

**CHARTER TOWNSHIP OF REDFORD
ORDINANCE NO. 181 (Amend)
Adding Section 50-71 Mobile Food Service**

AN ORDINANCE TO AMEND CHAPTER 50, HEALTH AND SANITATION, TO ADD ARTICLE III MOBILE FOOD SERVICE TO THE CHARTER TOWNSHIP OF REDFORD CODE OF ORDINANCES

THE CHARTER TOWNSHIP OF REDFORD ORDAINS:

Chapter 50 Health and Sanitation is amended to add Article III Mobile Food Service to read as follows:

Section 50-71 - Mobile Food Service

No person shall operate or cause to be operated within the Township any business conducted for the purpose of selling or offering for sale food from a mobile vehicle unless such business is operated from a mobile food truck or cart meeting the requirements of the following:

- (1) Food service trucks or carts on wheels that are permitted by the Township are allowed if they comply with the following and are issued a Building Department permit which expires on December 31 of the year issued.
 - a. No food shall be prepared, sold, or displayed outside of the portable food service truck or cart; no outdoor cooking facilities, including grills that are not contained in the truck or cart, are permitted.
 - b. Food service shall be provided on the non-driving lane side of the portable food service truck or cart.
 - c. Food service trucks and carts shall not block or impair vehicular or pedestrian travel.
 - d. No dining/outside seating area including but not limited to tables and chairs, benches, etc. shall be permitted. A table no bigger than 36" x 36" shall be permitted to hold condiments required for sale of products and to be located within two feet of the food service truck or cart.
 - e. All materials and supplies must be stored in the portable food service truck or cart.
 - f. Awnings for portable food service trucks and carts shall have a minimum seven-foot clearance between the ground level and the lowest point of the awning structure.
 - g. Where used to shelter food service carts, an umbrella shall be in good repair, supported by a single pole, and not more than five feet in diameter and eight feet in height.
 - h. No food service truck operator shall sound any device which produces a loud and raucous noise, or use or operate any loudspeaker, public address system, radio, sound amplifier, or similar device to attract public attention.
 - i. Waste containers for public use must be provided. All trash associated with the portable food service trucks and carts must be collected and disposed of off-site by the operators daily. Spilling or dumping of food or food by-products is prohibited.

- j. Outdoor amplification and other noise, including sound from generators, must comply with the Township noise ordinance. Unreasonable or excessive noise is prohibited.
- k. No food service truck operator shall conduct business in such a way that would increase traffic congestion or delay, constitute a hazard to life or property, interfere with an abutting property owner, or obstruct access to emergency vehicles.
- l. Flashing, blinking, or moving lights are prohibited on portable food service trucks and carts when such vehicle is parked and serving customers.
- m. A portable food service truck or cart shall not be parked, stored, or left unattended and unsecured at any time for more than 15 minutes.
- n. Signage is allowed on the portable food service truck or cart only. Any separate free-standing signs are subject to a temporary sign permit issued by the Building Department.
- o. The food service truck or cart must receive approval by the Township Fire Department, or a fire department under the Western Wayne Consortium Agreement and the applicant must file I-CHAT report with the police department.
- p. No food service trucks or carts may be operated between the hours of 11:00 p.m. and 7:00 a.m. and must be removed from its approved location during these hours.
- q. When not in use, the food service trucks or carts shall be stored at the commissary or other place approved by the Wayne County Health Department.
- r. Where beverages are being sold in conjunction with an approved food service truck or cart, no more than two coolers may be used for storage of commercially sealed unopened food items to be sold, provided, that ice in a cooler shall not be used or sold for consumption and melting ice and fluids shall be drained from the cooler and disposed of by the vendor in a sanitary manner and deposited or drained on any alley, sidewalk or street.
- s. Food service trucks or carts shall not create noxious smoke or strong odors which annoys, disturbs, injures, or endangers the health, peace, safety, or welfare of others through the preparation or presentation of food to be sold.
- t. Vendors are prohibited from displaying or selling alcoholic beverages, contraband goods, drug paraphernalia, fireworks, electrical items, food items that have not been approved in writing by the Wayne County Health Department, secondhand goods, tattoos, and unlicensed goods.

Section 50 – 72 - Application for Permits

- (a) The permit application shall describe any power and associated utilities and equipment needed for the operation of the portable food service truck or cart. Consent from the property owner or any adjacent property owners to use electrical power is required. All power sources must be self-contained, and no power cable or equipment shall be extended to cross any public street, alley, or sidewalk.
- (b) All permits shall be issued by the Building Department. Applications must include:
 - (1) Contact information for the applicant/operator and property owner including address, phone number, and email contact.

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- (2) Confirmation of applicant applying as an Individual, Partnership, Business or Corporation within the State of Michigan. To provide full legal name(s), full trade or assumed name, and full and accurate corporate name.
 - (3) A description of the food products offered (menu) and food preparation methods.
 - (4) Vehicle information including year, make and model; dimensions; and valid State of Michigan license.
 - (5) Proposed hours of operation.
 - (6) A scale drawing of the area of all operations including any associated equipment.
 - (7) Copy of all necessary licenses and permits issued by the State of Michigan and Wayne County Health Department.
 - (8) Proof of a general comprehensive liability policy with limits of no less than \$2,000,000.00 combined single limit coverage issued by an insurer licensed to do business in this state and which names the Township as an additional insured.
 - (9) Proof of public liability and property damage motor vehicle policy with limits of no less than \$1,000,000.00 per occurrence issued by an insurer licensed to do business in this state.
 - (10) Payment of the permit fee required by the Township as established by the Township Board of Trustees from time to time.
 - (11) Signed statement by the applicant that licenses will hold harmless and indemnify the Township, its officers, and employees from any damages to property or injury to persons as a result of the activities under this permit.
- (c) The Township shall issue no more than 12 active portable food service truck or cart licenses for any calendar year. Commercial and industrial parcels are permitted to have no more than six (6) days in a calendar year which permitted portable food service trucks or carts are located on the parcel, and any portable food service trucks or carts cannot be located on a parcel for more than three (3) days.
- (d) A permit issued under this ordinance shall not be transferable from person to person and a permit is valid for one portable food service truck or cart only and shall not be transferred between portable food service trucks or carts.

Section 50-73 - Location

- (a) Portable food service trucks or carts shall not be located within 1,000 feet of a special event approved by the Township or within 50 feet of another food truck or cart unless located on designated Township owned property.
- (b) The location of portable food service trucks and carts shall not negatively impact any residential development.
- (c) Portable food service trucks or carts shall not be located within 300 feet of a building serving food for consumption on the premises. This distance shall be measured from the closet corner of the building to the food service truck or cart.
- (d) Portable food service trucks or carts may not be located in governmental right-of-way.

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- (e) Placement of a food service truck or cart should not negatively impact traffic circulation, maneuvering lanes, block driveways or prohibit public safety vehicles access to the property.
- (f) Only one available food service trucks or carts may be located on any lot as defined in the Redford Township Zoning Ordinance.
- (g) Portable food service trucks or carts shall not impede access to the entrance or driveway or any adjacent building.
- (h) Food service trucks shall not be located within 25 feet of any handicapped parking space or access ramp.
- (i) Food service trucks or carts shall not be located on any property without written permission provided on the company letterhead from the property owner or approved tenant who must be operating a fully licensed and Township Building Department building permitted business. A property with no occupant or fully licensed and permitted business cannot be the site of a mobile food service truck or cart.
- (j) All trash or debris accumulating within 25 feet of any food truck shall be collected by the operator and deposited in a trash container. All food truck operators must provide trash receptacles adjacent to or as a part of their truck.
- (k) Food service truck or carts may be located on private commercial and/or industrial zoned properties if the owner of the property signs and files with the Township a consent to the use of the mobile food service truck or carts and hold harmless the Township from any liability arising from the operation of the portable service truck or cart and pays \$100.00 to the Township for a site visit and administration costs.
- (l) Food service trucks or carts shall not be allowed in any Township municipally owned facility or parks unless it is for a Township special event; or, in such cases for a private catered event not open or selling to the public and has obtained a permit as outlined by the policies of the Township Parks Commission.
- (m) Food service trucks or carts may be located on residentially zoned property provided that is not located on any street or sidewalk and does not sell to the general public and may not operate between the hours of 11:00 pm and 7:00 am and must be removed from this location during these hours.
- (n) The Building Department may approve a food service truck or cart that is to be located on designated Township owned property.
 - (1) Food service trucks and carts shall be limited to 36 feet in length and nine feet in width.
 - (2) Approval from the Township shall not be transferable and such approval is valid for one portable food service truck or cart only.

Section 50-74 - Exemption From This Ordinance

- (a) Approved mobile food services and temporary food operations in connection with Township sponsored festivals and other special events that have prior approval from the Township and the county department of health are exempt from the requirements of this Ordinance.
- (b) A restaurant located in the Township who obtains temporary use approval pursuant to the Township's zoning ordinance to prepare and serve food outside on the restaurant's property is exempt from this article.

Section 50-75 – Enforcement/Penalties (for those not securing approval and for those not adhering to permit).

- (a) Anyone operating a food truck or cart without approval under this Ordinance or in violation of the permit issued shall be responsible for a civil infraction with a fine of \$250.00 for the first offense and \$500 for each additional offense in a 12-month period.
- (b) Once a permit has been issued, it may be revoked, suspended, or not renewed by the Township for failure to comply with the provisions of this ordinance and any rules or regulations promulgated by the Township.


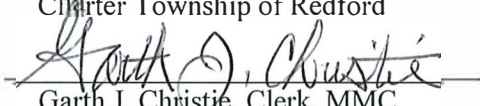
Section 50-76 – Severability.

The provisions of this ordinance are hereby declared to be severable. If any clause, sentence, word, section, or provision is hereafter declared void or unenforceable for any reason by a court of competent jurisdiction, it shall not affect the remainder of such ordinance which shall continue in full force and effect.

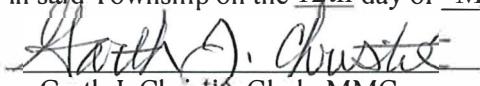
Section 50-77 – Effective Date.

This ordinance shall take effect ten (10) days after publication as provided. The foregoing Ordinance was duly adopted at a meeting of the Charter Township of Redford Board of Trustees held on the 12th day of March 2024.


ADOPTED, APPROVED, AND PASSED by the Board of the Township of Redford this 12th day of March 2024.


Pat McRae, Supervisor
Charter Township of Redford

Garth J. Christie, Clerk, MMC
Charter Township of Redford

I hereby certify that the foregoing is a true copy of the Ordinance as passed by the Charter Township of Redford a regular Board Meeting held in the Board Room in said Township on the 12th day of March 2024.


Garth J. Christie, Clerk, MMC
Charter Township of Redford

I further certify that the foregoing was published in *Detroit Legal News*, a newspaper of general circulation in the Charter Township of Redford, on the 16th day of September 2024.


Garth J. Christie, Clerk, MMC
Charter Township of Redford