

Mobile Food Vendor

License

Village of Weston

Date: _____

License No.: _____

Payment: ☐ Cash ☐ Check No. _____

FULL COMPLETION OF THIS FORM IS REQUIRED FOR PROCESSING

-- PLEASE USE THE ONLINE FILLABLE PDF --



4747 Camp Phillips Rd.
Weston, WI 54476

TEMPORARY USE FEES

☐ Annual Fee

\$25.00 FEE

Any applicant who is a member of a registered 503(c)(3) group engaged in selling or serving from a mobile food vendor unit shall be exempt from any fees but are subject to the regulations set forth in Sec. 18.148 of the municipal code.

EXPLANATION OF PROCESS

It shall be unlawful for any person or persons to operate a mobile food vendor unit on Village owned property except as provided within this Article, and without first having obtained a license from the Village Clerk for each property a person wants to locate. The following situations shall be exempt from obtaining the license:

- A person(s), under the age of 18, operating a "lemonade stand" or the equivalent thereof on privately owned, residential use property.
- A person(s), during the Village's designated Farmers' Market days, selling food or beverages made by said person(s).
- Mobile vendors vending from mobile vending units located on private property with the approval of the property owner or its authorized agent.

Licenses shall be issued on an annual basis beginning on July 1 and expiring on June 30.

APPLICANT INFORMATION

Business Name: _____ **Contact Name:** _____

Business Owner: _____ **Mailing Address:** _____

Business Address: _____

Phone: _____

Website: _____ **Email:** _____

INVESTIGATION

Upon receipt of an application and fee, the Village Clerk shall refer the application to the Chief of Police. The Chief of Police shall make an investigation of the accuracy of the statements made in the application and determine whether the applicant has been convicted of felony, misdemeanor, statutory violation punishable by forfeiture, or county or municipal ordinance violation in which the circumstances of the felony, misdemeanor, or other offense substantially relate to the circumstance of the permitted activity, and, if so, the nature and the date of the offense and the penalty assessed.

Required Background Information:

Last three (3) municipalities in which similar sales or solicitations were conducted:

1. _____
2. _____
3. _____

Required Applicant Information:

Driver's License

No. _____ Date of Birth: _____

Height: _____ Weight: _____

Color of Hair: _____ Color of Eyes: _____

Manager Information (If different from Applicant):

Driver's License

No. _____

Date of Birth: _____

Height: _____

Weight: _____

Color of Hair: _____

Color of Eyes: _____

Contact Information where the applicant can be reached at for at least seven (7) days after conducting business in the Village:

Applicant Address: _____

Phone: _____

Email: _____

Have you been convicted of any crime or ordinance violation related to sales or solicitations or other transient merchant activities within the last five (5) years? If yes, please describe the nature of the offense and municipality in which you were convicted.

Are there currently and other charges currently pending against you? If yes, please state the nature of the charges.

ZONING REGULATIONS

Temporary Sales and by Mobile Food Vendors includes the short-term sale of products and foods outside the confines of a building. Foods and beverages are made by the licensed mobile food vendor. Examples of this land use category include, but are not limited to, mobile retail food establishment, temporary retail food establishment, pushcart, ice cream vendor and temporary food stands. This category does not include "Seasonal Sales of Farm Products" (including farmers' markets), "Drive-in or Drive-through Sales or Service," or licensed mobile food vendors associated with a licensed and approved "Outdoor Assembly or Special Event." Said use is allowed in the zoning districts listed below:

Temporary Use (94.4.10)	AR	RR	PR	SF-L	SF-S	2F	MF	MH	INT	B-1	B-2	B-3	BP	LI	GI
(13) Temporary Sales by Mobile Food Vendors			T						T	T	T	T	T	T	T

Site Address: _____

Zoning District: _____

Weston, WI 54476

Start Date: _____

End Date: _____

Operation Time*: _____

☐ Sun☐ Mon☐ Tue☐ Wed☐ Thur☐ Fri☐ Sat

*Please note, Vending shall only be permitted to operate between the hours of 7:00 a.m. and 30 minutes after the provided closing hours for Class "B" licensed alcohol establishments as provided in Wis. Stat. §125.32(3).

ADDITIONAL INFORMATION

The following information is either required to be provided or attached to this application:

- ☐ A copy of the current County Health Department Certificate or license issued by any county located in Wisconsin
- ☐ A copy of the State of Wisconsin Seller's Permit, if applicable
- ☐ A copy of proof of Liability Insurance and Policy, showing a minimum coverage of \$1,000,000.00
- ☐ A photograph of the unit and a drawing, including all the dimensions of the mobile food vending unit
- ☐ A copy of the menu of what will be served by the mobile food vending unit
- ☐ A copy of proof of insurance for any vehicles involved or used in the mobile food vending unit
- ☐ A copy of the registration for any vehicles involved or used in the mobile food vending unit

LIMITATIONS

The mobile food vending units shall adhere to the following limitations:

- No mobile food vending unit may be set up at any one location for more than a 7-day period. Mobile food vending units that operate out of a motorized vehicle shall be parked in a parking stall overnight as to not inhibit traffic flow.
- All mobile food vendor units shall adhere to the setbacks of the hard or gravel surface of the respected zoning district as defined in Figure 5.02(2) Non-residential District Setbacks and Height Standards within this Chapter.
- No mobile food vendor unit shall be located or operate within the right-of-way, which includes, but not limited to, the street and sidewalk, with the exception of a mobile ice cream vendor. No vending shall be made in a public street from a vehicle or other on-street unit except from the curbside of said vehicle or on-street unit. Vehicle or pedestrian flow shall not be impeded in any way. All vending from the right-of-way shall cease at sunset.
- No mobile food vendor unit shall be located within 10 feet of a fire hydrant or designated bus stop and shall not be located within the vision triangle as described in Chapter 71.
- No mobile food vendor unit shall be located or operating within 1000 feet of school property during school hours, unless written permission is granted by the school superintendent or designee and such documentation is provided with the required application.
- It shall be prohibited for any mobile food vendor units to be connected to any public source of water, sewer or electricity.
- The utilization of public property, such as light poles, utility pole, planters is prohibited.
- The utilization of a drive-up or drive-through window for motorized vehicles is prohibited.
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PENALTIES

- Upon conviction for a first offense, forfeit \$100.00, together with the cost of prosecution. Each and every day during which any such violation continues shall constitute a separate violation.
- Upon conviction for a second offense or subsequent offence, forfeit \$200.00, together with the cost of prosecution. Each and every day during which any such violation continues shall constitute a separate violation.

STATEMENT OF UNDERSTANDING AND SIGNATURES

By signing and dating below, I acknowledge that I have reviewed and understand the Village of Weston zoning and licensing ordinance and its standards of approval related to this application; read, understand, and accept my responsibilities under the reimbursement section above; submitted an application that is true, correct, and complete to the best of my knowledge; acknowledge that Village officials and/or employees may, in the performance of their functions, enter upon the subject property to inspect or gather information necessary to process this application. if this application is approved, agree to abide by this application, approved plans, and required conditions associated with plan approval in the development of the subject property; and understand that the Village's zoning and licensing ordinance and/or the conditions of development approval may specify timeframes within which I must take certain actions related to the development of the subject property, or risk having the approval being nullified. **Failing to attach all the required components will deem the status of this application as incomplete. Incomplete applications will not be reviewed and shall be discarded within 30-days if the application status remains incomplete. Any fees collected will not be refunded.**

Signature of Applicant

Date