



CANFIELD TOWNSHIP

TRANSIENT VENDOR INFORMATION PACKET AND PERMIT APPLICATION

Canfield Township has established regulations for the operation of transient vendors within the Township to ensure the protection of the health, safety, and welfare of the public by requiring permits for Transient Vendor Vehicles and establishing minimum requirements related to the location, hours of operation, sanitation, etc. of such vehicles (Section of the Canfield Codified Ordinances).

Any Person or Business Entity who wishes to open a temporary place of business for the sale of goods or who, on the streets or while traveling about the township, sells or offers for sale food or solicits orders, is required to obtain a Transient Vendor Permit from the Zoning Inspector, with the exception of Transient Vendor Vehicles owned and operated in conjunction with a licensed, permitted restaurant when said Transient Vendor Vehicle is operated on the commercial property of the restaurant. If the Transient Vendor Vehicle is operated outside of the commercial property, however, a permit is required.

A Cardinal Joint Fire District (CJFD) Inspection must be done prior to completing this application. Please bring proof of inspection.

Please read all of the information packet and instructions. If you have general questions regarding permit requirements and/or application procedures, you may contact the Zoning Inspector's Office at (330) 533-4239 or email questions to traci@canfieldtownship.org.

DEFINITIONS

- **Goods** means goods, wares, services, merchandise, periodicals, and other articles or publications.
- **Transient Vendor** means any person who opens a temporary place of business for the sale of Goods or who, on the streets or while traveling about the Township, sells or offers for sale Goods, solicits orders for future delivery of Goods, or attempts to arrange an appointment for a future estimate or sales call. “Transient Vendor” does not include:
 1. Any person who represents any entity exempted from taxation under R.C. 5709.04; and,
 2. Any person licensed under Chapter 4707 of the Revised Code.
- **Mobile Food Vehicle** shall mean a Food Establishment that is located upon a vehicle including motorcycles and bicycles, or which is pulled by a vehicle, where food or beverage is cooked, prepared, or served for individual portion service. This definition includes but is not limited to: mobile food kitchens, ice cream trucks, mobile food trucks, and coffee trucks. This definition does not apply to “meals on wheels” program vehicles, or food home delivery services.
- **Door-to-Door** a canvassing technique generally used for sales, marketing, advertising, or campaigning, in which a person(s) walk from the door of one house to the door of another, trying to sell or advertise a product or service.
- **Special Event** for the purpose of this chapter, shall mean any shall mean any outdoor activity or series of outdoor activities open to the public specific to an identifiable time and place; most often produced in conjunction with community organizations; held on public property including street right-of-way, non-profit organization property or non-residential private property; and generally occurring once a year and for which a Special Event Permit is required. A special event includes but is not limited to:
 - Any activity involving entertainment and/or amplified sound, food, beverage, merchandise sales or any activity promoted as a festival, sports event, trade show, craft show, public dance, concert or performance;
 - Any activity that may substantially increase or disrupt the normal flow of traffic on any street or highway;
 - Any activity which involves the use of public facilities; or
 - Any activity which involves the use of Township services that would not be necessary in the absence of such an event.
- **Seasonal Event(s) Vendor Permit** Vendors anticipating operating at more than one Special Event in Canfield Township during the course of the year may pay a one-time fee, following all required application and inspection requirements to be pre-approved for the year.

APPROVAL PROCESS

- The Zoning Inspector or his/her designee may work with the applicant or permit holder to modify a location(s) at any time: before the issuance of a permit or after the issuance of a permit, if it is determined that the granting of a permit or the approval of a location or service route constitutes a public nuisance or otherwise endangers public health, safety or order, or by the request of the permit holder.
- Within thirty (30) days of the submission of a completed application, the Zoning Inspector shall either issue or deny the application for a permit.
- If the application is denied in whole or in part, the Zoning Inspector shall state the specific reasons for the denial. Any applicant who has been denied a permit may appeal such denial by submitting a written appeal request to the Zoning Inspector within ten (10) days of the date of the denial. The appeal shall be heard by the Board of Zoning Appeals within thirty (30) days of receipt of said appeal upon procedures established by the Board of Zoning Appeals. The decision of the Board of Zoning Appeals may be appealed by the applicant or the Mahoning County Common Pleas Court as is provided in Chapter 2506 of the Ohio Revised Code.

GENERAL RULES AND REGULATIONS

- No operator of a Mobile Food Vehicle shall park, stand or move a vehicle and conduct business within areas of the Township where the permit holder has not been authorized to operate for a Special Event(s).
- The issuance of a permit does not grant or entitle the exclusive use of a location to the Mobile Food Vehicle permit holder, other than the time and place as approved for the term of the permit;
- Mobile food units must have a distance of 3' between each unit and a separation distance of 10' from entrances, exits, buildings, structures, combustible material, and other vehicles.
- No Mobile Food Vehicle shall provide or allow any dining area, including but not limited to tables, chairs, booths, bar stools, benches, and standup counters, unless a proposal for such seating/standup arrangements is submitted with the permit application and approved by the Zoning Inspector.
- Permit holders shall provide customers with single service articles, such as plastic silverware and paper plates, and a waste container for their disposal. All Mobile Food Vehicles shall offer a waste container for public use that the operator shall empty at his or her own expense if not provided by the Special Event sponsor.
- No Mobile Food Vehicle shall make or cause to be made any unreasonable or excessive noise in violation of Section 535.04 of Canfield Township's Zoning Regulations.
- No permittee shall employ the use of flashing or moving lights on or near a Mobile Food Vehicle as part of its operation.

GENERAL RULES AND REGULATIONS *(Continued)*

- A Mobile food Vehicle may not operate on public property, including right-of-way, unless the Zoning Inspector has otherwise granted approval on the Special Event Permit application for its operation at the particular location during specific times.
- The Township reserves the right to relocate a mobile food truck to an alternate location as determined by the Zoning Inspector if the approved location needs to be used for emergency purposes or other public benefit.
- Mobile Food Vehicles shall adhere to all applicable parking regulations for commercial vehicles.
- No person holding a permit for a Mobile Food Vehicle shall sell, lend, lease or in any manner transfer a Mobile Food Vehicle permit.
- No Mobile food Vehicle shall be parked on the street overnight, or left unattended and unsecured at any time food is kept in the Mobile Food Vehicle.
- No Mobile Food Vehicle shall operate at an unauthorized location, or beyond the hours for which the Special Event or private party has been permitted.