

1 **..Title**

2 **Food Truck Parking and Mobile Food Service in the City of Annapolis** - For the  
3 purpose of allowing mobile food service vendors, also called "food trucks," to park for  
4 food service outside the historic district on private, non-residential property and public  
5 property if they have the property owner's permission; requiring food trucks to limit  
6 noise, pick up trash and not block public accessways; general copyediting of the code  
7 section; and generally related to mobile food service vendor requirements.

8 **..Body**

9 **CITY COUNCIL OF THE**  
10 **City of Annapolis**

11 **Ordinance 29-23**

12 **Introduced by: Alderman Schandelmeier**  
13 **Co-sponsored by: Ald. Gay**

14 **Referred to:**

15 Economic Matters Committee

16 **AN ORDINANCE** concerning

17 **Food Truck Parking and Mobile Food Service in the City of Annapolis**

18 **FOR** the purpose of allowing mobile food service vendors, also called "food trucks," to  
19 park for food service outside the historic district on private, non-residential  
20 property and public property if they have the property owner's permission;  
21 requiring food trucks to limit noise, pick up trash and not block public  
22 accessways; general copyediting of the code section; and generally related to  
23 mobile food service vendor requirements.

24 **BY** repealing the following portions of the Code of the City of Annapolis, 2023  
25 Edition:  
26 7.40.090

27 **SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS**  
28 **CITY COUNCIL** that the Code of the City of Annapolis shall be amended to read as  
29 follows:

30 **Title 7 – BUSINESS LICENSES, TAXES AND REGULATIONS**  
31 **Chapter 7.40 – PEDDLERS, HAWKERS AND ITINERANT MERCHANTS**  
32 **Section 7.40.090 - Areas of operation and operating restrictions.**

33 **Explanation:**

34 ~~Strikethrough~~ indicates matter stricken from existing law.  
35 Underlining indicates copyediting or reformatting of existing law  
36 Underlining & red indicate new matter added to the code.

1 **A. Mobile Vendors.** A licensee, or person acting for or on behalf of a licensee, shall  
2 only engage in the business of a peddler, hawker, itinerant merchant, or transient  
3 vendor in the following circumstances:

4 ~~A1.~~ **A1.** When a mobile vendor, ~~other than a mobile food service vendor,~~ is selling  
5 commodities or services on public property outside the historic district  
6 where the sale of those commodities or services is a use permitted without  
7 a special exception;

8 ~~B2.~~ **B2.** When conducting sales in residential zones, pursuant to ~~€~~Chapters 21.42—  
9 21.47 of the City Code, outside the historic district. Mobile vendors  
10 operating under this paragraph may not remain in a neighborhood longer  
11 than ~~thirty~~30 minutes during a three-hour period except within the  
12 boundaries of ~~ward eight~~the Eighth Ward;

13 ~~€3.~~ **€3.** As part of a special event that is organized by a business association that  
14 has a principal place of business within the ~~e~~City of aAnnapolis that  
15 represents commercial enterprises in the immediate area of the proposed  
16 operation;

17 ~~Đ4.~~ **Đ4.** As part of a special event within the ~~w~~Waterfront ~~m~~Maritime ~~e~~Eastport  
18 (WME) and ~~w~~Waterfront ~~m~~Mixed ~~m~~Maritime (WMM) zoning districts.

19 ~~E5.~~ **E5.** In the ~~h~~Historic ~~d~~District, defined in Chapter 21.56 of the City Code, as  
20 part of a special event that is organized by the city when the licensee is a  
21 commercial enterprise in the immediate area of the special event;

22 ~~F6.~~ **F6.** When a mobile vendor, ~~other than a mobile food service vendor,~~ is  
23 engaged in any of the activities described in Subsection 7.40.020(A) of  
24 this chapter;

25 ~~G.~~ **G.** ~~As to mobile food service vendor licensees:~~

26 ~~1.— On public property outside the historic district in zones where standard~~  
27 ~~restaurant is a permitted use without special exception subject to the~~  
28 ~~following limitations:~~

29 ~~i.— Not within one hundred feet of a standard restaurant without written~~  
30 ~~permission of an authorized representative of said restaurant;~~

31 ~~ii.— Not within one hundred feet of a residential zoning district except in~~  
32 ~~ward 8;~~

33 ~~2.— On private property outside the historic district in zones where standard~~  
34 ~~restaurant is a permitted use without special exception and with the written~~  
35 ~~permission of the property owner~~

36 ~~3.— In an industrial zone and with the written permission of the property~~  
37 ~~owner;~~

38 ~~4.— In a residential area within the boundaries of ward 8;~~

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1 ~~5. In other residential areas outside the historic district for not more than~~  
2 ~~thirty minutes in a neighborhood during a three hour period unless in~~  
3 ~~conjunction with an approved special event;~~

4 ~~6. In conjunction with [subsection] (C) or (D), above.~~

5  
6 ~~H.7~~ On those days of the year and at those places and times as are designated  
7 from time to time by resolution or ordinance of the City Council.

8 **B. Mobile food service vendors.**

- 9 **1. Historic District.** Mobile food service vendors are allowed in the City's  
10 Historic District, defined in Chapter 21.56 of the City Code, only as part  
11 of a special event organized by the city per Chapter 14.18 of the City  
12 Code.
- 13 **2. Outside the Historic District.** In areas outside the Historic District,  
14 mobile food service vendor licensees may operate per Subsections a and b  
15 (below) and shall park on:
- 16 a. Private, nonresidential property only with the written permission  
17 of the property owner, and where property owner permission to  
18 operate includes a starting and ending date; and
- 19 b. Public property only with a permit or equivalent written  
20 permission issued by the oversight department or agency.
- 21 **3. Obstructing access.** The mobile food service vendor vehicle shall not  
22 block, obstruct, or interfere with public right of way, including vehicular,  
23 bicycle or pedestrian flow, nor obstruct or interfere with the access of  
24 any public or private fire hydrant or any building's fire department  
25 connection.
- 26 **4. Noise.** Mobile food service vendor generators and music shall not exceed  
27 65 decibels as measured from 50 feet away.
- 28 **5. Trash.** A licensee shall collect all trash and debris from their mobile food  
29 service.

30  
31 **SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE**  
32 **ANNAPOLIS CITY COUNCIL** that this ordinance shall take effect upon passage.

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34 **SECTION III: AND BE IT FURTHER ESTABLISHED** that the Department of  
35 Planning and Zoning, within 90 days of enactment, shall promulgate such regulations as  
36 are necessary and proper for the full implementation of this Ordinance.

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