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TOWN OF JEROME, ARIZONA
POST OFFICE BOX 335, JEROME, ARIZONA 86331
(928) 634-7943 FAX (928) 634-0715

February 6, 2025

NOTICE

Danielle Books
Frosty Cauldro

Re: Notice of Violation

Dear Ms. Books,

This letter serves as official notification that our office has received several complaints regarding your business. All complaints received are thoroughly investigated to ensure that all businesses are treated fairly and according to the regulations in place per Town Code and Ordinance.

Based on the complaints received we would like to remind you that violations of Town Code or Ordinance can lead to suspension or revocation of your business license. If your business license is revoked, per section 8-3-11, the business and/or owner "may not be issued a license for a period of twelve (12) months after the revocation." Other penalties could include, but are not limited to, fines and/or fees, or other enforcement as allowed by law.

Per our records your original business application was submitted with a temporary/provisional health license issued by Yavapai County, which is now expired as of the end of December 2024. The Deputy Clerk has requested a new copy of your health license and received a narrative report for a second provisional health license, which are aware will expire at the end of February. We are formally requesting a copy of the provisional license, not the narrative report, and will need a copy of your regular health license once your necessary inspection(s) are complete, and would like to remind you that per Town Code section 8-3-2, C "Where any business activity is subject to a certificate of health or sanitary examination, before commencing operation, the applicant must produce a current license, certificate or permit from Yavapai County Community Health Services, a copy of which shall be kept on file in the Town Clerk's office." Additionally your TPT license on file also expired as of December 2024, therefore you will also need to submit to the Deputy Clerk proof of a current, unexpired, TPT license.

Failure to provide a copy when requested may result in the suspension of both your business license, and the operation of your business within town limits, until the request for documentation has been resolved satisfactorily.

For your information, several of the complaints we've received are as follows:

1. The placement of your trailer. It has been seen many times parked outside of a legal parking space and has been left parked overnight on more than one occasion;
2. The serving line. Several complaints have reported a line that has extend into, or blocked, both the highway (89a) and First Ave. This complaint in particular is a major safety concern;
3. Blocking dumpsters from being used by area businesses. Additionally, the placement has, more than once, impeded Public Works personnel from completing their job duties, despite conspicuously placed signage. The businesses in the area pay for the use of the dumpsters with their utility accounts. Therefore we'd also like to take this opportunity to remind you that as a mobile food vendor, any dumpsters, regardless of their location are not used by mobile food vendors, as also outlined in Jerome Town Code section 8-6-5 "Operational Requirements"

As review, per Jerome Town Code section 8-6-5, H (2) "A mobile food vendor shall only operate in a legal parking space. If the mobile food vendor desires to operate on Town of Jerome property other than a legal parking space, the mobile food vendor shall obtain permission from the Jerome Town Council." There is no record of a Town Council decision granting permission to park in front of dumpsters or anywhere else outside of a legal parking space, furthermore the above named complaints are evidence of violation of Town Code. For your further review, section 8-6-5, I (1-6) in its entirety reads, "A mobile food unit shall comply with this subsection and applicable law as it pertains to parking.

1. A mobile food unit shall only operate in a legal parking space or on private property or Town property as authorized by this Article.



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2. *A mobile food unit, including any semi-permanent structure used or associated with the mobile food unit, may use no more than one (1) legal parking space, unless the mobile food vendor has a separate agreement with the Town of Jerome to use additional legal parking spaces.*
3. *No mobile food unit exceeding twenty-four (24) feet may park diagonally in a diagonal parking space or park in any manner that occupies more than one (1) diagonal parking space.*
4. *No mobile food unit shall operate with the serving window facing street traffic.*
5. *A mobile food unit shall abide by all parking regulations, including posted time limits. A mobile food unit shall not occupy a legal parking space for more than six (6) hours in a twenty-four (24) hour period. "Occupy" within this subsection means within one hundred (100) feet of the place in which the mobile food unit was initially parked.*
6. *A mobile food vendor shall not claim or attempt to establish any exclusive right to park at a particular street location, unless the parking space is part of a permitted event.*

We understand that placement of mobile food vendors throughout town can be difficult and would like to work with you to achieve a mutually acceptable alternative. Moving forward you will no longer be allowed to park your mobile vending trailer in front of any dumpsters. Additionally you will be required to abide by Town Code and Ordinance while operating within Town limits, including parking in a legal parking space as outlined in Town Code and reiterated in this letter above.

If you have any additional inquiries or need other assistance, please call us via telephone at 928-634-7943 or visit us in person at Town Hall located at 600 Clark Street between the hours of 8 a.m. and 5 p.m., Monday through Thursday.

Respectfully,

William Blodgett,
Code Enforcement & Zoning Administrator

cc: Business License File
Brett Klein, Town Manager
Kristen Muenz, Deputy Clerk
Rusty Blair, Fire Chief
Rusty San Felice, Police Chief