



LEGISLATIVE SUMMARY

O-29-23

Food Truck Parking in Annapolis

This summary was prepared by the City of Annapolis Office of Law for use by members of the Annapolis City Council during consideration of the legislation.

BACKGROUND

O-29-23 changes a portion of the Peddlers, Hawkers, and Itinerant Merchants section of the City Code. A peddler or hawker sells goods while traveling from place to place by foot or vehicle. They must obtain a peddler's license from the Clerk of the Circuit Court (*Annotated Code of Maryland, Business Regulation Article, Title 17, Subtitle 9*).

The City updated the Code in 2016 (O-8-16) to separate food trucks from other peddlers and hawkers and termed food trucks "a mobile food service facility," which requires a license and inspection by the Anne Arundel County Department of Health (*Anne Arundel County Code, Article 11, Title 6*).

O-8-16 also limited where food trucks can park and set up.

1. Authorization for the boat equivalent of a food truck was removed.
2. Food trucks were prohibited from:
 - In the Historic District, unless they're part of a special event designated by the City Council,
 - On public property in residential-zoned areas (Ward 8 is the exception) and cannot be on public property within 100 feet of a residential-zoned area
 - Within 100 feet of a restaurant without written permission of the restaurant
3. Food trucks are allowed only in:
 - Residential areas of Ward 8
 - Industrial zones
 - Private property outside the Historic District, but for only 30 minutes every three hours (city-approved special events are the exception)
 - On a business parking lot as part of a special event by a business association.
 - In maritime zones, as part of a special event that the City permits.



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BILL SUMMARY

O-29-23 eliminates most restrictions on where food trucks may park in Annapolis and separates "Mobil Vendors" (non-food products sold from a vehicle) and "Mobile Food Service Vendors" (food trucks) into separate sections.

Section 7.40.090 - Areas of operation and operating restrictions.

This section is split into two parts. "A." applies *only* to "Mobile Vendors." And "B" is created to apply *only* to food trucks, called "Mobile Food Service Vendors."

Section 7.40.090(A)

- The food truck provisions are removed.
- Remaining changes are copyedits of original text to the current style per the Maryland Style Manual for Statutory Law.

Section 7.40.090(B)

- *Subsection B(1)* maintains restrictions on mobile food service vendors in the City's Historic District.
- *Subsection B(2)* changes restrictions on mobile food service vendors outside the Historic District to allow food trucks in these areas of the City:
 - Private, non-residential property (outside the Historic District) if they have written permission from the property owner.
 - Public property, if they have a permit from the city, county, or other public property owner.
- *Subsections B(3-5)* add conditions to food truck parking.
 - No obstructing rights of way
 - Noise is limited
 - The vendor must pick up trash.