

Mayor Luke A. Bronin

AN SUBSTITUTE ORDINANCE AMENDING CHAPTER 27 OF THE HARTFORD MUNICIPAL CODE

COURT OF COMMON COUNCIL,

CITY OF HARTFORD

March 22 June 714, 2021

Chapter 27 —~~PEDDLERS~~, ITINERANT VENDORS, STREET VENDORS, AND FOOD TRUCKS
[1]

Footnotes:

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Cross reference— Advertising, Ch. 3; alcoholic beverages, Ch. 4; close-out sales, Ch. 11; gasoline dealers, Ch. 16; licenses and permits generally, Ch. 21; streets and sidewalks, Ch. 31.

ARTICLE I. - IN GENERAL

Sec. 27-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Chair shall mean any portable, folding or easily movable seat.

Container shall mean anything used for storage. Containers shall fit under a table or within a vending pushcart or vending vehicle storage area. Containers shall be unbreakable.

Food Trucks as defined by the Hartford Zoning Regulations shall mean wheeled vehicles from which hot or cold food or beverages are served, irrespective of whether or not they are motorized or non-motorized and irrespective of whether they have two (2) or more wheels.

Ice cream truck means any motor vehicle requiring a license from the State of Connecticut Department of Motor Vehicles which is used to peddle, sell, or vend (A.) Prepackaged frozen dairy or water-based food products; or (B.) Soft-serve or hand-dipped frozen dairy or water-based products; irrespective of whether or not the truck carries other prepackaged food products.

Itinerant vendor-Vendor shall mean any person, whether principal or agent, who engages in a temporary or transient business, either in one location or traveling from place to place, selling goods, wares or merchandise, excluding food, beverages, or ice cream, and who, for the purpose of carrying on such business, hires, leases or occupies any building or structure in the city for the exhibition and sale of such goods, wares and merchandise, or does so on foot or from any animal, vehicle, pushcart or table. Itinerant Vendors may also be referred to as Street Vendors when operating outdoors -(also as defined in CGS Sec 21-36).

Licensee shall mean the person issued a license to operate a vending vehicle, pushcart or vending table pursuant to section 27-28.

Master license shall mean the license issued to the owner of a vending pushcart, vending vehicle or vending table.

~~*Peddler* shall mean any person, whether principal or agent, who goes from town to town or from place to place in the same town selling or bartering, or carrying for sale or barter, or exposing therefor, any goods, wares or merchandise, including food or ice cream, either on foot or from any animal, vehicle, pushcart or table.~~

Street Vendor shall mean any person, whether principal or agent, who engages in the business of an Itinerant Vendor outdoors (also as defined in CGS Sec 21-36).

Table shall mean a table that is portable and easily collapsed and which is on wheels. Table tops shall be covered with cloth or plastic which does not create a fire or safety hazard to the general public. The cloth or plastic used to cover a table may not extend more than half the distance from the table top to the ground. Only merchandise and flowers may be sold from vending tables.

Temporary or transient business shall mean any exhibition and sale of goods, wares and merchandise which is carried on in any tent, booth, building or other structure, unless such place shall be open for business during usual business hours for a period of at least nine (9) months in each year.

Vehicle means any truck, automobile, bicycle, tricycle or any other contrivance designed for travel on the street.

Vending pushcart shall mean a nonmotorized cart which is permitted to sell food, beverages, flowers or merchandise.

~~*Vending vehicle* shall mean a motorized cart or vehicle which is permitted to sell only food or beverages.~~

Waste container shall mean a standard garbage can of not less than ~~tent~~twenty-gallon capacity and no more than ~~thirty~~fifty-gallon capacity. Waste containers must be furnished by the licensee.

~~*Worker or agent* shall mean a person who is licensed to vend under a master permit pursuant to section 27-30.~~

(Code 1977, § 26-16; Ord. No. 19-90, 6-11-90)

Editor's note— Definitions were formerly given in § 27-27 and applied only to art. II of this chapter. Ord. No. 19-90, adopted June 11, 1990, expanded the scope to include the entire chapter. The editor has, therefore, included the definitions in § 27-1.

Cross reference— Definitions and rules of construction generally, § 1-2.

Secs. 27-2—27-25. - Reserved.

ARTICLE II. - ~~PEDDLERS AND~~ ITINERANT VENDORS AND STREET VENDORS⁽²⁾

Footnotes:

State Law reference— Authority to regulate peddlers, G.S. §§ 7-148(c)(7)(H)(iv), 21-37.

Sec. 27-26. - Scope.

- (a) This article shall not apply to sales made to dealers by commercial ~~traveller~~travelers or selling agents in the usual course of business, nor to bona fide sales of goods, wares and merchandise by sample for future delivery when full payment is not required at the time of solicitation, nor to any sale of goods, wares or merchandise on the grounds of any incorporated agricultural society during the continuance of any annual fair held by such society. This article shall also not apply to such sales made by farmers and gardeners of the product of their farms and gardens, or to the sale, distribution and delivery of milk, teas, coffees, spices, groceries, meats and bakery goods, to sales on approval, or to conditional sales of merchandise.
- (b) No ~~itinerant~~Itinerant vendor~~Vendor~~ shall be relieved or exempted from the provisions and requirements of this article by reason of associating himself temporarily with any local dealer, auctioneer, trader or merchant, or by conducting any temporary or transient business in connection with or in the name of any local dealer, auctioneer, trader or merchant.

(Code 1977, § 26-17)

Sec. 27-27. - Reserved.

Note—See the editor's note following § 27-1.

Sec. 27-28. — Business License required—Exceptions.

- (a) No ~~itinerant~~Itinerant vendor~~Vendor~~, except one exempt under the general statutes, shall sell or offer for sale in the city any goods, wares or merchandise, unless ~~they~~he has ~~have~~ obtained a business license to do so issued by the **bureau of licenses and inspections** Director of the Department of Development Services or their assign and approved by the chief of police.
- (b) No Street Vendor~~peddler~~, except one exempt under the general statutes, shall sell or offer for sale in the city any goods, wares or merchandise, or carry on any trade or business upon the streets or sidewalks unless they have~~he has~~ obtained a license to do so issued by the **bureau of licenses and inspections** Director of the Department of Development Services or their assign; provided, however, that no such license shall be required for sales by farmers and gardeners of the produce of their farms and gardens, or for the sale, distribution and delivery of milk, teas, coffees, spices, groceries, meats and bakery goods, or for sales on approval, or for conditional sales of merchandise.
- (c) A person who violates any provision of this ~~chapter~~article ~~shall~~may be summoned or brought to community court pursuant to P.A. 97-199. A person who is so summoned or brought before the community court cannot invoke any of the appeal rights provided by section 1-5 of the Hartford Municipal Code. The superior court judge assigned to the community court may impose a penalty of community service, a fine up to ninety dollars (\$90.00) or a jail sentence up to twenty-five (25) days to any person who is convicted of violating any provision of this ~~chapter~~article.

(Code 1977, § 26-18; Ord. No. 33-97, 11-24-97)

State Law reference—Licensing of itinerant vendors, G.S. § 21-27 et seq.; of hawkers and peddlers, G.S. § 21-36 et seq.

Sec. 27-29. - Same—Certification of weights and measures prerequisite to issuance.

No license required by this article shall be issued until the weights and measures of the applicant, if any are to be used by them in their ~~him in his~~ business, have been approved and stamped by the sealer of weights and measures, and a certificate to that effect issued by the sealer of weights and measures has been exhibited to the chief of police.

(Code 1977, § 26-19)

Sec. 27-30. - Same—Fees.

- (a) The annual license fee for vendors shall be two hundred fifty dollars (\$250.00) per year or portion thereof, ~~in all cases, except for temporary peddlers occupying a stand or location on the highway, for which the fee shall be twenty five dollars (\$25.00) per day or one hundred dollars (\$100.00) per week.~~ A lost license shall be replaced upon presentation of proper identification and payment of duplication fee in the amount of twentyseven ~~twenty~~ five dollars (\$275 ~~250~~). The fee for replacement of a temporary license shall be ten ~~ten~~ twenty-five dollars (\$25 ~~100~~).
- (b) The license fee for vendors ~~peddlers~~ shall entitle the vendor ~~peddler~~ to personal identification required by section 27-32~~5~~ and one (1) set of vehicle or stand identification required by section 27-31~~4~~. Additional agents of such vendor ~~peddler~~ operating under their ~~his~~ vehicle or stand identification shall also be licensed pursuant to the provisions of this chapter at an additional fee of twenty dollars (\$20.00) per agent for which only personal identification shall be issued.
- (c) Notwithstanding subsections (a) and (b), there shall be no fee for a license issued to handicapped individuals or nonprofit organizations selling or offering for sale foodstuffs, novelties, crafts and similar items in connection with parades, bazaars and similar community events located within the city. Handicapped individuals and nonprofit organizations qualifying under this subsection shall be issued a permit by the Development Services Director or their assign stating that they are exempt from the licensing fee. Such permit shall be valid for the duration of the event or for a period not to exceed five (5) days, whichever is shorter. Sales under such permit shall be limited to the route of the parade or the location of the bazaar or community event.

(Code 1977, § 26-20; Ord. No. 25-86, 7-21-86; Ord. No. 26-86, 7-21-86; Ord. No. 33-86, 9-10-86; Ord. No. 12-88, 2-22-88)

~~Sec. 27-31. - Same—Records of chief of police.~~

~~It shall be the duty of the chief of police to keep a record of all such licenses granted in a book provided for the purpose, containing the:~~

- ~~(1) Number and date of each license;~~
- ~~(2) Name, age and residence of the person licensed;~~

(3) ~~Amount of license fee paid; and~~

(4) ~~Date of revocation of any license revoked.~~

(Code 1977, § 26-22)

~~Sec. 27-32. Same Expiration date.~~

~~Unless sooner revoked, all licenses required by section 27-28 shall expire one (1) year from the date of their issuance.~~

(Code 1977, § 26-21)

~~Sec. 27-33. Reports of licensees to sealer of weights and measures.~~

~~The chief of police shall, at the end of each month, report to the sealer of weights and measures the name, age and residence of each person licensed under section 27-28 and the number and date of each license issued during such month.~~

(Code 1977, § 26-23)

Sec. 27-34³¹. - Vehicles to be marked.

Each person licensed under section 27-28 who uses a wagon, cart or vehicle in exercising ~~his~~their vocation shall have visibly affixed on the front of such wagon, cart or vehicle a sign designed and furnished by the ~~bureau of licenses and inspections~~Department of Development Services bearing the number of ~~his~~their license and the year of its issuance; in alphanumeric numerals and the words "Licensed Vendor, Hartford, Conn." in ~~roman~~alphanumeric letters. Such sign shall be furnished by the ~~bureau of licenses and inspections~~Department of Development Services without expense to the person licensed.

(Code 1977, § 26-24; Ord. No. 13-88, 2-22-88; Ord. No. 13-91, 5-13-91)

Cross reference— Motor vehicles and traffic, Ch. 22.

Sec. 27-35³². - Badges to be worn by ~~peddlers~~Itinerant Vendors.

Each person licensed as a ~~peddler-vendor~~ pursuant to section 27-28 shall, while exercising ~~his~~their vocation, wear conspicuously on ~~his~~their left breast an identification badge designed and furnished by the ~~bureau of licenses and inspections~~Department of Development Services without cost to the licensee with the words "Licensed Vendor, Hartford, Conn." and the number of ~~his~~their license and year of its issuance in numerals, plainly inscribed thereon. The license number on the badge must match that of the license issued to the ~~peddler-vendor~~ pursuant to section 27-28. A lost badge shall be replaced upon presentation of proper identification and payment of a replacement fee in the amount of ~~ten-twenty~~ dollars (\$240.00).

(Code 1977, § 26-25; Ord. No. 25-86, 7-21-86; Ord. No. 14-88, 2-22-88)

Sec 27-33. – VENDOR OPERATIONS.

a. Each Itinerant Vendor shall be operated in accordance with all applicable statutes.

ordinances, and regulations of the state and the city, and each Itinerant Vendor shall have obtained any permits, certificates, permissions, licenses, and authorizations required, and shall be able to present such documents upon request.

- b. Itinerant Vendors may operate between the hours of 9:00am and 9:00pm. Street vendors shall not vend between the hours of 9:00pm and 9:00am on any day of the week.

Sec 27 – 34. Same – Encroachment permit for State highways.

Notwithstanding the foregoing, parking a vending vehicle or setting up a vending table or display on a State highway or State right of way, shall be subject to State law, including the Department of Transportation encroachment permit requirements.

Sec 27 – 35. Same – Vehicle Registration.

If a motor vehicle is to be used, it must be properly registered with CT DMV and the operator must have a valid operator's license in their possession while vending. If a trailer is to be used it must be properly registered with the State and must comply with all Connecticut motor vehicle laws.

Sec 27-36. Same – Leased Vehicles.

If a leased motor vehicle is used, the Itinerant Vendor must have a copy of the lease agreement on hand while conducting business from the vehicle.

Sec 27-37. Same – Vehicle or Vendor Table Location.

- a. Vending shall not be conducted immediately in front of the entrance or exit to any building or driveway, in front of any mailbox or traffic signal, closer than twenty (20) feet to any fire hydrant, or within any bus stop or loading zone.
- b. All vehicles must be at least twenty (20) feet from an intersection in any District.
- c. Vehicles must be parked against the curb, with no appurtenances thereof on the sidewalk.
- d. No licensee, agent thereof, or worker may operate their business in a manner which impedes the free flow of traffic, or which violates the posted regulations or parking restriction in effect.
- e. Trailers may not be parked on sidewalks.
- f. Vendors may set up vending tables along sidewalks where ample space exists to leave a minimum 4' wide passage and where the flow of traffic shall not be impeded.

Sec 27-38. Same – Unattended Vehicles.

No licensee, agent thereof, or worker shall leave their truck, wagon, trailer, vehicle, table, or cart unattended during hours engaged in sales, nor shall any truck, wagon, trailer, vehicle, table or cart be left parked in the public ROW overnight.

Sec 27-39. Same – Curbside Service.

Vehicles must have doors and windows that open along the curb side of the street to allow for sales and servicing of customers. No vendor may conduct business on the street side of the vehicle.

Sec 27-40. Same – Displays.

No vending location shall have racks, placards, display boards or any device that is more than sixty (60) inches from the ground. For the purposes of this section, lattice boards, clothes lines and other similar appendages shall not be classified as racks, placards or display boards and are prohibited for use by vendors.

Vending tables and vending pushcarts may not exceed a height of sixty (60) inches from the ground.

Umbrellas and canopies associated with tables and pushcarts may not exceed a height of eighty-four (84) inches from the ground. No freestanding or portable signs or umbrellas shall be permitted in association with vehicles or pushcarts.

Sec 27-41. Same - Waste and Waster Containers

No licensee shall use any chair, container or table that does not comply with the requirements of this chapter. Licensees shall pick up all paper, food, cardboard, wood or plastic containers, wrappers or any similar type of litter which is deposited by the licensee or customers of the licensee before leaving their vending location for the day. The licensee shall provide and use a suitable waste container for the placement of such litter. It shall be a violation of this section for any licensee to dispose of litter in a municipal receptacle.

Sec 27-42. Same – Special Events.

- a. Itinerant Vendors shall be prohibited in areas that have been temporarily set aside via an obstruction permit for festivals and special events which have been authorized pursuant to Chapter 7, Article II of the Code without written consent from the Special Event permit holder. This restriction shall take effect 4 hours prior to, during, and shall last for 4 hours after such event.
- b. In approved festival and special events areas, authorized and duly permitted Itinerant Vendors shall have temporary and exclusive use, except that such use shall be in accordance with the existing City Code and State Statutes.
- c. The Director of Development Services or their designee responsible for issuance of Special Events permits shall be able to extend Itinerant Vendor beyond the 9pm time limitation for specialized approvals.
- d. Itinerant Vendors shall be prohibited from the area within 500 feet of Dillon Stadium on all game days except with a Special Event permit.

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Sec. 27-36. — Regulation of use of vehicles.

The city manager may adopt rules and regulations for the parking and standing of any wagon, cart or vehicle while it is being used in the selling or offering for sale of any goods, wares or merchandise on any street in the city, except that no wagon, cart or vehicle may operate in a manner which impedes the free flow of traffic, or which violates the posted and metered parking regulations in effect. No wagon, cart or vehicle shall occupy more than one (1) legal parking space. A legal parking space is defined as an area of no more than one hundred sixty-two (162) square feet or an area no more than nine (9) feet wide by eighteen (18) feet long. Vending vehicles must be parked against the curb, with no appurtenances thereof on the

~~sidewalk. Vending vehicles must have doors and windows that open along the curb side of the street to allow for sales and servicing of customers. No vehicle vendor may conduct business on the street side of the vehicle. It shall be unlawful for any person to violate any such rules or regulation. Whenever any vehicle is found parked in violation of this section or any ordinance, rule or regulation of the traffic authority as provided in chapter 22, a police officer shall attach to such vehicle a summons for unlawful parking. Notwithstanding the above, any vehicle which is being used for the selling or offering for sale of any goods, wares or merchandise shall be permitted to remain in a lawful parking place for a period of time which exceeds the posted time; and if the vehicle is parked in a metered space, the peddler or itinerant vendor shall be permitted to continuously place money in the meter.~~

~~(Code 1977, § 26-26; Ord. No. 15-88, 2-22-88; Ord. No. 20-90, 6-11-90)~~

Cross reference—~~Motor vehicles and traffic generally, Ch. 22.~~

Sec. 27-36.1.—~~Designated vendor parking.~~

- ~~(a) Each itinerant vendor or peddler that uses metered parking spaces designated for vending on Clinton Street, Lafayette Street, Jewel Street, Trumbull Street, Main Street, Allyn Street, Prospect Street and Atheneum Street North, or in any other designated area for vending other than those areas on Elm Street or Church Street as discussed in paragraph b of this section ("designated spaces"), between the hours of 6:00 a.m. and 3:00 p.m., Monday through Friday, shall be required to prepay parking permit fees for said designated spaces of one thousand five hundred dollars (\$1,500.00) for the period of March 1 through October 31 and five hundred dollars (\$500.00) for the period of November 1 through February 28. The parking permit is non-transferable.~~
- ~~(b) Each itinerant vendor or peddler that uses metered parking spaces designated for vending on Elm Street or Church Street ("designated spaces"), between the hours of 9:00 a.m. and 3:00 p.m., Monday through Friday, shall be required to prepay parking permit fees for said designated spaces of one thousand dollars (\$1,000.00) for the period of March 1 through October 31 and three hundred thirty-five dollars (\$335.00) for the period of November 1 through February 28. The parking permit is non-transferable.~~
- ~~(c) Additional designated spaces may be established by the traffic authority or upon request submitted to an approved by the same. The traffic authority may establish regulations governing vending in designated areas.~~
- ~~(d) Upon payment of the parking permit fee, each itinerant vendor's or peddler's vending vehicle or pusheart shall be issued a sticker indicating payment thereof and permission to park at the designated space. Any itinerant vendor or peddler found parked in a designated space without the required sticker, between the hours designated above, Monday through Friday, shall be subject to revocation of his/her license issued pursuant to section 27-28 et seq. of the Code and the vending vehicle or pusheart shall be subject to being ticketed and towed for parking violations. All other vehicles parked in designated spaces during the aforementioned period shall be subject to being ticketed and towed for parking violations.~~

~~(Ord. No. 19-01, 12-10-01; Ord. No. 62-02, 1-13-03; Ord. No. 50-03, 10-14-03)~~

Sec. 27-3743. — ~~Failure to obey directions of police~~Public Safety.

All licensees must maintain their vending pushcarts, vehicles and vending tables in a safe operating condition so as not to be injurious to the public health and safety. Licensees and their agents must be in compliance with all applicable state and local laws, rules, regulations and ordinances, including the provisions of this article.

Nuisance Products - Vendors shall be prohibited from engaging in sale of nuisance products including, but not limited to, items commonly known as Silly String, an aerosol can from which string-shaped foam-like material may be sprayed, and Smoke Bag or Instant Smoke, a plastic bag or tube-like container holding material which when exposed to air produces a quantity of smoke-like emission

The provisions of this article shall be enforced by the police department and Hartford Parking Authority. Failure of any Street peddler or Itinerant Vendor to obey or conform comply with to the provisions of the article the directions of any member of the police department shall result in a citation and be cause for revocation of his their license.

(Code 1977, § 26-27)

Cross reference— Police generally, Ch. 29.

Sec. 27-3844. - Suspension, revocation of license.

- (a) The Director of licenses and inspections Development Services or their assign shall have the power to suspend or revoke the license of any peddler or Itinerant Vendor or agent of such peddler or Itinerant Vendor who violates any of the provisions of this article, after due notice to the licensee.
- (b) For a first violation of any of the provisions of this article, the licensee shall be issued a summons for unlawful parking or a citation for failure to comply with licensing, permit, identification badge or other requirements of this article not related to parking.
- (c) For a second violation of any of the provisions of this article within a fiscal year, the ~~director~~ Director may suspend the license of the licensee for a period of not less than thirty (30) days.
- (d) For subsequent violations of this article within a fiscal year, the ~~director~~ Director may revoke the license of the licensee for a period of not less than one (1) year from the date of revocation.
- (e) An accumulation of three (3) violations on one (1) cart by an ~~peddler or itinerant~~ Itinerant vendor Vendor or his ~~their~~ agent within one (1) fiscal year, shall result in the revocation of the ~~peddler's or itinerant~~ Itinerant vendor's Vendor's license for a period of not less than one (1) year. Notwithstanding the above, ~~an a peddler or itinerant~~ Itinerant vendor Vendor with more than one (1) license shall not be prohibited from operating another cart for which the ~~peddler or itinerant~~ Itinerant vendor Vendor has a valid license.
- (f) Any ~~peddler or itinerant~~ Itinerant vendor Vendor who has his ~~their~~ license revoked shall not be permitted to apply for additional licenses within that fiscal year.
- (g) Any agent of a ~~peddler or an~~ itinerant Itinerant vendor Vendor who has not accumulated three (3) violations of this article at the time the peddler or ~~itinerant~~ Itinerant vendor's Vendor's license is revoked pursuant to subsection (e) of this section may apply for another license within that fiscal year.

- (h) Upon receipt of a notice of revocation or suspension, the licensee shall return ~~his-their~~ license to the ~~director~~Director. A hearing before the ~~director~~Director or his-their designee may be requested by the licensee within ten (10) days after service of the notice. The petition for a hearing must be made in writing and signed by the petitioner. The petition shall state the facts and the grounds for appeal.
- (i) The notice referred to in subsection (h) of this section shall be in writing and signed by the ~~director~~Director or his designee. The notice shall state the nature of the complaint and it shall be served on the licensee personally or by leaving it at the residence address as given in the application for such license.

(Ord. No. 16-88, 2-22-88; Ord. No. 21-90, 6-11-90)

Sec 27- 45. RESTRICTED AND PROHIBITED VENDING AREAS.

- a. Vending is prohibited in all districts except in accordance with this Section.
- b. No Itinerant Vendor shall sell or attempt to effect the sale of goods, wares, or merchandise at any location within five hundred (500) feet of any recreation center or school, regardless of the zoning district in which such facility is located.
- c. For the purposes of this section, a recreation center is defined as a municipal building designated for the recreational activities of persons of all ages and interests.
- d. Itinerant Vendors shall not be permitted to vend on City-owned park land, except in association with a permitted Special Event.
- e. Street Vendors shall be permitted in the public right of way on commercial connector streets, avenues, and boulevards adjacent to property zoned CX, ID, MS, and DT on both sides of the street.
- f. Sec 27-45e. notwithstanding, Street Vendor operations shall not be permitted on residential or neighborhood streets, as defined by the Hartford Zoning Regulations.

~~in Sec. 27-39. —Recreation centers.~~

~~No itinerant vendor Vendor or peddler shall sell or attempt to effect the sale of any goods, wares or merchandise, including food and ice cream, from any cart, wagon or vehicle at any location within fifty five Hundred (500) feet of any recreation center. For the purposes of this section, a recreation center is defined as a building or area designated for the recreational activities of persons of all ages and interests. The term "recreational center" may include but not be limited to a gymnasium, social or play room, game room, arts and crafts shop, and the like. Notwithstanding the above, there shall be no prohibition against vending within fifty five hundred (500) feet of a recreation center which is located in city-owned park land.~~

(Ord. No. 62-90, 9-10-90)

~~Sec. 27-40. —Vending in parks; fees; exceptions.~~

- ~~(a) No itinerant vendor or peddler shall engage in the sale of food or ice cream unless they shall have obtained a license from the bureau of licenses and inspections to conduct such business, except that no itinerant vendor or peddler shall be granted a license to sell food or ice cream under this section in Elizabeth, Batterson and Goodwin Parks.~~
- ~~(b) Applications for licenses to be issued under this section shall be made at the department of parks and recreation. The application shall be in the same form as set forth in section 27-59 in this chapter. The annual fee shall be one hundred fifty dollars (\$150.00) per year.~~

- ~~(c) Each itinerant vendor or peddler licensed under this section shall have visibly affixed on the front of each wagon, cart or vehicle a numbered sticker designed and furnished by the department of parks and recreation.~~
- ~~(d) Vending will be allowed only at approved locations designated by the director of parks and recreation.~~
- ~~(1) Vending shall be prohibited in areas that have been temporarily set aside for festivals and special events which have been authorized pursuant to Chapter 7, Article II of the Code.~~
- ~~(2) In approved festival and special events areas, the sponsor shall have temporary and exclusive use, except that such use shall be in accordance with the existing City Code and State Statutes.~~

~~(Ord. No. 24-93, 7-12-93)~~

~~ARTICLE IIB. PAY TELEPHONES~~

~~Footnotes:~~

~~—(3)—~~

~~**Editor's note**—Ord. No. 41-00, adopted October 10, 2000, amended art. IIB of this chapter in its entirety. Former art. IIB, §§ 27-41—27-51, pertained to coin operated customer owned telephone service and derived from Ord. No. 8-99, adopted March 22, 1999.~~

~~Sec. 27-41. Purpose and intent.~~

~~The purpose of this article is to regulate certain activity to preserve the public safety, order and general welfare of persons in the city through the regulation of the placement of pay telephones without impinging on constitutionally protected speech, expression or conduct.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-42. Definitions.~~

~~The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning: *Pay telephone* means any telephone and associated equipment, from which calls can be paid for at the time they are made by coin, credit card, prepaid debit card or in any other manner, which is available for use by the public and provides access to the switched telephone network for the purpose of voice or data communications.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-43. Public nuisance.~~

- ~~(a) *Prohibited locations.* No pay telephone shall be installed, located, or maintained on unimproved property. Any existing pay telephone which is located or maintained in violation of this subsection shall be removed within ninety (90) days after the effective date of the~~

~~ordinance codified in this article. Notwithstanding the above, any pay telephone which is the subject of a written contract authorizing its installation which was entered into prior to the enactment of the ordinance codified in this article and which contains provisions for termination shall be removed by the first date after enactment of the ordinance codified in this article on which permissive termination of the written contract by either part could take effect, if either party elects to terminate, or within ninety (90) days after the effective date of the ordinance codified in this article, whichever occurs later.~~

~~Any pay telephone which is installed, located, maintained, or operated in violation of this section is declared to be a public nuisance.~~

~~(b) *Public nuisance.* Any pay telephone which is used as an instrumentality for or contributes substantially by its presence to any of the following conditions is declared to be a public nuisance:~~

- ~~(1) The selling or giving away of controlled substances (as defined in the Connecticut General Statutes); or, the soliciting, agreeing to engage in, or engaging in any act of prostitution; or, the conduct of any other criminal activity;~~
- ~~(2) The consumption of alcoholic beverages on nearby outdoor public or private property, except where outdoor consumption of alcoholic beverages is specifically authorized pursuant to a license issued by the State Liquor Control Commission;~~
- ~~(3) Loitering on nearby public or private property;~~
- ~~(4) Disturbing the peace; or~~
- ~~(5) Any acts which threaten the public health and safety including, but not limited to, public urination.~~

~~As used in this section, "loitering" means remaining on any property under such circumstances that a reasonable person would conclude that the person who remains on the property does not have a purpose connected with the usual and ordinary use to which such property is put, does not have a bona fide intent to exercise a constitutional right, and is causing public inconvenience or annoyance.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-44. Enforcement.~~

~~The city manager, or his or her designee, shall be responsible for enforcement of this article.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-45. Abatement generally.~~

~~When the city manager, or his or her designee, finds that a pay telephone has been used as an instrument for or has contributed substantially to any of the conditions stated in section 27-43, in violation of this article, he or she, or his or her designee, may declare and deem the violation of this public nuisance and issue an order to abate operation of the pay phone and direct that these persons not complying shall: (a) comply with the requirement; (b) comply with a time schedule for compliance; and/or (c) take appropriate remedial or preventive action to prevent the violation from recurring.~~

No proceedings to abate a public nuisance as defined in section 27-43 shall be commenced unless the city manager, or his or her designee, has first made a reasonable effort to work with the property owner and business owner/operator where the pay telephone is located and/or the pay telephone vendor to eliminate the conditions described in section 27-43 by voluntary measures, including, but not limited to, locking incoming calls adding lighting, changing the telephone's location on the parcel, making the telephone temporarily inoperative, or temporarily removing the telephone.

~~{Ord. No. 41-00, 10-10-00}~~

~~Sec. 27-46. Order to abate.~~

~~Upon declaring and deeming a violation of this article a nuisance, the city manager, or his or her designee, shall send a notice of abatement to the property owner and to the business owner/operator. The notice of abatement shall contain the following:~~

- ~~(a) The street address and a legal description of the property sufficient for identification of the premises or property upon which the nuisance condition(s) is located;~~
- ~~(b) A statement that the enforcement official has determined pursuant to this article that the property owner and business owner/operator of the subject property are in violation of this article;~~
- ~~(c) A statement specifying the condition which has been deemed a public nuisance;~~
- ~~(d) A statement ordering the property owner and the business owner/operator to abate the condition(s), and specifying the manner in which the same shall be abated, and the period within which such abatement shall be accomplished.~~

~~Service of said notice may be made by delivery to the property owner and to the business owner/operator or person in possession personally or by enclosing the same in a sealed envelope, addressed to the occupant at such premises, or to the property owner at his or her last known address as the same appears on the last equalized assessment rolls of the city, postage prepaid, registered or certified mail, return receipt request, and depositing same in the United States mail. Service shall be deemed complete at the time of the deposit in the United States mail.~~

~~It is unlawful for the property owner and/or business owner/operator to fail or neglect to comply with such order or notice of abatement. In the event that the property owner and/or the business owner/operator shall not promptly proceed to abate said nuisance condition(s), as ordered by the enforcing official, the abatement procedure set forth in section 27-48 may be undertaken.~~

~~{Ord. No. 41-00, 10-10-00}~~

~~Sec. 27-47. Notice, administrative hearing and abatement.~~

- ~~(a) Notice of administrative hearing. The city manager, or his or her designee, upon failure of the property owner and/or the business owner/operator to promptly proceed to abate said nuisance condition(s) as ordered, and/or upon receipt of a written notice from the subject property owner and/or the business owner/operator stating that they wish to appeal the determination of violation by the city manager, or his or her designee, may forthwith fix a time and place for an administrative hearing of the matter. In all such cases, the city manager, or~~

his or her designee, shall serve, or cause to be served, notice of said hearing upon the person in possession of such premises, the property owner and the business owner/operator thereof, not less than seven (7) days prior to the time fixed for such hearing stating the nuisance condition(s) that is the subject of the hearing. Service of said notice may be made by delivery to the property owner and to the business owner/operator or person in possession personally or by enclosing the same in a sealed envelope, addressed to the occupant at such premises, or to the last equalized assessment rolls of the city, postage prepaid, registered or certified mail, return receipt requested, and depositing same in the United States mail. Service shall be deemed complete at the time of the deposit in the United States mail.

- (b) ~~Administrative hearing.~~ At the time and place set for the hearing, a hearing officer, designated by the city manager, shall hear such evidence as may be presented by said property owner and/or said business owner/operator, person in possession or their representative. Such hearing may be continued from time to time by the hearing officer, provided that notice is given to said property owner and to said business owner/operator or person in possession. Service of said notice shall be deemed complete at the time of deposit in the United States mail. The findings of the hearing officer shall be rendered at the time of such hearing and thereupon shall be announced to such property owner and business owner/operator.

Upon a determination that a nuisance condition(s) exists, the hearing officer shall give written notice, in the manner provided in subsection (a) of this section, to the property owner and to the business owner/operator to abate such condition forthwith. Service of said notice shall be deemed complete at the time of deposit in the United States mail. If such abatement is not commenced within seven (7) days thereafter and diligently prosecuted to completion, the director of OCIS, or his or her designee, shall cause the same to be abated.

(Ord. No. 41-00, 10-10-00)

~~Sec. 27-48. Abatement procedure.~~

- (a) ~~Failure to appear and untimely appeals.~~ In those cases where the property owner and/or the business owner/operator or person in possession does not appear for the administrative hearing or appears for the administrative hearing but does not give timely notice of an intent to appeal, and there is no good cause shown, the city manager, or his or her designee, may direct that the condition causing the public nuisance be abated.

Thereafter, the city manager, or his or her designee, shall give or cause to be given written notice, in the manner provided in section 27-47, to the property owner and to the business owner/operator or person in possession of said premises to abate such condition forthwith. Service of said notice shall be deemed complete at the time of deposit in the United States mail. If such abatement is not commenced within seven (7) days thereafter and diligently prosecuted to completion, the city manager, or his or her designee, shall at the property owner's and/or business owner's/operator's expense, cause the same to be abated.

- (b) ~~Abatement.~~ The city manager, or his or her designee, may order to be paid by property owner and the business owner/operator of said premises all sums which may be necessarily expended by the city in abating such condition, including but not limited to the abatement work cost, abatement contract administering costs, storage and abatement work supervising costs. In lieu of employing a contractor or other person to abate such condition, the city manager, or his or her designee, may call upon the departments of the city to abate such condition. Upon completion of the abatement work said abatement costs shall be secured by

~~a lien recorded against the subject property in the office of the town and city clerk of the City of Hartford.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-49. Replacement prohibited.~~

~~If the public nuisance to be abated is one defined in section 27-43:~~

- ~~(a) The hearing notice required by section 27-47 shall specify that abatement shall consist of removal of the pay telephones, and that no pay telephones shall be installed on the same parcel, or on any contiguous parcel owned by the same property owner, to replace the removed telephone for a period of one (1) year from the date of removal; and~~
- ~~(b) Any decision of the hearing officer ordering abatement shall specify that no pay telephone shall be installed on the same parcel, or on any contiguous parcel owned by the same property owner, to replace the removed telephone for a period of one (1) year from the date of removal.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-50. Notice to pay telephone service provider.~~

~~All notices shall also be sent to the service provider of the pay telephone, if known to the city manager. Notices shall be sent to the pay telephone service provider by enclosing the same in a sealed envelope, addressed to the service provider at the address stated on the subject pay telephone, postage prepaid, registered or certified mail, return receipt requested, and depositing same in the United States mail.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-51. List of abated locations.~~

~~The city manager, or his or her designee, shall maintain, and make available upon request, a list of locations where installation of pay telephones is prohibited pursuant to section 27-49.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-52. Violations constituting infractions.~~

~~Any person violating or failing to comply with any of the provisions of this article shall be guilty of an infraction.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-53. Penalty for violation.~~

~~Any person convicted of an infraction under the provision of this article shall be punished upon a first conviction by a fine of not more than ninety-nine dollars (\$99.00).~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-54. Continuing violation.~~

~~Unless otherwise provided, a person shall be deemed guilty of a separate offense for each and every day during any portion of which a violation of this article is committed, continued or permitted by the person and shall be punishable accordingly as herein provided.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-55. Civil actions.~~

~~In addition to any other remedies provided in this article, any violation of this article may be enforced by civil action brought by the city. In any such action, the city may seek, and the court shall grant, as appropriate, any or all of the following remedies:~~

- ~~(a) Temporary and/or permanent injunction.~~
- ~~(b) Assessment of the violator for the costs of any investigation which led to the establishment of the violation, and for the reasonable costs of preparing and bringing legal action under this subsection, including but not limited to attorney compensation.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-55.1. Remedies not exclusive.~~

~~Remedies under this article are in addition to and do not supersede or limit any and all other remedies, civil or criminal. The remedies provided for herein shall be cumulative and not exclusive.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-55.2. Joint and several liability.~~

~~The property owner and the business owner/operator shall be jointly and severally liable for violations of this article.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~Sec. 27-55.3. Severability.~~

~~If any section, subsection, sentence, clause, or phrase of this article is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this article.~~

~~(Ord. No. 41-00, 10-10-00)~~

~~ARTICLE III. STREET VENDORS~~

~~DIVISION 1. GENERALLY~~

~~Sec. 27-56. Sidewalks where operations prohibited; exceptions.~~

No itinerant vendor or peddler other than a licensed bootblack shall carry on any trade or business, or sell or offer for sale any goods, wares or merchandise other than newspapers, upon any sidewalk of the city within the area bounded as follows:

Beginning at the intersection of the westerly street line of Garden Street with the southerly street line of Albany Avenue, thence southerly along said westerly street line of Garden Street to the northerly street line of Asylum Street, thence westerly along said northerly street line of Asylum Street to a point north of the intersection of the southerly street line of Asylum Street with the northerly street line of Farmington Avenue, thence southerly to said intersection, thence westerly along said northerly street line of Farmington Avenue to its intersection with the westerly street line of Broad Street extended, thence southerly along said westerly street line of Broad Street to the southerly street line of Capitol Avenue, thence easterly along said southerly street line of Capitol Avenue to the westerly street line of Lafayette Street, thence southerly along said westerly street line of Lafayette Street to the southerly street line of Park Street, thence easterly along said southerly street line of Park Street to the westerly street line of Washington Street, thence southerly along said westerly street line of Washington Street to the southerly street line of Jefferson Street, thence easterly along said southerly street line of Jefferson Street to the southerly street line of Wyllys Street, thence easterly along said southerly street line of Wyllys Street to the easterly street line of Van Block Avenue, thence northwesterly along said easterly street line of Van Block Avenue to the easterly street line of Taylor Street, thence northerly along said easterly street line of Taylor Street to the easterly street line of Commerce Street, thence northerly along said easterly street line of Commerce Street to the northerly street line of State Street, thence westerly along said northerly street line of State Street to the easterly street line of Columbus Boulevard, thence northerly along said easterly street line of Columbus Boulevard to the northerly street line of Morgan Street, thence westerly along said northerly street line of Morgan Street to the easterly street line of Market Street, thence northerly along said easterly street line of Market Street to the northerly street line of Pleasant Street, thence westerly along said northerly street line of Pleasant Street to the easterly line of Windsor Street, thence northerly along said easterly street line of Windsor Street to the northerly street line of Canton Street, thence westerly along said northerly street line of Canton Street to the westerly street line of Main Street, thence southerly along said westerly street line of Main Street to the northerly street line of Belden Street, thence westerly along said northerly street line of Belden Street to the northerly street line of Albany Avenue, thence westerly along said northerly street line of Albany Avenue to the westerly street line of Garden Street, thence southerly to the point of beginning.

(Code 1977, § 26-39; Ord. No. 23-90, 6-11-90)

~~Sec. 27-57. — License required.~~

~~It shall be unlawful for any person to carry on any trade or business upon the streets or sidewalks of the city without a license to do so issued by the department Department of development Development Services bureau of licenses and inspections and approved by the chief Chief of policePolice, except as otherwise provided in this Code.~~

(Code 1977, § 26-40)

~~Sec. 27-58~~46. - City to be indemnified; security required.

Every person who carries on any trade or business on the streets or sidewalks of the city ~~City~~ shall indemnify the city ~~City~~ and save it harmless from claims arising from injuries to persons or property caused by such trade or business. Before a license to carry on any such trade or business is issued, a surety company bond, public liability policy or other security approved by the purchasing agent shall be filed in an amount deemed by him to be adequate to indemnify the ~~e~~City for such injuries; provided, however, that the purchasing agent may, when he deems it advisable, issue a certificate waiving the requirement of such bond, policy or other security, and such certificate may be filed in place thereof.

(Code 1977, § 26-41)

Sec. 27-5947. - License application.

An application for a license under this division shall be submitted to the ~~director~~ Director of Development Services or their assign licenses and inspections. The application shall include but not be limited to the following information:

- (1) Name and address of the applicant;
- (2) The applicant's social security number and driver's license number;
- (3) Type of vending operation to be conducted (either vending pushcart, vending vehicle, or vending table;
- (4) If the type of operation to be conducted is a vending pushcart, vehicle or table, the type of food, ~~beverages, flowers or merchandise to be sold; if the type of operation is a vending vehicle, the type of food and beverages to be sold; and if the type of operation is a vending table, the type of flowers or merchandise to be sold;~~
- (5) If food or beverages are to be sold, food truck provisions shall apply (ref Sec 27- Article IV), ~~a copy of a valid health license must be submitted.~~

(Ord. No. 22-90, 6-11-90)

Sec. 27-48. - Same—Expiration date.

All licenses issued under this division shall, unless sooner revoked, expire on June thirtieth after the date of issuance.

Sec. 27-60. —License requirements.

~~A license issued under this division shall be subject to the following requirements:~~

- ~~(1) No licensee may conduct business at any time when a location is within an area for which the city has issued an obstruction permit or license for a street fair, festival or similar event unless the licensee obtains permission in writing from the holder of the license for the street fair, festival or similar event.~~
- ~~(2) No vending location shall have racks, placards, display boards or any device that is more than sixty (60) inches from the ground. For the purposes of this section, lattice boards, clothes lines and other similar appendages shall not be classified as racks, placards or display boards and are prohibited for use by vendors. Vending tables and vending pushcarts may not exceed a height of sixty (60) inches from the ground.~~

~~Umbrellas and canopies may not exceed a height of eighty-four (84) inches from the ground.~~

~~(3) No licensee shall use any chair, container or table that does not comply with the requirements of this chapter. Licensees shall pick up all paper, food, cardboard, wood or plastic containers, wrappers or any similar type of litter which is deposited by the licensee or customers of the licensee within twelve (12) feet of the permitted location. The licensee shall provide and use a suitable waste container for the placement of such litter. The permittee shall remove all waste and litter generated by the licensee or customers thereof, on a daily basis. It shall be a violation of this section for any licensee to dispose of litter in a municipal receptacle.~~

~~(4) All licensees must maintain their vending pushcarts, vending vehicles and vending tables in a safe operating condition so as not to be injurious to the public health and safety. Permittees must be in compliance with all applicable state and local laws, rules, regulations and ordinances.~~

~~(Ord. No. 22-90, 6-11-90)~~

~~Sec. 27-6449. - Penalty; appeal.~~

~~(a) The penalty for violating any of the provisions of this article where no specific penalty is otherwise provided for shall be a fine of ninety-nine dollars (\$99.00).~~

~~(b) Any person issued a citation for violating any of the provisions of this article may, within ten (10) days of receipt of the citation, appeal in writing to a citation hearing officer in accordance with section 1-5.~~

~~(Ord. No. 22-90, 6-11-90)~~

~~Sec. 27-62. - Streets where vending prohibited.~~

~~No itinerant vendor or peddler shall carry on any trade or business, or sell or offer for sale any goods, wares or merchandise other than newspapers, upon the following streets, between the hours of 10:00 a.m. and 5:00 p.m., Monday through Saturday:~~

~~Haynes Street on both sides of the street; Asylum Street from Trumbull Street to Ann Street on the south side; Ann Street from Asylum Street to Church Street on the west side; Church Street from Trumbull Street to Ann Street on the north side; Trumbull Street from Church Street south to Pearl Street on the east and west sides.~~

~~Notwithstanding the above, vending shall not be permitted at any time Monday through Sunday on Pratt Street and Asylum Street from Main Street to Trumbull Street.~~

~~The traffic Authority reserves the right to change the locations from which vending shall be permitted under this section in the interest of the public health, safety and welfare and to accommodate traffic circulation.~~

~~(Ord. No. 24-90, 6-11-90; Ord. No. 56-90, 8-13-90)~~

Sec 27-50. RECORDKEEPING.

- a. It shall be the duty of the Development Services Director, or their designee, to keep a record of all such licenses granted, including the:

- (1) Number and date of each license;
- (2) Name, age and residence of the person licensed;
- (3) Most recent approved schedule of locations for the mobile vendor;
- (4) Amount of license fee paid;
- (5) Submitted application and supporting documents; and
- (6) Date of revocation of any license revoked.

It shall be the duty of the Executive Director of the Hartford Parking Authority, or their designee, to keep a record of all citations issued in relation to vendors operating vehicles.

- b. It shall be the duty of the Development Services Director, or their designee, to maintain individual and complete records up-to-date and to share them with the Executive Director of the Hartford Parking Authority, Chief of Police, and Director of Public Works or their designee(s) as applicable.

Secs. 27-6351—27-75. - Reserved.

DIVISION 2. - MINORS

Sec. 27-76. - Liability of parent for violation.

It shall be unlawful for any parent or other person having control of any minor to compel or permit such minor to violate the provisions of this division.

(Code 1977, § 26-48)

Sec. 27-77. - Sales by minors unlawful.

No child under the age of twelve (12) years shall be allowed to sell, offer for sale, or help to sell, any article of merchandise on the streets or in any public place in the city.

(Code 1977, § 26-49)

Sec. 27-78. - Work permit—Required; hours of work.

No child between the ages of twelve (12) and sixteen (16) years shall be allowed to sell, offer for sale, or help to sell, any article of merchandise or newspaper on the streets or sidewalks or in any public place in the city during the hours in which the school in which ~~he~~ they are enrolled is in session, or earlier than 4:30 a.m. or later than 8:00 p.m., except on those occasions when an extra edition of a local newspaper is published, nor until such child has obtained a badge and a permit to do so issued by the ~~bureau of licenses and inspections~~ Department of Development Services and approved by the superintendent of schools.

(Code 1977, § 26-50)

Cross reference— Licenses and permits generally, Ch. 21.

Sec. 27-79. - Same—Application.

Application for the permit required by section 27-78 shall be made in the applicant's behalf by ~~his~~their parent or guardian, and shall be accompanied by a statement from the principal of the applicant's school giving the applicant's age and such other information as may be required by the superintendent of schools together with the principal's approval indicating that the applicant's physical condition is such that ~~he~~they may ply ~~his~~their street trade without harmful effect, and that engaging in such street trade is not against the educational interests of the applicant. When the school is not in session or the principal is not available, the superintendent may make his determination on available evidence.

(Code 1977, § 26-51)

Sec. 27-80. - Same—Issuance; renewal; revocation.

The permit required by section 27-78 shall be issued and renewed by the Department of Development Services ~~bureau of licenses and inspections~~ in the discretion of the superintendent of schools under such restrictions as ~~he~~they shall deem expedient, and shall be revocable at ~~his~~their discretion after consultation with the parent or guardian of the holder of such permit.

(Code 1977, § 26-52)

Sec. 27-81. - Same—Records of superintendent of schools.

The superintendent of schools shall keep a record of all permits issued to minors as required in section 27-78 in a file provided for that purpose, giving the number and date of each permit, the name, age and residence of the person to whom issued, and the date of revocation of all permits revoked.

(Code 1977, § 26-54)

Sec. 27-82. - Same—Expiration date.

All permits for minors to carry on street sales issued under this division shall, unless sooner revoked, expire on June thirtieth after the date of issuance.

(Code 1977, § 26-53)

Secs. 27-83—27-95. - Reserved.

DIVISION 3. - NEWSSTANDS

Sec. 27-96. - License—Authorized.

The Department of Development Services ~~bureau of licenses~~ may, with the approval of the ~~director~~Director of public works~~Public works~~Works, grant a license to persons to operate newsstands on sidewalks for the sale of newspapers, magazines, cigars, cigarettes and other tobacco

products, candy and snacks such as potato chips, pretzels, nuts, etc., in sealed containers, provided that such persons qualify under rules and regulations promulgated by the ~~director~~ Director of public-~~Public~~ works-~~Works~~ and approved by the ~~council~~ City Council, and that the consent of the abutting owners and the abutting street-level lessees have been secured.

(Code 1977, § 26-62; Ord. No. 56-83, 11-28-83)

Sec. 27-97. - Same—Order of priority for granting.

For the purpose of granting licenses under this division, the following order of priority shall be followed:

- (1) Present operators;
- (2) Persons certified or approved by the board of education and services for the blind;
- (3) Other disabled or handicapped persons;
- (4) Residents of the city;
- (5) Other applicants.

(Code 1977, § 26-63)

Sec. 27-98. - Same—Suspension and revocation; appeal procedure.

The ~~director~~ Director of p~~u~~Public w~~o~~Works may suspend any license for thirty (30) days, or revoke any license or the renewal thereof in case the space occupied by any such stand is needed by the city for any purpose or for the violation of any regulation promulgated under section 27-96 and approved by the ~~council~~ City Council. Any person aggrieved by such revocation or by failure to be granted a license or a renewal thereof may appeal to the ~~director~~ Director of licenses-and-inspections-~~Development Services~~ or their assign for a hearing. Such appeal may be filed by filing a notice of appeal in writing specifying the grounds thereof within fifteen (15) days of the making of the order, requirement or decision complained of, with the ~~director~~ Director of licenses-and-inspections-~~Development Services~~ or their assign. The ~~director~~ Director of licenses-and-inspections-~~Development Services~~ or their assign may, in ~~his~~ their discretion, extend the time of filing the notice of appeal. If the aggrieved person has had ~~his~~ their license suspended, revoked or a renewal thereof denied, the filing of the notice of appeal shall stay all proceedings in the action appealed from. The ~~director~~ Director of licenses-and-inspections-~~Development Services~~ or their assign shall fix a reasonable time for the hearing of any appeal, and shall give notice to the parties, and decide the same within a reasonable time. At such hearing, any party may appear in person or by agent or attorney. The ~~director~~ Director of licenses-and-inspections-~~Development Services~~ or their assign may reverse, affirm or modify the order, requirement or decision appealed from, and such decision shall be final. Any person aggrieved by a decision of the ~~director~~ Director of licenses-and-inspections-~~Development Services~~ or their assign in connection with such hearing may seek relief therefrom as provided by the laws of this state.

(Code 1977, § 26-66)

Sec. 27-99. - Same—Fee, expiration.

The fee for a license pursuant to this division shall be fifteen dollars (\$15.00) for the first year or portion thereof and for each renewing year or portion thereof, shall be five dollars (\$5.00). All licenses, unless revoked, shall expire on June thirtieth succeeding the date of the issue thereof.

(Code 1977, § 26-64)

Sec. 27-100. - Furnishing, maintenance of stands.

Newsstands shall be furnished by the city according to specifications set by the ~~director~~ Director of public ~~Public works~~Works. Newsstand operators shall pay the amortized annual cost of installing the newsstands as determined by the ~~city~~City, together with the amortized annual cost of maintaining such newsstands as determined by the ~~city~~City. Such payment shall be made at the time licenses are issued and renewed and shall be in addition to license fees set forth in section 27-98. The licensee shall pay all operating utility costs.

(Code 1977, § 26-65)

Secs. 27-101—27-120. - Reserved.

~~DIVISION 4. FOOD AND ICE CREAM VENDORS~~

Footnotes:

~~—(4)—~~

~~Cross reference—Food and food establishments, Ch. 14.~~

~~Sec. 27-121. Definitions.~~

~~The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~Adult means any person fourteen (14) years of age or older.~~

~~Food vendor means any person who sells to the public any food product.~~

~~Ice cream vendor means any person who sells to the public any ice cream product.~~

~~Minor means any child under fourteen (14) years of age.~~

~~Vehicle means any truck, automobile, bicycle, tricycle or any other contrivance designed for travel on the street.~~

(Code 1977, § 26-73)

~~Cross reference—Definitions and rules of construction generally, § 1-2.~~

~~Sec. 27-122. Enforcement of division.~~

~~The director of licenses and inspections shall be charged with the enforcement of the provisions of this division.~~

~~(Code 1977, § 26-74)~~

~~Sec. 27-123. License Required.~~

~~It shall be unlawful for any person to engage in the sale of food from food vendors' vehicles on the public streets without having first obtained a license to conduct such business as provided in section 27-28. Notwithstanding section 27-30, the annual license fee for food vendors under this section shall be two hundred fifty dollars (\$250.00) for vendor vehicles. Such fee shall encompass all recording costs and services provided by any city department relating to such license. A lost license shall be replaced upon presentation of proper identification and payment of a duplication fee in the amount of ten dollars (\$10.00). For purposes of this section, the term "food vendors" shall also include ice cream vendors.~~

~~(Code 1977, § 26-75; Ord. No. 20-84, 6-11-84; Ord. No. 17-88, 2-22-88; Ord. No. 49-91, 8-12-91)~~

~~Sec. 27-124. Same—Suspension, revocation.~~

~~The director of licenses and inspections may, for violation of any provision of this division, suspend or revoke the license of any person, after due notice to the licensee. Such suspension or revocation shall be in accordance with the provisions of section 27-38.~~

~~(Code 1977, § 26-76; Ord. No. 18-88, 2-22-88)~~

~~Sec. 27-125. Same—Service of notice of revocation, suspension.~~

~~The notice referred to in section 27-124 shall be in writing and signed by the director of licenses and inspections or his deputy. The notice shall state the nature of the complaint and it shall be served on the licensee personally or by leaving it at the residence address as given in the application for such license.~~

~~(Code 1977, § 26-77)~~

~~Sec. 27-126. Sales to children regulated.~~

- ~~(a) It shall be unlawful for any food vendor or ice cream vendor to sell or attempt to effect a sale of food or ice cream to any minor child, when such minor is situated or standing in the highway or street, or when the minor is so situated that the street or highway separates the vendor and the vendor's vehicle from the prospective minor purchaser, or when the minor to the knowledge of the vendor has crossed the street.~~
- ~~(b) The restrictions cited in subsection (a) shall not operate to prevent a vendor from selling or attempting to effect a sale to a child when the child is positioned or standing on that side of the street closest to the vendor's vehicle.~~
- ~~(c) The restrictions cited in subsection (a) shall not operate to prevent a vendor from leaving his vehicle and walking to the opposite side of the street to where the prospective minor child purchaser is located in order to effect a sale.~~

~~(d) The restrictions cited in subsection (a) shall not apply when the minor child is accompanied by an adult.~~

~~(Code 1977, § 26-78)~~

~~Sec. 27-127. — Selling near schools.~~

~~No food vendor or ice cream vendor shall sell or attempt to effect the sale of food or ice cream from any vehicle during the hours from 7:00 a.m. to 4:00 p.m. on any day when school is in session at any location within one (1) adjacent block of any elementary, middle or high school property, without the prior written approval of the board of education and the police department.~~

~~(Code 1977, § 26-79; Ord. No. 8-85, 2-25-85; Ord. No. 35-85, 11-12-85; Ord. No. 28-87, 8-13-87; Ord. No. 95-89, 9-11-89)~~

~~Sec. 27-128. — Regulations authorized.~~

~~The director of licenses and inspections and the traffic engineer may promulgate such rules and regulations consistent with the provisions of this division that they may deem necessary to secure the intent and purposes of this division and to achieve proper enforcement thereof. Copies of such rules and regulations shall be obtainable from the department of licenses and inspections.~~

~~(Code 1977, § 26-80; Ord. No. 36-85, 11-12-85)~~

ARTICLE III. — FOOD TRUCKS

Sec 27-121. — LICENSING.

Food truck licensees, workers, and agents offering hot or cold food items or beverages to the public must obtain both, a food service license from the Department of Health & Human Services and a mobile vendor license from the Department of Development Services.

Failure to obtain and maintain both a food service license and mobile vendor license shall constitute an unlicensed Food Truck.

Unless sooner revoked, licenses shall be valid for one year, on a pro-rated basis and shall expire on June thirtieth after the date of issuance.

Sec 27-122. — Same — Vehicles to be marked.

Each licensed Vendor who uses a vehicle in offering food, beverages, ice cream or like novelty food items to the public shall have visibly affixed on the front of such vehicle a sign designed and furnished by the Department of Health and Human Services bearing the number of their license and the year of its issuance in alphanumeric numerals and the words "Licensed Vendor, Hartford, CT." in alphanumeric letters. Such sign shall be furnished by Department of Health and Human Services without expense to the person licensed.

Sec 27-123. — Same — Badges to be worn by vendors.

Each person licensed as a food truck operator, while offering food, beverages, ice cream or like novelty food items to the public, shall wear conspicuously an identification badge

designed and furnished by the Department of Development Services without cost to the licensee with the words "Licensed Vendor, Hartford, CT" and the number of their license and year of its issuance in alphanumeric numerals, plainly inscribed thereon. The license number on the badge must match that of the license issued to the vendor pursuant to this section. All Food Truck operators must display their vending license, food service permit, and wear their City-issued badge at all times while vending. Licenses are not transferable to other vehicles or Vendors.

A lost badge shall be replaced upon presentation of proper identification and payment of a replacement fee in the amount of twenty dollars (\$20.00).

Sec. 27-124. - City to be indemnified; security required.

Every person who carries on any trade or business on the streets or sidewalks of the City shall indemnify the City and save it harmless from claims arising from injuries to persons or property caused by such trade or business. Before a license to carry on any such trade or business is issued, a surety company bond, public liability policy or other security approved by the purchasing agent shall be filed in an amount deemed by them to be adequate to indemnify the City for such injuries; provided, however, that the purchasing agent may, when they deem it advisable, issue a certificate waiving the requirement of such bond, policy or other security, and such certificate may be filed in place thereof.

Sec 27-125. – FOOD TRUCK OPERATIONS.

- a. Each Food Truck shall be operated in accordance with all applicable statutes, ordinances, and regulations of the state and the City, and each Food Truck operator shall have obtained any permits, certificates, permissions, licenses, and authorizations required, and shall be able to present such documents upon request.
- b. Food Trucks may operate between the hours of 7:00am and 9:00pm. Food Trucks shall not vend between the hours of 9:00pm and 7:00am on any day of the week.
- c. Sec 27-125(b). notwithstanding, there shall be a minimum of two designated zones identified on a Mobile Vendor Permitted Locations Map where operations in the public right-of-way may extend to midnight (12am).
- d. Sec 27-125(b). notwithstanding, where specific permits, such as Special Event Permits for temporary festivals and events, have been obtained from the City and state as applicable, food trucks may operate in the public right-of-way past 9pm.
- e. Food Truck Operation shall be permitted in the public right of way on residential connector streets, commercial connector streets, avenues, and boulevards adjacent to property zoned CX, ID, MX (where property is designated as a Campus Overlay), and OS.
- f. Notwithstanding the foregoing, Food Truck operation shall not be permitted on neighborhood streets, as defined by the Hartford Zoning Regulations.
- g. In the right-of-way adjacent to the DT districts and TOD Overlay districts, Food

Truck operation shall be permitted in and assigned to specific designated zones. These zones shall be accessed exclusively by pre-approved food truck operators.

- h. In Districts other than DT/TOD, no Food Truck will be permitted to reserve a parking space for operations either through its license application or other means.
- i. Food Trucks operating on private or City-owned property shall be subject to the City's zoning regulations.

Sec 27-126. Same – Inspections.

Food Trucks shall be available for inspection by the City at all times that they are in operation. As used herein, the "City" shall refer to inspectors from the Department of Health & Human Services and/or the Department of Development Services. Inspection by the City shall also include Hartford Police inspections of permits and licenses.

Sec 27 – 127. Same – Encroachment permit for State highways.

Notwithstanding the foregoing, parking a food truck on a State highway or State right of way, shall be subject to State law, including the Department of Transportation encroachment permit requirements.

Sec 27 – 128. Same – Vehicle Registration.

If a motor vehicle is to be used, it must be properly registered with CT DMV and the Vendor must have a valid operator's license in their possession while vending. If a trailer is to be used it must be properly registered with the State and must comply with all Connecticut motor vehicle laws.

Sec 27-129. Same – Leased Vehicles.

If a leased motor vehicle is used, the food truck licensee or operator must have a copy of the lease agreement while conducting business from the vehicle.

Sec 27-130. Same – Vehicle Location.

- a. Vending shall not be conducted immediately in front of the entrance or exit to any building or driveway, in front of any mailbox or traffic signal, closer than twenty (20) feet to any fire hydrant, or within any bus stop or loading zone.
- b. All Food Trucks must be at least twenty (20) feet from an intersection in any District.
- c. Food Trucks and vehicles must be parked against the curb, with no appurtenances thereof on the sidewalk. No Food truck licensee, operator, or worker may operate in a manner which impedes the free flow of traffic, or which violates the posted regulations or parking restrictions in effect.
- d. Trailers may not be parked on sidewalks.

Sec 27-131. Same – Unattended Vehicles.

No food truck licensee, operator, or worker shall leave their truck, wagon, trailer, vehicle or cart unattended during hours engaged in sales, nor shall any truck, wagon, trailer, vehicle or cart be left parked in the public ROW overnight.

Sec 27-132. Same – Curbside Service.

Food Trucks must have doors and windows that open along the curb side of the street to allow for sales and servicing of customers. No Food Truck may conduct business on the street side of the vehicle.

Sec 27-133. Same – Waste Containers.

All Food Trucks shall be equipped with their own waste container. Waste generated by the Vendor shall be disposed of in their own receptacle and hauled away from the site. Any waste left on the ground or in the area around the vehicle must be removed prior to vacating the area.

Sec 27-134. Same – Power Source.

All power sources, including but not limited to tanks or generators, used in connection with the vending operation shall either be placed inside or affixed to the vehicle or cart. No cords, hoses or other appurtenances shall create trip hazards, block or impede the free flow of traffic in the public right-of-way. Power sources shall be maintained in good working order and shall be shielded in a manner to effectively reduce noise levels.

Sec 27-135. Same – Lighting and sound systems.

No person shall use, play or employ any sound, outcry, amplifier, loudspeaker, or any other instrument or device for the production of sound from a food truck or otherwise create a disturbance of the peace. Operators shall comply with the City's Noise Ordinance (ref Hartford Municipal Code Chapter 23)

Dynamic displays, as defined by the Hartford Zoning Regulations are not permitted.

Sec 27-136. Same – Signage; awnings and umbrellas.

Signage and awnings shall be affixed to the vehicle so as to not interfere with motor vehicle site lines nor pedestrian sidewalk access. No freestanding or portable signs or umbrellas shall be permitted in association with vehicles or pushcarts.

Sec 27-137. Same – Equipment and personal property.

No tents, dining tables, seating, equipment or personal property shall be permitted to be placed outside of the food truck, unless they are placed and managed by the City or on private property. Placing condiments and other related items on shelves which are attached to the vehicle is permitted.

Sec 27-138. Same – Deliveries.

In the interest of public safety, including traffic safety, licensees shall be prohibited from receiving deliveries in conjunction with their business operation when the food truck is located on a State highway, public street or City property.

Sec 27- 139.RESTRICTED AND SPECIAL VENDING AREAS.

- a. No food truck licensee, operator, or worker shall sell or attempt to effect the sale food, beverages, or ice cream, from any vehicle at any location within five hundred (500) feet of any recreation center or school, regardless of the zoning district in which such facility is located. Food vending pushcarts shall be restricted to a fifty (50) foot

- buffer.
- b. For the purposes of this section, a recreation center is defined as a municipal building designated for the recreational activities of persons of all ages and interests.
 - c. Notwithstanding the above, there shall be no prohibition on vending within five hundred (500) feet of a recreation center which is located in city-owned park land.

During emergency~~During emergency~~ situations or periods of civil emergency, food trucks may be prohibited from stopping or vending along any roads or paths within any City of Hartford park (OS districts) while ~~the~~while the emergency situations or periods of civil emergency restrictions remain in effect.

Sec 27-140. Same – Special events.

- e. Food trucks shall be prohibited in areas that have been temporarily set aside via an obstruction permit for festivals and special events which have been authorized pursuant to Chapter 7, Article II of the Code without written consent from the Special Event permit holder. This restriction shall take effect 4 hours prior to, during, and shall last for 4 hours after such event.
- f. In approved festival and special events areas, duly permitted food truck licensees, operator and their workers shall have temporary and exclusive use, except that such use shall be in accordance with the existing City Code and State Statutes.
- g. The Director of Development Services or their designee responsible for issuance of Special Events permits shall be able to extend Food Truck operations beyond the 9pm time limitation for specialized approvals.
- h. Food Trucks shall be prohibited from the area within 500 feet of Dillon Stadium on all game days except with a Special Event permit.

Sec 27-141. Designated Vendor Zones.

- a. Vending is prohibited in all districts except where noted on the City of Hartford Mobile Vendor Permitted Locations Map or in accordance with Article VII of this chapter.
- b. Roadways and other public rights-of-way adjacent to DT, TOD zoning districts and other districts as assigned shall have delineated zones within which to accommodate Food Truck operations.
- c. Named vendor zones shall be identified on a map and physically delineated in public with signage by the Hartford Parking Authority. There shall not be additional fees imposed on food truck operators for the right to use these zones.
- d. Food truck licensees shall request assignment to these zones via the annual license renewal application. During such time, licensees shall identify the day(s) and time(s) they would like to use the zone.
- e. An approved Schedule of Locations, to be stamped and delivered by the Director of Development Services or their designee, with the operator's license, shall serve as proof for enforcement officials that the vendor may utilize a specific zone.

Sec 27-142. ENFORCEMENT.

All food trucks shall be legally parked in full compliance with all parking provisions which apply to the location at which the food truck is parked. Whenever any food truck is found parked in violation of this section or found in violation of any ordinance, rule, or regulation as provided in Municipal Code Chapter 22, a police officer or representative of Hartford Parking Authority shall attach to such vehicle a citation.

- a. Secs 27-125(c) and 27-125(d) notwithstanding, food truck parking in the public right of way is prohibited from 10:00pm – 6:00am
- b. Secs 27-125(c) and 27-125(d) notwithstanding, food truck operations in the public right of way is prohibited from 9:00pm – 7:00am notwithstanding the Restricted/Special Vending Areas section of this policy.
- c. Food trucks shall not be placed or operated so as to impede vehicular traffic's use of the streets or pedestrian traffic's use of the sidewalk.
- d. Any food truck operating without valid licenses and/or permits obtained, displayed, or worn as required by this ordinance shall be deemed a public safety hazard and may be ticketed, towed or impounded.
- e. Unattended Vehicles prohibited. Any Food Truck which is parked on the street overnight or left unattended and unsecured at any time shall be considered a public safety hazard and may be ticketed and impounded.
- f. A Food Truck operating in an unauthorized location, or beyond the hours for which the operation has been permitted shall be deemed operating without a permit in violation of this section and may be ticketed, towed or impounded.
- g. A Food Truck operating in the Public Right-of-Way in violation of any section of this article may be ticketed, towed or impounded.

Sec 27-143. Same – Fines for Violation

Any Food Truck licensee found to be in violation of any provision of this section, ordinance, or applicable rules and regulations may be subject to a fine issued in the form of a ticket.

- a. Tickets/citations issued shall be \$200.00 for each offense.
- b. Each day of violation shall constitute a separate and distinct offense.
- c. Appeals will be managed in accordance with Municipal Code Section 1-5.
- d. In addition to any other penalty prescribed for a violation of parking, any unpaid parking violations may also constitute grounds for denial of the issuance or renewal of a Vendor license.

Sec 27-144. Same – Suspension, Revocation of License.

Once a food service license has been issued, it may be revoked, suspended, modified, or not renewed by the Director of Health & Human Services, or their designee, in accordance with Chapter 14 of the Municipal Code.

Once a Food truck vendor license has been issued, it may be revoked, suspended, modified, or not renewed by the Director of Development Services ("the director"), or their designee, with due notice to the vendor or vendor's agent, in accordance with this section and/or by referral from the Director of Health & Human Services, Executive Director of the Hartford Parking Authority, or Chief of Police.

- a. The director, or their designee, may revoke the license of the licensee for a period of not less than 30 days and not more than one (1) year from the date of revocation.
- b. Notwithstanding the above, a licensee with more than one (1) license shall not be prohibited from operating another food truck for which the licensee has a valid license.
- c. Any licensee who has accumulated three (3) violations of this article, whether consecutively or concurrently, at the time the license is revoked shall not be permitted to apply for additional licenses within that permit year.
- d. Upon receipt of a notice of revocation or suspension, the licensee shall return their license to the Director or their designee. A hearing before the Director or their

designee, may be requested by the licensee within ten (10) days after service of the notice. The petition for a hearing must be made in writing and signed by the petitioner. The petition shall state the facts and the grounds for appeal.

- e. The notice referred to in this section shall be in writing and signed by the Director or their designee. The notice shall state the nature of the complaint and it shall be served on the licensee personally or by certified mail delivered to the residence address as given in the application for such license.

Sec 27-145. FEES.

Sec 27-146. Same – Food Truck Vendor License - Issued by Department of Development Services.

- a. The annual license fee for vendors shall be two hundred fifty dollars (\$250.00) per year or portion thereof, in all cases. A lost license shall be replaced upon presentation of proper identification and payment of duplication fee in the amount of seventy-five dollars (\$75.00). The fee for replacement of a temporary license shall be twenty-five dollars (\$25.00).
- b. The license fee for vendors shall entitle the vendor to personal identification required by these regulations and one (1) vehicle or cart identification badge required by these regulations. Additional agents of such vendor shall be licensed pursuant to the provisions of this chapter at an additional fee of twenty dollars (\$20.00) per agent.
- c. Notwithstanding subsections (a) and (b), there shall be no fee for a license issued to handicapped individuals or nonprofit organizations selling or offering for sale food stuffs or similar items in connection with parades, bazaars and similar community events located within the city. Disabled individuals and nonprofit organizations qualifying under this subsection shall be issued a permit stating that they are exempt from the licensing fee. Such permit shall be valid for the duration of the event or for a period not to exceed five (5) days, whichever is shorter. Sales under such permit shall be limited to the route of the parade or the location of the bazaar or community event.
- d. No person holding a permit for a Food Truck shall sell, lend, lease or in any manner transfer a vendor license, inclusive of when multiple vehicles are under common ownership. Licenses are issued to individual businesses.
- e. Licenses shall be renewed annually.

Sec 27-147. Same –Food Service License - Issued by Health & Human Services

- a. No person shall operate a food establishment who does not have a valid license issued by the Director of Health in accordance with Chapter 14 of the Municipal Code.
- b. Licenses are not transferable and shall be renewed annually.

Sec 27-148. RECORDKEEPING.

- a. It shall be the duty of the Director of Development Services, or their designee, to keep a record of all such licenses granted, including the:
 - (1) Number and date of each license;
 - (2) Name, age and residence of the person licensed;
 - (3) Most recent approved schedule of locations for the mobile vendor;

- (4) Amount of license fee paid;
- (5) Submitted application and supporting documents;
- (6) List of citations issued by Zoning Enforcement on private property and;
- (7) Date of revocation of any license revoked.

- b. It shall be the duty of the Executive Director of the Hartford Parking Authority, or their designee, to keep a record of all citations issued in relation to food trucks, and to share that information with the Director of Development Services and Director of Health & Human Services or their designee(s). It shall be the duty of the Chief of Police, or their designee, to keep a record of all citations issued in relation to food trucks and to share that information with the Director of Development Services and Director of Health & Human Services or their designee(s).
- c. It shall be the duty of the Director of Development Services, or their designee, to maintain individual food truck vendor records up-to-date, complete with application information and records of violation, and to share that information with the Executive Director of the Hartford Parking Authority, Chief of Police, and Director of Health & Human Services or their designee(s) as applicable.

Secs. 27-149—27-169. - Reserved.

ARTICLE IV. – ICE CREAM TRUCKS

Sec 27-170. GENERAL PROVISIONS

Each food truck vendor license issued by the Department of Development Services specifically for ice cream trucks shall be subject to the terms and conditions set out in Section 27-125 Food Trucks unless otherwise specified herein.

Sec 27-171. ICE CREAM TRUCK OPERATIONS

Sec 27-172. Same – Place of Operation.

- A. Ice cream trucks shall be exempt from following the Permitted Locations Map. Sales from ice cream trucks shall be limited to streets that have a posted twenty-five miles per hour speed limits or less.
- B. No sales shall be made while an ice cream truck is parked within fifty feet of any intersection with any public street or streets as measured along the traveled way.
- C. No person shall stop to vend from an ice cream truck within a hundred and fifty feet of another ice cream truck that has already stopped to vend.

Sec 27-173. Same – Manner of Operation.

- A. Ice cream trucks shall be equipped with warning flashers. Warning flashes shall be in operation immediately upon the truck stopping to vend and shall cease operation as the truck begins to move after vending.
- B. A sign or signs shall be painted or affixed to the rear of each truck and shall read "CAUTION CHILDREN" in English and Spanish.
- C. Ice cream trucks shall comply with additional safety requirements as specified by the State of Connecticut
- D. No person shall back up or reverse an ice cream truck in order to make or attempt to make a sale.

Sec 27-174. Same – Hours of operation.

Sales from ice cream trucks shall be limited to the hours of 10:00 am to 7:00pm or one-half hour after sunset whichever occurs first.

Sec 27-175. Same – Noise restrictions.

- A. No person shall use, play or employ any sound, outcry, amplifier, loudspeaker, or any other instrument or device for the production of sound from an ice cream truck when the ice cream truck is stationary- stopped, standing, or parked.
- B. No person shall use, play or employ any sound, outcry, amplifier, loudspeaker, or any other instrument or device for the production of sound from an ice cream truck after 7:00 pm or one-half hour after sunset, whichever occurs first.
- C. No person shall use, play or employ any sound, outcry, amplifier, loudspeaker, or any other instrument or device for the production of sound from an ice cream truck in such a manner as to create a disturbance of the peace.
- D. The chief of police may set reasonable restrictions on the type and use of any amplifier, loudspeaker, or any other instrument or device for the production of sound employed on an ice cream truck in order to prevent a disturbance of the peace, in alignment with Hartford Municipal Code Chapter 23.

Secs. 27-176—27-196. - Reserved.

ARTICLE V. – VENDING PUSHCARTS

Sec 27-197. GENERAL PROVISIONS

Each food truck vendor license issued by the Department of Development Services specifically for vending pushcarts shall be subject to the terms and conditions set out in Section 27-125 Food Trucks unless otherwise specified herein.

Sec 27-198. HOURS OF OPERATION

Sales from vendor pushcarts shall be between the hours of 7:00am and midnight.

Sec 27-199. VENDING PUSHCART OPERATIONS

- a. Vendor pushcarts shall be permitted in the public right of way on commercial connector streets, avenues, and boulevards as defined by the Hartford Zoning Regulations.
- b. Vending carts are to be located fully within the boundaries of paved sidewalk surface and/or tree belt. On those streets where no paved sidewalk exists, carts shall be placed as to not interfere with pedestrian or vehicular traffic.
- c. Vending carts used on sidewalks can be no larger than 4'9" (four feet nine inches) high 5'8" (five feet eight inches) long and 3'6" (three feet six inches) wide. Each vending cart must be equipped with wheels.
- d. Carts must be positioned to allow an unobstructed pedestrian walkway of at least four (4) feet in width. Where a four-foot width is not possible, vending shall be prohibited.

Sec 27-200. Same – Waste Containers

- e. Each cart must be equipped with a trash container affixed to it for disposing of trash, litter, garbage and other waste connected with the vending operation. No street vendor shall leave any location without first picking up and removing all trash remaining from their sales.

Sec 27-201. Same – Sales from Pushcarts

- f. Pushcart vendors shall not stop to make a sale or attempt to sell in any intersection

in any District.

- g. Vending shall not be conducted immediately in front of the entrance or exit to any building or driveway.
- h. Pushcart vendors shall not block any mailbox, traffic signal, fire hydrant, crosswalk, handicap ramp, bus stop or loading zone.

Sec 27-202. SIGNAGE, AWNING, AND UMBRELLAS

Umbrellas and canopies associated with vending pushcarts may not exceed a height of eighty-four (84) inches from the ground. No street vendor shall use, set up or attach any device to increase the selling display capacity of the cart.

Restricted and Special Vending Areas.

- d. Food vending pushcarts shall be restricted and shall not attempt to vend within a fifty (50) foot buffer of any recreation center or school.

Secs. 27-203—27-223. - Reserved.

ARTICLE VI. – Mobile Vendor Permitted Locations Map

Sec 27-224. Same

- a. Permissible vending zones shall be identified on a map for ease of access and understanding by the public. The map shall be available on the City of Hartford website.
- b. The Hartford Parking Authority, together with the Department of Development Services and Hartford Police, may amend the locations from which vending shall be permitted under this section in the interest of the public health, safety, welfare, neighborhood quality of life and to accommodate traffic circulation.
- c. In the event that amendments are made to this map, all vendors licensed by the City of Hartford at the time of the change shall receive electronic or physically written notification.