



City of Davenport
226 West 4th Street
Davenport, Iowa 52801
Phone (563) 326-6163

APPLICATION FOR MOBILE FOOD UNIT LICENSE AND/OR PERMIT
City Ordinance: Chapter 5.19

Mobile food vendor means any person who engages in selling food items through a motorized, self-propelled food establishment or trailer that is readily movable. Any person vending ready to eat food items within the City of Davenport must be licensed under Chapter 5.19 of the Municipal Code of Davenport, Iowa.

This is a special license and is required in addition to any other City business license the applicant or licensee may hold or be required to hold.

Application Date _____ Dates of Operation _____ Iowa State Sales Tax ID _____

Business Name _____ Owner/Operator Name _____

Mailing Address: Street _____ City _____ State _____ Zip _____

Phone Number _____ Email Address _____

Emergency Contact Name and Phone # _____

Type of Foods to be Sold _____

I agree to abide by all regulations of the Mobile Food Unit policy as outlined in Chapter 5.19 of the Davenport Municipal Code. To operate on public property, I understand that I must also obtain a mobile food unit public property permit from the City of Davenport and that all licenses and permits must be displayed on the mobile food unit in a conspicuous location.

I hereby swear (or affirm) under penalty of perjury that the representations made by me in this application are complete, true, and accurate, to the best of my knowledge and belief, and that I am authorized to execute this application.

Signature of Applicant _____ Date _____

Witness (Clerk's Office Representative)

Return to City Clerk's Office

Service Period | One year from issuance

License Fee | \$55 annually

Public Property Permit Fee | \$550 annually **(this is required to vend in the public right-of-way outside of a business; the business will also need to apply for a Special Occurrence Permit)**

Attachments | Certificate of Insurance (see requirements on page 3)

Valid Scott County Health Department Permit

5.19.050 General regulations for all mobile food units and pushcarts.

A. Mobile food units shall have, and at all times maintain, all necessary licenses and permits from the Iowa Department of Inspections and Appeals as well as the City of Davenport's required permits and licenses.

B. Mobile food units shall at all times operate in compliance with all applicable food, health and sanitation laws and shall comply with all health department regulations regarding food service, food storage and preparation, food handling and food cooking and shall have a valid inspection certificate or permit evincing health department inspection and approval on display and easily visible to the mobile food unit's or pushcart's patrons at all times in operation.

C. No mobile food unit or pushcart shall offer for sale or sell food and/or beverage between the hours of 12:00 a.m. and 6:00 a.m.

D. No mobile food unit or pushcart may operate in the right-of-way or outside of a designated mobile food vending zone established by the City of Davenport absent of the premise obtaining a special occurrence permit which must be approved by the City Council.

E. No mobile food unit or pushcart shall operate within a city park unless such operation occurs within the boundaries of a designated mobile food unit zone or a separate permit has been acquired from the director of the parks and recreation department.

F. No mobile food unit or pushcart shall park or stand its pushcart or vehicle within (1) 40 feet of a pedestrian crosswalk, or a stop sign or traffic signal light, (2) adjacent to a designated bicycle lane, or (3) absent written authorization of the restaurant, within 200 feet of any public entrance to any permanent restaurant during hours the restaurant is open for business. For purposes of this section, bars that serve food are deemed to be restaurants. Mobile food units and pushcarts that are not directly involved with the sponsor organization shall not park or stand within 1200 feet (3 city blocks) of an approved special event.

G. No mobile food unit or pushcart shall operate in a manner that violates Chapter 8.19 of the city code concerning noise. A mobile food unit or pushcart shall not call out to, cry out, shout out or otherwise communicate or make any noise or use any device to call attention to his or her unit's or cart's location and operation.

H. A mobile food unit or pushcart is responsible for keeping and maintaining the area around and within fifty feet of the mobile food unit or pushcart neat, clean and free from trash, debris, garbage and other hazardous conditions at all times regardless of whether the trash, debris or garbage originated from the operation of the unit or pushcart or was left in the area by a pedestrian passersby or natural conditions. A mobile food unit or pushcart shall provide adequate trash receptacles for the public for all garbage from its operation and from the accumulation of garbage in the area around his or her unit or pushcart at all times the unit is in operation. At the close of its daily business the mobile food unit or pushcart must remove all garbage from the area and properly dispose of it away from the site of its operation; the garbage shall not simply be placed in nearby public garbage receptacles provided for use to the general public at large.

I. The license required by this chapter, the state sales tax permit and all licenses, permits or certificates required to be displayed by state law, shall be posted on the mobile food unit or pushcart so as to be readily visible to all persons conducting business with the mobile food unit.

J. Mobile food units and pushcarts shall only offer single service food utensils such as cups, straws, knives, forks, spoons, stirrers, plates, bowls, wrappers, containers, and similar utensils, which shall be individually wrapped if usual, and kept in a clean place and only used once in the service of food and/or beverage.

K. No mobile food unit or pushcart shall be left at its operating location at the end of its business day and shall be removed to its base business operation location.

L. No mobile food unit or pushcart shall conduct operations at a location or in a manner that hinders, impedes or restricts access to a pay phone, mail box, emergency call box, traffic control box, fire hydrant, entrance to a building or a driveway.

M. A mobile food unit or pushcart operating on private property shall not encroach into any public sidewalk or public right of way. All private property owners allowing mobile food units on property must register with the city as having a mobile kitchen for public safety purposes.

N. No mobile food unit or pushcart is allowed on the grounds of any school unless it has been invited to be there as part of a school authorized function.

O. The city reserves the right to move a mobile food unit or pushcart from any location if determined to be necessary for the provision of emergency or public services or in the interest of public safety, peace and welfare.

P. No mobile food unit or pushcart shall offer for sale or sell any liquor, beer or wine from such unit.

FOOD TRUCK INSURANCE

INSURANCE

The food truck owner shall secure and maintain such primary insurance policies as will protect him or his patrons and the City from claims for bodily injury, death or property damage which may arise from food truck operations be it by him or anyone employed by them directly or indirectly.

The following insurance policies are required unless other limits are specified. The City of Davenport must be identified as a certificate holder and shall be named as an additional insured under all policies.

(1) Commercial General Liability

Each Occurrence	\$1,000,000
General Aggregate	\$2,000,000

(2) Commercial Automobile Liability

Any Auto, Hired & Non-Owned Combined Single Limit	\$1,000,000
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The insurance required above shall be Primary insurance and non-contributory.

- (3) Statutory Worker's Compensation** with waiver of subrogation in favor of the City.
(If the food truck owner has employees)

CERTIFICATES OF INSURANCE

Certificates of Insurance, acceptable to the City indicating insurance required by the agreement is in force, shall be filed with the City ten (10) days prior to food truck operations. The food truck owner shall ensure that coverages afforded under the policies will be in effect during all operations within the city limits of Davenport. The food truck owner will accept responsibility for damages and the City's defense in the event no insurance is in place.