

ORDINANCE NO. 2025-03

MOBILE VENDOR REGULATIONS

The Contra Costa County Board of Supervisors ordains as follows (omitting the parenthetical footnotes from the official text of the enacted or amended provisions of the County Ordinance Code):

SECTION I. SUMMARY. This ordinance amends Article 413-3.16 of the County Ordinance Code (Mobile Vendor Regulations) to revise the standards for mobile unit vending operations, including mobile food trucks, related to authorized hours and locations of operation, vending near certain specified uses, and vending within the public right-of-way to ensure public safety and prevent traffic hazards.

SECTION II. Section 413-3.1610 of the County Ordinance Code is amended to read:

413-3.1610 Article definitions. For purposes of this division and this article:

- (a) "Certified farmers' market" has the same meaning as in Section 113742 of the Health and Safety Code.
- (b) "Community event" has the same meaning as in Section 113755 of the Health and Safety Code.
- (c) "Mobile unit" means any apparatus (e.g., truck, trailer, cart, wagon) or structure that is not permanently fixed to a permanent foundation and may be moved under its own power, pushed or pulled by hand, towed by a motor vehicle, or carried upon or in a motor vehicle or trailer. A mobile unit does not include news racks or vending machines but includes mobile food preparation units and vehicles as defined in the Health and Safety Code.
- (d) "Motorized mobile units" means a mobile unit which may be moved under its own power.
- (e) "Nonmotorized mobile units" means a mobile unit which may not be moved under its own power. An example would be push carts and stands.
- (f) "Right-of-way" means all land or interest in land that by deed, conveyance, agreement, easement, dedication, usage, or process of law is reserved for or dedicated to the use of the general public for road or highway purposes.
- (g) "Site" means the footprint occupied by a mobile unit and the area within 100 feet of the occupied footprint.
- (h) "Swap meet" has the same meaning as in Section 113917 of the Health and Safety Code. (Ords. 2025-03 § 2, 95-36 § 2).

SECTION III. Section 413-3.1612 of the County Ordinance Code is amended to read:

413-3.1612 Standards. Except as otherwise permitted by a community event permit issued by the health officer, all mobile unit vending operations shall comply with the following requirements:

- (a) Vending shall not be conducted between the hours of 10:00 p.m. and 6:30 a.m. the following day.
- (b) A mobile unit may vend for a maximum of three hours per day, per site. This regulation does not preclude mobile units from vending at multiple sites per day.
- (c) Mobile unit vendors shall at all times be in compliance with all regulations of the California Retail Food Code, all applicable regulations of the Contra Costa County health department, and all other applicable requirements of this code and law.
- (d) Vending of any alcoholic beverages or controlled substances is prohibited.
- (e) Each mobile unit shall possess and at all times display in conspicuous view certified copies of its current county environmental health permit as well as any county food handling permit, as applicable.
- (f) To the extent allowed by law, mobile units shall be subject to reasonable inspections by county personnel for the purpose of ensuring compliance with applicable requirements.
- (g) Motorized mobile units lawfully permitted to vend within a right-of-way shall comply with all state and local parking and traffic regulations.
- (h) Motorized mobile units lawfully permitted to vend within a right-of-way shall not vend to, attempt to vend to, or otherwise solicit pedestrians or vehicles in the path of street vehicular travel or in any manner that could block vehicular travel.
- (i) A mobile unit may not vend within 100 feet of a community event, certified farmers' market, or swap meet during the operating hours of that community event, certified farmers' market, or swap meet.
- (j) Environmental health permits are not transferable. (Ords. 2025-03 § 3, 95-36 § 2).

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SECTION IV. EFFECTIVE DATE. This ordinance becomes effective 30 days after passage, and within 15 days after passage shall be published once with the names of supervisors voting for or against it in the East Bay Times, a newspaper published in this County.

PASSED on February 4 2025, by the following vote:

AYES: John Gioia, Candace Andersen, Ken Carlson, Shanelle Scales-Preston

NOES: None

ABSENT: Diane Burgis

ABSTAIN: None

/S/ Board Chair Candace Andersen

ATTEST: MONICA NINO, Clerk of the Board of Supervisors and County Administrator

/S/ Deputy Clerk, June McHuen