

ORDINANCE 26-04-03

AN ORDINANCE REGULATING AND RESTRICTING THE OPERATION OF FOOD TRUCKS AND MOBILE VENDORS ON VILLAGE PROPERTY WITHIN THE VILLAGE OF SHERWOOD, DEFIANCE COUNTY, OHIO

WHEREAS, the Village Council finds it necessary to regulate mobile food vending to ensure public safety, manage traffic flow, and protect the character of public spaces.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF SHERWOOD, DEFIANCE COUNTY, OHIO:

Section 1: Definitions

- **Food Truck** shall mean a motorized vehicle or trailer designed to prepare or serve food and beverages to the public.
- **Village Property** includes all public rights-of-way, village-owned parks, parking lots, and municipal building grounds.
- **Food Truck Permit** shall mean the permit issued by the Village Administrator as part of the registration process
- **Mobile Food Service License** means the official document issued by the Defiance County Health Department.

Section 2: Food Truck Permit/Registration

Food Trucks must register with the Village before operating within the Village property. Application for registration shall be made through the Village Administrator's Office prior to any operation on village property. Registration requirements include proof of insurance, a copy of the current food license issued to the vehicle.

Section 3: License and Permit Requirements for Operation

- No person shall offer for sale any food from any Food trucks on village property without a current a valid Mobile Food Service License issued by the Defiance County Board of Health.
- A Mobile Food Service License must be clearly and conspicuously displayed on the Food Truck during all times of operation for inspection by the Defiance County Board of Health.
- Food trucks are prohibited from operating on Village property without prior written authorization with approval for a Food Truck Permit.
- The applicant shall also deposit, before the license is issued, the sum of one hundred dollars (\$100.00) to guarantee the cost of cleaning the premises on which the business is conducted are not cleaned and all merchandise, property, refuse, and temporary structures are not removed therefrom and properly disposed of within twenty-four hours after the termination of the business, the Village Administrator shall immediately cause such work to be done and report the cost thereof to the Fiscal Officer, who shall deduct the cost and return any balance of the deposit. The licensee shall be liable for any deficiency.

- The application must include photographs of all sides of the mobile food vendor unit and any signage to be used in operation of the business.
- At the time of application, the applicant must provide a signed statement that the licensee will hold harmless the Village and its officers and employees, and shall indemnify the Village, its officers and employees for any claims for damage to property or injury to persons which may be occasioned by any activity earned on under the terms of the mobile food vendor license.
- Mobile Food Truck Vendors shall maintain comprehensive general liability insurance in an amount of at least one hundred thousand dollars (\$100,000.00), naming the Village of Sherwood as additional insured.
- Operators shall not park in the public right-of-way or on Village streets unless specifically permitted for a community event.
- No food truck shall operate within ten feet of any fire hydrant, crosswalk, or building entrance way.

Section 4: General Requirements

- All Food Trucks operating on the Village of Sherwood property shall provide at least one trash receptacle, shall keep the surrounding area immediately adjacent to the Food Truck clean and shall properly remove all waste and trash generated by the operation at least once per day as needed to maintain cleanliness.
- All Food Trucks must be constructed to internally store and contain all sewage and waste water for proper disposal and to prevent ground water contamination. There shall be no discharge of any sewage and wastewater onto the ground or into any storm water or sanitary sewers within the Village.
- No Food Truck shall utilize generators, loudspeakers or other noise-making devices in such a way to create a nuisance, or in violation of the village's ordinances.
- A Food Truck unit shall not be in such a deteriorated physical condition as to adversely affect the character, appearance, image, or economic value of surrounding property.
- A Food Truck shall not obstruct a public way, impair the movement of pedestrians or vehicles, impair the clear view of traffic from any direction, or pose a hazard to public safety.
- A Food Truck shall not operate during the hours of 9:00PM and 7:30AM except authorized community events.

Section 5: Enforcement and Penalty

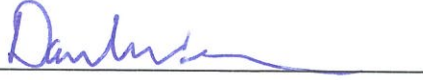
Any person violating the provisions of this ordinance shall be guilty of a misdemeanor. Each day of continued violation may be considered a separate offence.

Section 6: Emergency Declaration

This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, and welfare of the inhabitants of the Village of Sherwood, Ohio.

Therefore, this Ordinance shall take effect and be in force immediately upon its passage and approval by the council of Village of Sherwood, Ohio.

PASSED by Council of the Village of Sherwood, Ohio this 22 day of April 2026.



David M. Weaner, Mayor



Sherri Ramey, Administrator/Fiscal

