

**ORDINANCE OF THE TOWNSHIP OF DEPTFORD, COUNTY OF GLOUCESTER,
STATE OF NEW JERSEY, PERMITTING THE USE OF FOOD TRUCKS AND/OR
FOOD CARTS**

WHEREAS, the Township of Deptford has determined that it is necessary to permit the use of food trucks and/or food carts; and

NOW, THEREFORE BE IT ORDAINED, by the Mayor and Township Council of the Township of Deptford, County of Gloucester, State of New Jersey, as follows:

ARTICLE I – DEFINITIONS

The following terms, words, or phrases shall have the following meanings:

Inspector refers to the individual assigned to the Bureau of Fire Prevention to conduct inspections.

Permit - a document which allows an individual and or a business to operate for a period.

Food Truck - any enclosed vehicle used for the purpose of, but not limited to, cooking, warming, grilling, smoking, and solid fuel burning that causes embers, or any other equipment used in the distributing of food products for consumption. Must be permitted and may be temporarily parked for a duration of 48 hours (only for permitted event).

Food Cart - any cart, wagon, trailer, or rack vehicle that is not defined in the above Food Truck, which can be moved with or without assistance of a motor, which is used for the preparation and sale of food products for consumption.

ARTICLE II – PERMITTING

- A. No person shall operate a Food Truck or Food Cart in the jurisdiction of Deptford Township for any reason without obtaining a permit from the Deptford Township Bureau of Fire Prevention.
- B. Any Food Truck or Food Cart may only be used with a Permit issued under this ordinance by the Bureau of Fire Prevention or its designee.
- C. Any Food Truck or Food Cart must be permitted under this ordinance and may be temporarily parked for a maximum duration of forty-eight (48) hours and only for the permitted event set forth in the Permit).
- D. An application for said Permit must be submitted no later than 24 hours prior to the event.

E. Payment for the Permit must also be submitted at the same time as the application.

F. A Permit will be granted for the time of the event, but no longer than 48 hours. If the Food Truck or Food Cart moves from their designated space, the permit will be void.

ARTICLE III – APPLICATION

A. The application for the food truck/cart can be found on the website Deptfordfd.org. Fees will also be found on the above website.

B. Under the application, all information must be filled out correctly.

C. All vehicle information must be completed, along with the names of the operators.

D. If any information is incorrect or not correctly filled in, the permit will be denied.

ARTICLE IV – INSPECTION PAPERWORK

The following information will be required for inspection:

A. A valid certificate from the Gloucester County Health Department.

B. A valid certificate (if applicable) of service to the on-board cooking suppression system.

ARTICLE V - INSPECTION

A Food Truck/Cart safety sheet can be found at NFPA 1 and Chapter 17 in NFPA 96. The following are, but not limited to, the requirements for food truck/cart inspection:

A. Inspection will be conducted one (1) hour prior to the event.

B. Conducting business will be prohibited until above said inspection is completed.

C. Conducting business will be prohibited within 50 feet of any structure.

D. Violation found at the time of inspection, that cannot be abated at the time of inspection, will result in the permit being revoked and, the vendor will be asked to leave the premises.

NOW, BE IT FURTHER ORDAINED, that all ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency only. If the terms of this Ordinance shall be in conflict with those of another ordinance, the provision which imposes the greater restriction or limitation shall control.

If any section, part of any section, or clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the remaining provisions of this Ordinance. The Governing Body of the Township of Deptford declares that it would have passed the Ordinance and each section and subsection thereof, irrespective of the fact that any one or more of the subsections, sentences, clauses or phrases may be declared unconstitutional or invalid.

ATTEST:

Township of Deptford

Michelle Hack

Michelle Hack, RMC, Township Clerk

Paul Medany

Paul Medany, Mayor

CERTIFICATION

The foregoing Ordinance was introduced at a Council Meeting of Township Council of the Township of Deptford held on the 10th day of June, 2024 and will be considered for final passage and adoption at a Work Session at which time any person interested therein will be given an opportunity to be heard. Said meeting to be held on the 24th day of June, 2024 at the Municipal Building, 1011 Cooper Street, Deptford, New Jersey.

Michelle Hack

Michelle Hack, RMC, Township Clerk

| RECORD OF VOTE – Introduction O.12.24 | | | | | RECORD OF VOTE – Adoption O.12.24 | | | | |
|---------------------------------------|-----|----|---------|--------|-----------------------------------|-----|----|---------|--------|
| Council Member | Yes | No | Abstain | Absent | Council Member | Yes | No | Abstain | Absent |
| Medany | ✓ | | | | Medany | ✓ | | | |
| Hufnell | ✓ | | | | Hufnell | ✓ | | | |
| Barnshaw | ✓ | | | | Barnshaw | ✓ | | | |
| Lamb | ✓ | | | | Lamb | ✓ | | | |
| Leidy | ✓ | | | | Leidy | | | | ✓ |
| Love | ✓ | | | | Love | ✓ | | | |
| Schocklin | ✓ | | | | Schocklin | | | | ✓ |