

BY-LAW NO. 129-14

OF THE

CORPORATION OF THE CITY OF CAMBRIDGE

Being a By-law of the Corporation of the City of Cambridge to License, Regulate and Govern Food Trucks.

WHEREAS Part IV of the Municipal Act, 2001, as amended, authorizes the Council of a municipality to pass by-laws for licensing, regulating and governing any business carried within the municipality;

AND WHEREAS Council considers it desirable to exercise this authority respecting food trucks for the purposes of health, safety, nuisance control and consumer protection;

NOW, THEREFORE BE IT RESOLVED THAT THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE CITY OF CAMBRIDGE ENACTS AS FOLLOWS:

1. DEFINITIONS

“City” means The Corporation of the City of Cambridge.

“Clerk” means the Clerk of The Corporation of the City of Cambridge.

“Food” means food or drink for human consumption and includes refreshments and confections.

“Food premises” has the same meaning as in the Health Protection and Promotion Act.

“Food truck” means a motorized vehicle, other than a motor assisted bicycle or motorcycle from which refreshments are cooked, carried or offered for sale for consumption to the general public but does not mean trailers, push cars or non-motorized vehicles propelled by muscular power.

“Highway” means a highway under the jurisdiction of the City and within the geographic limits of the City and includes all lands within the lateral boundaries of the highway.

“License” means a license issued under this by-law.

“License Officer” means an employee of the City of Cambridge who is responsible for overseeing the administration of the license.

“Licensee” means a person who holds license under this by-law.

“Municipal Law Enforcement Officer or MLEO” means an employee of the City of Cambridge who is appointed by Council pursuant to s. 15 of the Police Services Act, RSO 1990.

“Person” means a person as defined in the Interpretation Act, and includes a corporation.

“Public Property” means property owned by the City.

“Region” means The Corporation of the Regional Municipality of Waterloo.

“Regional Road” means a highway under the jurisdiction of the Region of Waterloo and within the geographical limits of the City, and includes all lands within the lateral boundaries of the highway.

“Residential Area” means properties zoned residential as set out in the City’s Zoning By-laws.

“Vehicle” means a vehicle as defined in the Highway Traffic Act.

“Zoning by-law” means a by-law enacted under section 34 of the Planning Act that restricts the use of land.

2. APPLICATION

- 2.1 The requirements of this by-law shall apply to the business and operation of food trucks carried on within the geographic limits of the City.
- 2.2 All food truck owners and operators shall obtain a licence to operate a food truck or trucks before carrying on a food truck business.

3. PROHIBITIONS

- 3.1 No person shall do any of the following, except in accordance with a licence issued under this by-law and in accordance with the provisions of this by-law:
 - (a) carry on a food truck business;
 - (b) permit a person to carry on a food truck business;
 - (c) sell food from a food truck; or,
 - (d) hold themselves out as being licensed to carry on a food truck business.
- 3.2 No person shall do any of the following, under a name other than the name under which a licence has been issued under this by-law:
 - (a) carry on a food truck business;
 - (b) permit a person to carry on a food truck business;
 - (c) sell food from a food truck; or,
 - (d) hold themselves out as being licensed to carry on a food truck business.
- 3.3 No person shall transfer or assign a licence issued under this by-law.