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## 17.72.040 Limited term permits.

- E. Allowed Short-Term Activities. A limited term permit may authorize the following short-term activities within the specified time limits, but in no event for more than twelve months. Other activities that are proposed to occur for no more than twelve months, but do not fall within the categories defined below shall instead comply with the planning permit requirements and development standards that otherwise apply to the property.

10. ~~Temporary Vendor Carts/Stand~~Temporary Vendor Carts/Stand/Mobile Food Facility. A temporary ~~cart or stand~~cart or stand or mobile food facility may be used for the outdoor sales of food and beverages (e.g., fruit, hot dogs, ice cream) and merchandise, when conducted in compliance with the following standards:

- a. For the purposes of this section the following terms shall have the following definitions:

(1) Itinerant vendor shall mean and include:

- (a) Any person who has no established place of business within the city and who is engaged in transient business, traveling from place to place for the purpose of selling any goods, merchandise, services, or wares, or for the purpose of taking orders for the sale of any goods, merchandise, services, or wares to be delivered or performed at some future time and date; and
- (b) Any person who has obtained the proper city licenses, permits, and private permission to engage in a transient business in one location or set up a temporary location for the purpose of selling any goods, merchandise, services, or wares, or for the purpose of taking orders for the sale of any goods, merchandise, services, or wares to be delivered or performed at some future time and date.

(2) Street vendor shall mean and include any person who will stand or park any ~~cart or stand~~cart or stand or mobile food facility from which fruits, goods, merchandise, vegetables, wares, or food stuffs are sold, displayed, or offered for sale.

- b. The ~~cart or stand~~cart or stand or mobile food facility may only operate within the confines of private courtyards, patios, plazas, interior gardens, or in parking lots if the applicant and property owner can demonstrate that the ~~cart or stand~~cart or stand or mobile food facility will not impact parking, and shall complement and enhance the shopping center's retail environment and enliven the streetscape within commercial zones of the city.
- c. The ~~cart or stand~~cart or stand or mobile food facility may only operate within the commercial zones within the city.
- d. Only one ~~cart or stand~~cart or stand or mobile food facility shall be allowed within a single shopping center.
- e. The permit for the ~~cart or stand~~cart or stand or mobile food facility may be approved for up to twelve months. The permit may be extended by the director if a written request for extension is submitted before expiration of the permit. The permit may be extended for up to an additional twelve months.
- f. The ~~cart or stand~~cart or stand or mobile food facility vendor may only operate in compliance with the following limitations. Except as otherwise provided in this section, no vendor shall operate within the city:

(1) Between the hours of ~~11:00 p.m. and 5:00 a.m.~~7:00 p.m. and 11:00 a.m. daily;

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- (2) Within one thousand feet of any park, playground, public recreation facility, or school property;
  - (3) Within fifty feet of any public street intersection;
  - (4) In a manner which constitutes a violation of California Vehicle Code Section 22400 and 22507;
  - (5) In a city parking lot; or
  - (6) Within the downtown historic district, unless associated with a seasonal event authorized by a limited term permit issued in compliance with this section.
- g. The provisions of this subsection shall not apply to persons delivering articles upon order of or by agreement with a customer from a store or other fixed place of business or distribution.
  - h. Each ~~cart or stand~~cart or stand or mobile food facility shall be ~~freestanding, non-motorized, portable, and~~ limited to the sale of beverages, food, and other like merchandise. Each cart or stand shall be freestanding, non-motorized, and portable.
  - i. Each ~~cart or stand~~cart or stand or mobile food facility shall be approved individually as to its design and aesthetic characteristics, location, and size, including signs.
  - j. A business license to operate the ~~cart or stand~~cart or stand or mobile food facility shall be obtained from the city.  
City business license approval will require approval of:
    - i. City of Grass Valley Limited Term Permit
    - ~~i.~~ii. Pursuant to the California Retail Food Code, the operator is required to obtain the applicable Food Facility permit from the Nevada County Department of Environmental Health.
  - k. No ~~cart or stand~~cart or stand or mobile food facility, nor a portion of a ~~cart or stand~~cart or stand or mobile food facility, shall be located within the public right-of-way, nor impede the normal use of circulation aisles or driveways, nor be located in a manner that encourages customers to stop in the circulation aisle, driveway, or street to obtain vendor service.
  - l. The vendor shall be responsible to ensure that the ~~cart or stand~~cart or stand or mobile food facility, and the area around the ~~cart or stand~~cart or stand or mobile food facility, shall be kept in a clean, neat, orderly, safe, and sanitary condition at all times.
  - m. Each ~~cart or stand~~cart or stand or mobile food facility operating under the provisions of this subparagraph and in compliance with the permit issued under this section shall be equipped with a trash receptacle of a size sufficient to accommodate all of the trash and refuse generated by its vending activities.
  - n. All signs associated with the ~~cart or stand~~cart or stand or mobile food facility shall be in compliance with Chapter 17.38 (signs).
  - o. The vendor shall display the permit on their person at all times while engaged in any vending activities.
  - p. The director may require the vendor to post a cash bond or other surety acceptable to the director to ensure compliance with any or all of the conditions identified in this subparagraph. The posting shall be in compliance with Section 17.74.050 (performance guarantees).