

**VILLAGE OF NORTHFIELD ORDINANCE NO. 2021-26  
AN EMERGENCY ORDINANCE ESTABLISHING CHAPTER 865 OF THE BUSINESS  
REGULATION CODE RELATING TO FOOD TRUCKS**

WHEREAS, Council desires to establish Chapter 564 of the Administrative Code in order to regulate food trucks operating in the Village.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Northfield, County of Summit, and State of Ohio:

SECTION 1. That the Council of the Village of Northfield hereby and herein establishes Chapter 865 of the Village Business Regulation Code relating to food trucks, as indicated in the attachment hereto.

SECTION 2. That the rest and remainder of the Codified Ordinances shall remain as presently drafted unless inconsistent herewith.

SECTION 3. That all formal actions of this Council concerning and relating to the deliberation and adoption of this Ordinance were taken in an open meeting of this Council or any of its legal committees and/or were in compliance with all legal requirements.

SECTION 4. That this Ordinance is hereby declared to be an emergency measure necessary for the public peace, health, and welfare of the residents of the Village of Northfield, for the reason that this chapter will assist with the safe and orderly operation of food trucks in the Village, and this Ordinance shall take immediate effect upon its signature by the Mayor, or upon the expiration of time within which it may be disapproved by the Mayor, or upon its passage after its disapproval by the Mayor, as the case may be, pursuant to Village of Northfield Charter Section 4.11.

IN WITNESS WHEREOF, we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jennifer Domzalski, Pres. Pro-Tem of Council

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Jesse J. Nehez, Mayor

Approved as to Legal Form.

\_\_\_\_\_  
Bradric T. Bryan, Director of Law

I, Jennifer Potvin, Clerk of Council of the Village of Northfield, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly and regularly passed by Council at a meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Jennifer Potvin, Clerk of Council

## **CHAPTER 865 Food Trucks**

### **865.01 LICENSE REQUIRED; FEE.**

No person shall operate and prepare or serve food from a food truck within the Municipality without first obtaining a license therefor. The fee for such license shall be fifty dollars (\$50) for each month in which the vendor is operating in the Village or one hundred fifty dollars for the calendar year (\$150).

### **865.02 LICENSE ISSUANCE.**

The Building and Zoning Inspector is hereby authorized and directed to issue the license to any individual, firm, or corporation that satisfies the following requirements and all other requirements of this chapter:

- (a) An application stating: the name, address, telephone number, email address, and social security number or federal tax id number of the applicant; the proposed hours and days of the week on and during which the food truck will be open; the location in the Village from which the food truck will operate; and the operator has written permission from the property owner to operate the food truck on their property; is filed with and approved by the Building and Zoning Inspector, along with payment of the permit fee;
- (b) All required permits from the County Department of Health have been issued;
- (c) The food truck will be operated in accordance with the requirements contained in Section 320 of the Ohio Fire Code and any other pertinent sections of the most current version of the Ohio Fire Code;
- (d) If the food truck utilizes a propane gas system, the propane gas system and lines must be certified by an authorized private or government entity within one year prior to the date on which the food truck event will take place in the Village;
- (e) The food truck submits to and passes a Village of Northfield Fire Department inspection prior to commencing operation in the Village;
- (f) The applicant certifies that the truck or its customers will not interfere with vehicular traffic, whether on Village streets or on-site, or the use of adjacent properties; and
- (g) The applicant provides proof of liability insurance with limits in the amount of at least \$250,000 per occurrence.

### **865.03 CLEAN-UP.**

At the conclusion of service on each day of operation in the Village, the food truck vendor shall make sure all garbage and debris left from the food truck and its customers is picked-up and properly disposed.

### **865.035 DISPLAY OF LICENSE.**

The Food Truck License shall be prominently displayed on the truck at all times during which the truck is operating and preparing or serving food.

**865.04 LICENSE REVOCATION; APPEALS.**

The license may be revoked at any time, without return of the license fee, upon satisfactory proof that any provision of this chapter has not been met; other violations of law pertaining to the truck or business have been committed by the applicant or anyone that is conducting business pursuant to the license; fraud or a misrepresentation was committed in connection with the application or license or the conduct of activities on the premises; the health, safety, or welfare of the public is endangered by the truck; or the applicant ceases to possess the qualifications required under this chapter. Any revocation order or refusal to issue or renew a license by the Building and Zoning Inspector pursuant to this chapter may be appealed to the Village Council. Notice of such appeal shall be in writing and be filed with the Administrative Clerk/Building Department Secretary within thirty days of the Building and Zoning Inspector's decision. Within thirty days of the filing of such notice, Council shall proceed to hear the appeal, at which all parties interested in the issuance, denial, or revocation of the license shall be afforded an opportunity to be heard. Council shall render a decision within thirty days of the conclusion of the hearing. Council may sustain, overrule, or modify the action of the Building and Zoning Inspector.

**865.99 PENALTY.**

Whoever violates or fails to comply with any provisions of this chapter is guilty of a misdemeanor of the fourth degree and shall be fined not more than two hundred fifty dollars (\$250) for each offense.