



VANCE COUNTY MOBILE FOOD SERVICES POLICY

Intent.

Allowing Mobile Food Service businesses to operate on Vance County owned real property (hereinafter property) permits additional dining options while providing opportunities for and supporting small businesses. Additionally, it increases foot traffic to public spaces, fostering a vibrant and inclusive community environment. Mobile Food Services can also support the incubation and growth of entrepreneurial/start-up businesses. All Mobile Food Services shall comply with the regulations of this policy, as well as any other local or state laws, zoning and regulations. This approval process and privilege is only for property owned by Vance County at the approved location and does not override any approvals or requirements of the State or City of Henderson.

Mobile Food Service means a readily movable cart, trailer, motorized wheeled vehicle, used and equipped to serve food.

Requirements.

- (a) Applicants for Mobile Food Service shall provide documentation of approval from the North Carolina Department of Health and Human Services. A valid health permit must be maintained for the duration of the Mobile Food Service authorization and shall be placed in a conspicuous location for public inspection.
- (b) Food truck operators shall be responsible to comply with all of the City of Henderson's Unified Zoning Ordinance.
- (c) The food truck shall be positioned at least one hundred (100) feet from the customer entrance of an existing restaurant during its hours of operation, unless the food truck vendor provides documentation that the restaurant owner supports a closer proximity.
- (d) A trash receptacle shall be provided for customers. City and County trash receptacles are not to be used for this purpose. All associated equipment, including trash receptacles, must be within three (3) feet of the food truck.
- (e) Temporary connections to potable water are prohibited. All plumbing and electrical connections shall be in accordance with State laws and requirements.
- (f) Food trucks shall only operate on county property that has been approved, and may only operate at one property each day.
- (g) No liquid, grease or solid wastes may be discharged from the food truck. Absolutely no waste may be disposed of in tree pits, storm drains, or onto the sidewalks, streets, or other public space. Under no circumstances shall grease be released or disposed of in the City's sanitary sewer system.
- (h) Lighting shall be such that minimizes the glare on roadways and surrounding properties.
- (i) No signage shall be allowed other than signs permanently attached to the food truck and one (1) temporary sign no larger than 24" x 24", which shall not be attached or affixed to improvements or landscaping located on County property.
- (j) The noise level from the food truck shall comply with the municipality's noise ordinance.
- (k) No vendor shall remain on site for more than twelve (12) consecutive hours.

- (l) Mobile Food Service vendors shall not block or obstruct any fire hydrants, fire department connection, utility box or vault, and will provide a minimum of five feet clearance. The Mobile Food Service vendors shall not locate within any area of the lot that impedes, endangers, or interferes with pedestrian or vehicular traffic. Mobile Food Service vendors and their operations shall not impede ingress and egress from driveway entrances, handicapped parking spaces and ramps, building entrances and exits. Mobile Food Service vendors must set up and operate from the approved locations within the property. County reserves the right to temporarily prohibit the use of any location and request the Mobile Food Service vendor to leave the property, relocate on the property or otherwise alter their operations.
- (m) Mobile Food Service vendors, by submission of an application agree to indemnify Vance County, its elected officials and employees from any and all costs, expenses and liability from any and all actions against Vance County related to the Mobile Food Service vendor's operations on Vance County property.

Suspension and revocation.

- (a) The approval issued for the Mobile Food Service vendor may be revoked if the vendor violates any of the provisions contained in this policy.
- (b) The county manager may revoke an approval if he or she determines that the Mobile Food Service vendor's operation is causing parking, traffic congestion, or litter problems either on or off the property where the use is located or that such use is otherwise creating a danger or nuisance to the public, health or safety.
- (c) The county manager reserves the right to temporarily suspend a Mobile Food Service vendor's operation on County property during any time the County determines full use of County property is desired.
- (d) The Mobile Food Service vendor will be notified of such revocation and has the right to appeal to the Board of County Commissioners within 10 days of the date of the revocation notice. The Board of Commissioners shall receive information as it desires, and its decision shall be final.

This policy shall become effective February 3, 2025.