

**TOWN OF JONESPORT  
WASHINGTON COUNTY, MAINE  
FOOD VENDOR ORDINANCE**



**Adopted:** June 17, 2019

**Revised:** \_\_\_\_\_

# **FOOD VENDOR ORDINANCE**

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**TOWN OF JONESPORT**  
**Washington County, Maine**  
**FOOD VENDOR ORDINANCE**

**Section 1. PURPOSE**

Food Vendors individually and cumulatively have an impact similar to small structures and to other businesses. The Town acknowledges that food vendors can be desirable in limited circumstances provided certain standards can be met. This ordinance is to serve the purpose of maintaining safe and healthy conditions for all, as well as:

- A. Provide citizens with unimpeded access to local food,
- B. Enhance the local economy,
- C. Preserve community socialization, and
- D. Provide municipal permitting and regulation of Food Vendors.

**Section 2. DEFINITIONS**

“Lunch Wagons” means a vehicle, trailer, or cart which is being used for the purpose of selling food.

“Non-Profit Charitable Organization” means any not-for-profit organization formed for charitable purposes.

“Permittees” the person who obtained the permit.

**Section 3. AUTHORITY**

This Ordinance has been prepared in accordance with the provisions of M.R.S.A. Title 30-A § 3001 (Ordinance Power) and M.R.S.A. Title 30-A § 3931 (License; Revocation; Objections). These goals will be achieved by means which may include:

- A. Permitting
- B. Limiting the number of food vendors
- C. Restricting there time, area, and when foods vendors are permitted

**Section 4: PERMIT**

- A. Food Vendors shall obtain a permit from the Town as set forth herein before selling, offering or exposing for sale any food, goods, wares, merchandise or products of any kind.
- B. The application and permit shall be for a specific area.

## **Section 5. EXCEPTIONS**

- A. Persons selling for the benefit of or on behalf of public service non-profit organizations, schools, or charities are exempt from the requirements of this ordinance.
- B. Persons selling prepared food or farm produce on their own property are exempt from the requirements of this ordinance and subject to any and all associated liabilities.

## **Section 6. COMPLIANCE WITH OTHER LAWS**

- A. Prior to obtaining a Food Vendor Permit the applicant shall provide the Town of Jonesport with copies of their State Business License and proof of Liability Insurance Coverage.
- B. Food Vendor operators are not permitted to place any permanent structures onto the ground without complying with all ordinances and laws.
- C. A permit will not be issued, if the Food Vendor will inconvenience the public travel.
- D. Any liquid waste from a Food Vendor shall not be allowed to run on the ground.

## **Section 7: APPLICABILITY**

This ordinance applies to all Food Vendors preparing food on-site located in the Town of Jonesport with the exception of non-profit charitable organizations on private property.

## **Section 8: FEE**

The permit shall be obtained by the Selectboard following submission of application obtained from the Town Office. Upon the return of the application, along with required documents, the application will be reviewed, and approval will be decided by the Selectboard.

## **Section 9: TERM**

- A. Any permit issued under this Ordinance will expire on December 31 of each calendar year.
- B. Any permit is not transferable, and fees are non-refundable.
- C. All Food Vendors shall provide a trash container for paper and other refuse. This container shall be covered, and trash must be removed daily.
- D. Each Food Vendor shall be responsible for leaving the approved / used area in the same condition in which it was found at the time of commencement of use.

## **Section 10: REVOCATION / PENALTY**

- A. Permittees under this Ordinance have the responsibility of keeping the area designated for their business pursuits clean of rubbish, food and or food products related to their business. Failure to maintain a clean site shall be cause for cancellation of permit and the cost of “clean up” will be \$30.00 per hour.
- B. Failure to obtain a permit as required under this Ordinance prior to selling is punishable of a fine of not less than \$25.00 and not more than \$250.00.

**Section 11: LIABILITY**

The Town of Jonesport shall not in any event be liable for any injury or damage to any property or person happening on or about the premises, nor for any injury or damage to the premises nor to any property of the user or any other person located therein. The user shall indemnify and save the Town of Jonesport harmless from and against any and all liabilities, losses, damages, suits, penalties, claims, and demands of every kind or nature, including reasonable counsel fees by or on behalf of any person, party or government authority whosoever, arising out of any accident, injury or damage what shall happen in or about the park area or a common area, during that period of use.

**Section 12: AVAILABILITY**

The Selectboard of the Town of Jonesport will use their discretion where each Food Vendor will be located.

**TOWN OF JONESPORT**  
**Washington County, Maine**  
**FOOD VENDOR ORDINANCE**  
**APPLICATION**

**Permit:**   ☐ Up to 2 Days    ☐ 3 days to 30 days    ☐ 31 days to end of current year

Applicants Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Physical Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_ Emergency Contact Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

**LOCATION OF FOOD VENDOR:**

Property Owner: \_\_\_\_\_

Physical Address: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Property Owner Number: \_\_\_\_\_ Emergency Contact Number: \_\_\_\_\_

**USE INFORMATION:**

Please describe the product(s) to be sold by the food vendor: \_\_\_\_\_

\_\_\_\_\_

Dates Permit is Requested For: \_\_\_\_\_

Hours of Food Vendor Operation: \_\_\_\_\_

Please attach copies the following:

- 1.) A letter from the property owner authorizing you to apply for the use of operating;
- 2.) A sketch of the proposed location on the property of food truck;
- 3.) The current Maine Department of Motor Vehicle Registration of food truck or trailer;
- 4.) Current Food License issued by the State of Maine Dept. of Health & Human Services.
- 5.) Copy of proof of current business liability insurance.

Printed Name of Applicant(s)

Signature of Applicant(s)

Date

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Permit Fees:

Up to 2 days.....\$100.00

3 days to 30 days.....\$250.00

31 days to end of year.....\$500.00

Approved by:

\_\_\_\_\_

Selectperson – Chairperson

\_\_\_\_\_

Selectperson

\_\_\_\_\_

Selectperson

Date Approved: \_\_\_\_\_

Fee Paid: \_\_\_\_\_

Date Paid: \_\_\_\_\_

**TOWN OF JONESPORT**

**FOOD TRUCK PERMIT**

**PERMIT # \_\_\_\_\_**

\_\_\_\_\_  
Signature of Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Selectperson – Chairperson    Date

\_\_\_\_\_  
Selectperson

\_\_\_\_\_  
Date

\_\_\_\_\_  
Selectperson

\_\_\_\_\_  
Date

Expiration Date: \_\_\_\_\_

IE: Permit Numbers suggested, the year the permit is issued and then in continuous order either a number starting with “1” or a letter starting with “A” (examples 2025-1, 2025-2, 2025-3.... or 2025-A, 2025-B, 2025-C.....).