw, the License Inspector has the power to apply conditions to any Business License. The basis for these conditions is to describe the regulations over persons providing mobile food products for sale in the City of Medicine Hat. These conditions cover a wide variety of subjects including: safety, issuance of a Business License, Public Health Inspector certificates, Safety Codes Services approval, Fire Department approval, location authorization letters, grey water dump station, and other requirements.

### 1. **DEFINITIONS**

- 1.01 “Mobile Food Unit” means a cart, trailer or a vehicle-mounted food service establishment designed to be readily movable.
- 1.02 “Residential Development” means any R-LD or R-MD district designated in our Land Use Bylaw No. 4168.
- 1.03 “Roadway” means a highway as defined in the *Traffic Safety Act* R.S.A. 2000 c.T-6, as amended or replaced from time to time.
- 1.04 “Location” means within 100 meters from the previous setting up.

### 2. **CONDITIONS**

To obtain and maintain a Mobile Food Vendor Business License the following conditions must be adhered to:

- 2.01 A Mobile Food Vendor shall obtain and maintain a valid Business License for each Mobile Food Vendor unit.
- 2.02 A Mobile Food Vendor, while carrying on business, shall display the Business License on the applicable Mobile Food Vendor unit.
- 2.03 Before a Business License can be issued or renewed the applicant must provide the following requirements for each Mobile Food Vendor unit:
  - 1) Written approval from Alberta Health Services.

For information on mobile food vending unit requirements visit <https://www.albertahealthservices.ca/assets/wf/eph/wf-eh-mobile-food-vending-units.pdf>.

- 2) Written approval from Safety Codes Services. Contact Safety Codes Services at 403.529.8374.
- 3) Written approval from Medicine Hat Fire Services. Contact Medicine Hat Services at 403.529.8282.
- 4) A copy of the registration with license plate number and the gross vehicle weight (GVW); GVW cannot exceed 6500 kgs. Contact the nearest registry office for more information.
- 2.04 Must dispose of all grey water at the City of Medicine Hat bulk industrial water station and wastewater disposal station located at 1257 Brier Park Way NW. For further information please contact Environmental Utilities at 403.529.8176.
- 2.05 Must not carry on business on private property without obtaining the prior written consent of the private property owner, occupier.
- 2.06 Must not carry on business on City owned property without obtaining the prior written consent from the City department in care or management of that property, other than a roadway, if legally parked.
- 2.07 Mobile Concession Operation is limited to selective parks and recreations which do not offer concession services. The following locations are NOT available to operate at as they have concession services: Big Marble Go Centre, Echo Dale Regional Park, Athletic Park, Jeffries Ball Park, and Gas City Campground. In addition, the following locations are NOT available to operate at when the renter has an operating concession: Moose Ball Complex, Ross Glen Towne Centre, Kin Coulee Knette Picnic Shelter, and Kin Coulee Toboggan Hill Picnic Shelter..
- 2.08 Written permission of the property owner or occupier must be immediately provided to a License Inspector or enforcement agency upon request.
- 2.09 A Mobile Food Vendor may carry on business on private or public property at any location, where the Mobile Food Vendor has obtained the consent of the property owner in writing, except the following:
- Within three (3) metres of a building entrance or exit;
  - Within six (6) metres of an intersection;
  - Within three (3) metres of a back alley or lane;
  - Within three (3) metres of another pushcart or food service location;
  - Where the location of the pushcart and its operator does not leave a minimum pedestrian passageway of 2.5 metres between the closest of the pushcart or its operator and the curb or building;
  - Where the pushcart or its operator obstruct a transit zone, fire hydrant, driveway, loading zone, or emergency access;
  - Within ten (10) metres of the property line of any Residential Development;
  - Within ten (10) metres of existing eating establishment; and
- The vehicle is not parked over night at vending locations, unless as part of a public event.
- 2.10 Mobile Food Vendors can operate from a roadway if they are legally parked and the window servicing the customer is facing the sidewalk. Customers cannot be allowed to enter the roadway for any reason.
- 2.11 The Mobile Food Vendor unit cannot be configured to permit customers to order or consume foods and beverages inside the motor vehicle.

- 2.12 Mobile Food Vendors are prohibited from parking or stopping longer than five (5) minutes in any Residential Development.
- 2.13 Mobile Food Vendors wishing to attend any public event must first contact the festival organizers directly to obtain permission to take part in an event on public property.
- 2.14 Clean up after service within a one block area, and surrounding area as necessary.
- 2.15 A Mobile Food Vendor may be required to move locations as directed by an enforcement agency of roadway operations for safety reasons or if an undesirable operating situation is perceived by the City of Medicine Hat.
- 2.16 Notwithstanding parking restrictions or land owner consent, Mobile Food Vendors are not to stay at any one location and vend for a period of greater than four (4) hours, unless they are part of a special event.

3. **ACKNOWLEDGMENT**

I, \_\_\_\_\_ DO HEREBY STATE THAT:  
 (NAME OF APPLICANT – PLEASE PRINT)

I agree to abide by all the above conditions plus all other provisions of the City of Medicine Hat Licensing Bylaw No. 2339.

\_\_\_\_\_  
 NAME OF THE BUSINESS

\_\_\_\_\_  
 SIGNATURE OF APPLICANT

\_\_\_\_\_  
 DATE OF APPLICATION