

EXHIBIT A

Sec. 4-145. Food Truck.

- (a) **Motor vehicle tag.** A food truck must have a valid tag from the state's division of motor vehicles.
- (b) **Food service rules.** Food trucks shall operate in accordance with the State of Georgia's Rules and Regulations Food Service – Chapter 290-5-14, Manual for Design, Installation and Construction, Section U - Special Food Service Operations.
- (c) **Health Department license, permit or approval.** The operator of a food truck shall make application for a license or permit as may be required to the Cobb County Health Department, and the applicant shall submit evidence of health department approval as part of an application for a zoning permit. No food truck shall operate without a health department permit or approval.
- (d) **Zoning restrictions and zoning permit.** Food trucks are permitted in certain zoning districts as indicated in article 2, Table 2-3 of this development code. A food truck shall not be located on a vacant lot. A zoning permit for a food truck shall be applied for and must be received from the director of community development prior to operation. No more than two food trucks may operate simultaneously on any lot of record, and no lot shall be approved for more than two spaces or areas for food truck operations.
- (e) **City business license.** A city business license shall be required to operate a food truck.
- (f) **On-site location requirements.**
 - 1. Food truck operators shall obtain the signed approval of the property owner for each location at which the food truck operates. Such approval must be made available for inspection upon request.
 - 2. The location for the parking and operation of food trucks must be approved by the community development director. The approved location must be marked on a site or plot plan of the lot on which it is located, and the community development director may require the food truck location on the ground to be marked with paint, tape, chalk, or any other easily identifiable material.
 - 3. Food trucks shall be located no less than 10 feet from any fire hydrant, sidewalk, utility box, handicap ramp, or building entrance. No fire lane, vehicular access way, or pedestrian walkway shall be obstructed or encroached upon by the food truck or its operational area. Food trucks shall not park in handicapped accessible parking spaces; a food truck may be permitted to occupy any other private parking space, unless it is determined by the community development director that parking demand may exceed supply at the subject location while the food truck is operating.

(g) **Location restrictions from certain adjacent uses.** Except for properties zoned in the Central Business District (CBD), no food truck shall operate (as measured in a straight line from property line to closest point of the approved food truck location, where distances are specified):

1. Within 750 feet of a public or private elementary, junior or high school while school is in session.
2. Within 150 feet of a property with a single or two-family residential dwelling.
3. Within 150 feet of a restaurant entrance, unless a waiver is granted by the owner of property on which the restaurant is located.
4. Within 300 feet of a city, county, state or private park or open space, unless a temporary permit is granted by the city manager.
5. On a public or private street, or on in a city park or other open space, unless a temporary permit is granted by the city manager. The city manager is authorized to promulgate additional rules and regulations for the issuance of temporary permits for food trucks on public streets and public properties.
6. On the grounds of a school, unless authorized by the school's administration as part of a school-authorized function.

(h) **Operational Limitations.** Food trucks shall comply with the following:

1. Food trucks shall not operate between the hours of 10:00 p.m. and 7:00 a.m.
2. Food trucks shall be limited in their operation to a maximum of six consecutive hours per day at any single location.
3. Food trucks shall not be parked in an approved operating location overnight and shall not be parked longer than one hour before or after allowable hours of operation; a food truck shall not be in a set-up/start-up or break-down/ close-up mode between the hours of 11:00 p.m. and 6:00 a.m.
4. No food truck shall be permitted to have a vehicular drive-through facility or drive-up window.
5. No amplified microphones or bullhorns shall be permitted as part of the food truck operation.
6. The food truck must be self-contained with regard to water and sanitary sewer needs; no temporary potable water or sanitary sewer shall be permitted.

7. Signage and advertising shall be limited to copy on the food truck itself, and one “sidewalk” sign as defined in the city’s sign regulations, not to exceed four square feet of area, located only within the operational area approved by the community development director. Such signage shall be in addition to that approved for the principal use on the lot.
8. All associated equipment, such as trash receptacles and signage, must be confined within the operational area approved by the community development director.
 - (i) **Sanitation.** Food truck operators 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. Operators shall remove all waste and trash prior to leaving each location or as needed to maintain the health and safety of the public.