



# **BL 2024-391**

## **Mobile Vending in the Right of Way**

**NDOT**



# Agenda

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- Existing Pilot Information
- Overview of Legislation
- What changes
- What does not change
- Next Steps
- Questions

# Existing Pilot

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- Mobile Food Vendor Pilot Program - Mobile Food Unit Vendors prepare and sell food to the public and must therefore obtain multiple permits and pass inspections to operate in Metro Nashville.
- A mobile food vending unit is a person, corporation, company, or business that sells food and beverages from the roadway using a licensed vehicle capable of movement or from a licensed trailer pulled behind a motor vehicle.

# Existing Pilot Guidelines

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- Obtain necessary inspections and permits required by Metro Government to operate a mobile food truck in Davidson County (Codes, Solid Waste, Fire, Health, County Clerk's Office, etc.).
- Apply for and obtain a Mobile Food Vendor Permit from the Nashville Department of Transportation and Multimodal Infrastructure (NDOT) Permit Office. This permit is required to vend inside or outside of the right of way in Davidson County, is non-transferrable, and is required for each mobile food vending unit.
- Post Mobile Food Vendor Permit in the window or display prominently on the vehicle. This permit shall be visible to Nashville Department of Transportation and Multimodal Infrastructure (NDOT) inspectors. Post all other department permits and/or licenses as required by that department.
- A permit allows travel on Metro roads and use of designated signed zones in the public right-of-way in the Downtown Core subject to approval of and compliance with all Metro Government departments' regulations.
- During the pilot program, a \$55 permit fee is required in the Downtown Core for a lane closure at signed Mobile Food Vendor locations in Nashville and Davidson County. **Permits must be renewed every 2 months.**

# Existing Pilot Placement and Operation

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- Placement and Operation of Mobile Food Vending Units

Mobile vending placement must adhere to Federal, State, and Local regulations and policies.

Mobile food vending must follow all existing codes and ordinances and shall be prohibited at the following locations.

- Additional Guidelines for Downtown Core (DTC)

During the pilot phase, the Downtown Mobile Food Program will be modified to incorporate special circumstances unique to the downtown area. Initially vending in the right-of-way will only be permitted in specific zones identified by signage. All operations within the Downtown Core (DTC) will follow standard procedure to vend food in the county. After obtaining a Mobile Food Vendor Permit from the Nashville Department of Transportation and Multimodal Infrastructure's (NDOT) Permit Office, permitted mobile food vendors will be allowed to vend in the designated zones at posted times only: 10 a.m. to 2 p.m. and 6 p.m. to 3 a.m.

# Overview of Legislation: BL 2024-391

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- The ordinance under consideration would authorize NDOT to oversee and issue mobile vending permits to allow vendors to operate, park, and sell food, beverages, and other merchandise, from trucks or other motor vehicles within Metro's public rights-of-way.
- The Traffic and Parking Commission would be authorized to establish rules and regulations to govern the truck vending permit program.
- Vendors without a permit would be subject to all applicable penalties for violations of the Metro Code.

# Overview of Legislation

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- According to the recitals of the resolution, NDOT's truck vending program would allow for permits to be issued for no more than one year and would be eligible for annual renewal.
- Other Metro departments, including the Health Department, the Fire Marshal, the Codes Department, Water Services, the Planning Department, and the County Clerk's office, would assist in the review and approval of truck vending permit application prior to their issuance.
- NDOT Parking Enforcement would be tasked with enforcing the codes and any rules and regulations

# What Changes

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- The Traffic & Parking Commission would now have ability to establish regulations.
- Applies to all mobile vending
- Permits may be issued for up to 12 months as opposed to 2 months.



# What Does Not Change

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- Vending on private property
- Vending within special event footprints
- Requirements from other departments (Codes, Fire, Health, etc.)

# Next Steps

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- Second reading at Metro Council on July 16, 2024
- Third reading at Metro Council on August 6, 2024
- Community Outreach
- Traffic & Parking Commission for Regulations

# Questions

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Thank you!