

June 20, 2019
Regular Council Meeting

Discussion of Permitting Food Trucks on City Streets – Councilmember Zenge

**TO: Karl Amylon
City Manager**

**FROM:  Mitch Seaver
City Attorney**

DATE: June 12, 2019

SUBJECT: Food Trucks on City Streets

Following up on our discussion, KMC Section 9.56.040 provides as follows:

9.56.040 Obstructing public ways.

It is unlawful for any person, firm or corporation to place upon or permit to be placed upon the sidewalks, parkways, streets or alleys of the city any goods, wares, articles of merchandise or any other obstruction, and leave the same thereon, or to use the same as a place to carry on a business or trade. The provisions of this section, KMC 9.56.050 and 9.56.055 shall not apply on a street or sidewalk which has been closed by order of the city manager for the purpose of a special event, festival or street sale when the city manager has issued a permit authorizing the sale, display and placement of such goods, wares, articles or obstructions. Any such permit shall describe the location of each obstruction which shall not exceed five days and such other conditions as the city manager may determine including but not limited to requirements for insurance and performance bonds. (Emphasis added).

I would also note that such operation's would raise issues under KMC Chapter 9.44, "Off Premises Commercial Solicitation Restrictions" if located in the restriction district.