



**City of Twin Falls**  
 203 Main Ave E  
 P.O. Box 1907  
 Twin Falls, ID 83301-1907

# Food Concessions and Commercial Activity

*(The City Clerk shall issue a permit within ten days after receiving a completed application and payment of the fee.)*

Applicant Name: \_\_\_\_\_ Date: \_\_\_\_\_

Mailing address: \_\_\_\_\_

Phone Number: \_\_\_\_\_ Email Address: \_\_\_\_\_

Address where you will be conducting business: \_\_\_\_\_

Product to be sold or displayed: \_\_\_\_\_

Application is For:

- Mobile and Motorized Food Concessions on Private Property Commercial Activity on Public Property
- Commercial Activity on Public Property
- Food Concessionaires on Public Property

Commercial Activity on Public Property

- Consent of the adjoin property owner is attached.       Consent of the City Council is being sought

Food Concessionaires on Public Property

- Public Health permit is attached       Fire Department has approved the fire extinguisher (see below)
- A Copy of the vehicle registration, if applicable, is attached.

Liability insurance carrier and policy #: \_\_\_\_\_

*Please attach a certified copy (\$500,000 per person per occurrence bodily injury; \$500,000 per occurrence aggregate bodily injury; \$500,000 per occurrence aggregate property damage)*

Please describe your plan for trash, wastewater and grease disposal (attach copies of contracts) \_\_\_\_\_

The undersigned, in consideration of the granting of a permit and pursuant to Twin Falls City representatives and insurers, agree to release, indemnify and hold harmless the City of Twin Falls, its employees, representatives and agents from any and all claims of injury or damage resulting from the operation of a commercial activity or food concession on any public right of way within the City of Twin Falls, Idaho.

Signature of applicant: \_\_\_\_\_

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

Expires one year from date of issuance

Total Fee \$100

For City Clerk questions call 208-735-7236

[Click her for the City Code \(Title 3 then Chapter 18\)](#)

For Fire Department questions call 208-735-7233

For Planning & Zoning questions call 208-735-7267

**Return completed form to:** Deputy City Clerk, City of Twin Falls, 203 Main Ave E, Twin Falls, ID 83301

**Definitions:**

## ITEMS REQUIRED UPON SUBMITTAL OF THE APPLICATION

*This information is provided for informational purposes only. The official ordinance will prevail in any discrepancy with this information.*

1. **Commercial Activity:** Commercial displays, commercial enterprises, commercial promotions, arts and crafts displays, exhibits, and other commercial activities with items for sale, including food concessions.

**Mobile Food Concessions:** Stands, carts, or like devices from which food and beverages are sold which are designed to be moved during operation.

**Motorized Food Concessions:** Motorized vehicles from which food and beverages are sold, including food trucks, trailers houses, watercraft, and vans

**Non-Mobile Food Concessions:** Temporary stands from which food and beverages are sold that are not designed to be moved during operation.

### Mobile and Motorized Food Concessions on Private Property

1. Food concessionaires on private property are permitted only in the commercial and industrial zones of the City. A City permit must be obtained before any operations begin.
2. Food concessionaires must obtain a public health permit prior to the issuance of a permit by the City. Contact the South Central Public Health District, 1020 Washington St. N., Twin Falls, ID 83301-3156 - Phone 208-734-5900
3. The motorized or mobile food concession vehicles, seating, trash cans, and all other items and equipment associated with the food concession shall be removed from the site at the end of each day.
4. Hours of operation shall be limited to the hours between 7:00 AM and 10:00 PM. Extended hours of operation may be authorized upon approval of a Special Use Permit.
5. The application must include written permission from the property owner to allow the operation of the concession.
6. The application shall include a detailed description, including copies of contracts, for the disposal of trash, wastewater and grease. Food concessionaires shall be responsible for the proper disposal of waste and trash associated with the operation. City trash receptacles shall not be used for this purpose. Food concessionaires shall keep all areas within five feet of the concession and any associated seating area clean of grease, trash, paper, cups or cans associated with the vending operation. No liquid waste or grease may be disposed 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.
7. The application must include a site plan to allow the operation of the concession. All site plans shall be reviewed by the Planning and Zoning Department.
  - A. Minimum setbacks shall be the same as for buildings.
  - B. Any electrical connections shall be first approved by the City's electrical inspector.
  - C. Food concessionaires shall be located a minimum distance of five feet from the edge of any driveway or public sidewalk, utility boxes and vaults, handicapped ramp, building entrances, exits or emergency access/exit ways, or emergency call box and shall not locate within any area of the lot that impedes, endangers, or interferes with pedestrian or vehicular traffic. Food concessionaires shall be located a minimum distance of fifteen feet in all directions of a fire hydrant.
  - D. Food concessionaires and any associated seating shall not occupy parking spaces required to fulfill the minimum requirements of the principal use unless the principal use's hours of operation do not coincide with those of the food concessionaire. Food concessionaires and any associated seating shall not occupy parking spaces which may be leased to other businesses and uses to fulfill its minimum parking requirements, nor occupy any handicap accessible parking space.
  - E. No free-standing signage or audio amplification shall be permitted. Temporary connections to potable water and other utilities (except electrical as provided above) are prohibited.
  - F. With the exception of allowable outdoor seating areas, all equipment required for the operation shall be contained within, attached to or within three feet of the retail sales.

### Commercial Activity on Public Property:

1. No commercial or business activity of any nature shall be carried on or conducted on City owned public property (see #2 and #3 below for exceptions).

**ITEMS REQUIRED UPON SUBMITTAL OF THE APPLICATION**

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- 2. Commercial activities are prohibited on City property unless they are directly related to a specific event that has met with the approval of the City. Generally, a Special Event permit includes permitting for participating vendors.
- 3. The display, sale, vending or hawking of food, goods, wares, merchandise or services on the public streets or sidewalks of the City without the consent of the adjoining property owners and without first having obtained the consent of the City Council for the location, and method of activity, is prohibited. Generally, the permitting of Food Concessionaires on public property amounts to City Council consent.

**Food Concessionaires on Public Property:**

- 1. Food concessionaires must obtain a public health permit prior to the issuance of a permit by the City. Contact the South Central Public Health District, 1020 Washington St. N., Twin Falls, ID 83301-3156 - Phone 208-734-5900
- 2. Each food concession unit must have a trash and garbage disposal container capable of holding all trash and garbage generated by the operation of the concession. The container shall be emptied periodically as necessary in order to insure public access and use of the container. Each concessionaire or his employee shall keep their cart and the immediate ten feet area free of litter, grease, and other debris which results from their operation.
- 3. Motorized food concession vehicles (such as trailer houses, vans, etc.) shall be allowed in all public parking lots when there is a specific event at or adjoining the location and the concession is directly related to the event and meets the approval of the event sponsor and the City.
- 4. Food concessionaires shall not use City utilities or property including but not limited to picnic tables, benches, electrical power, garbage or trash containers, without written permission from the City Parks Director and payment of appropriate fees.
- 5. All food concessions shall contain at least one fire extinguisher approved by the Fire Department.
- 6. All food concessionaires shall provide proof of liability insurance in the minimum amount of five hundred thousand dollars (\$500,000.00) and shall agree in writing to hold the City harmless from any injury or damage resulting from the operation of the concession and shall carry workmen's compensation insurance as required under Idaho law.

**CITY STAFF USE ONLY**

P&Z Signature: \_\_\_\_\_

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

Comments: \_\_\_\_\_

Fire Department Signature: \_\_\_\_\_

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

Comments: \_\_\_\_\_