

*Rules suspended
approved
11-18-14*

ORDINANCE NO. 2014- 18

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF PHENIX CITY, ALABAMA CHAPTER 15, OFFENSES AND MISCELLANEOUS PROVISIONS, TO ADD 15C, PILOT PROGRAM FOR PUBLIC AND PRIVATE VENDING IN C-1 ZONE, PERMIT, POLICIES AND PROCEDURES.

WHEREAS, the City of Phenix City is committed to the economic growth and development of the city: and

WHEREAS, the City of Phenix City desires to establish regulations for mobile food vending within the City of Phenix City in an effort to promote the health, safety, comfort and convenience of its residents; and

WHEREAS, the intent of said regulations will be to establish reasonable rules, guidelines, fees and restrictions for mobile food vending and to encourage the sanitary, safe and convenient use of the city's public right-of-ways for mobile food vending as a pilot program; and

WHEREAS, the City of Phenix City wishes to promote the pilot program in effort to oversee, understand, and develop a more permanent, comprehensive Mobile Food Vending Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PHENIX CITY, ALABAMA AS FOLLOWS:

1. That the Code of Ordinances of the City of Phenix City, Alabama, Chapter 15, Offenses and Miscellaneous Provisions is hereby amended to include the addition of 15C, Pilot Program for Public and Private Vending, C-1 Zone, Permit, Policies and Procedures, with Exhibit A, attached hereto, and made a part hereof.

PASSED, ADOPTED and APPROVED this the 18th day of November, 2014.

Eddie N. Love

MAYOR

Jail N. Head

ATTEST:
[Signature]

CITY CLERK

MEMBERS OF THE CITY COUNCIL OF
THE CITY OF PHENIX CITY, ALABAMA

EXHIBIT A – ORDINANCE NO. 2014- 18
**ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF PHENIX CITY,
ALABAMA, CHAPTER 15, OFFENSES AND MISCELLANEOUS PROVISIONS, TO ADD
15C, PILOT PROGRAM FOR PUBLIC AND PRIVATE VENDING IN C-1 ZONE, PERMIT,
POLICIES AND PROCEDURES.**

Chapter 15C

**PILOT PROGRAM FOR PUBLIC AND PRIVATE VENDING
IN C-1 ZONE, PERMIT, POLICIES AND PROCEDURES**

SEC. 15C-1. INTRODUCTION.

- 1.1 Intent:** The purpose of this ordinance is to provide standards relative to the accessibility, appearance, and safety in regards to commercial food vending within the C-1 Zone as a Pilot Program.
- 1.2** This policy sets out guidelines for the permitting process for vending on exterior public leased space and private property within the C-1 Zone for a period of time undetermined and as needed to aide in collecting information, advice, and direction to with the intent to create City-wide vending program ordinance.

SEC. 15C-2. DEFINITIONS:

- 2.1** “Operator” means the business/individual with legal control of the property on which vending is proposed to take place. Only persons with legal authority to bind any Operator in a contract shall be authorized to grant permission to allow a Vendor by executing the required affidavit. General Managers, Shift Managers, or Tenants of Operators shall not be deemed to have such authority unless such authority is provided to them in writing from a controlling authority of Operator.
- 2.2** “City” means the City of Phenix City, Alabama.
- 2.3** “Director” means the Director of the City of Phenix City Code Enforcement Department.
- 2.4** “Petitioner” means any prospective vendor submitting an application for a vending permit.
- 2.5** “Products” means foods to be sold.
- 2.6** “Vendor” means any natural person granted a permit under this program.
- 2.7** “Mobile Food Service Unit” or referred to hereafter as “MFSU” means a trailer, pushcart, vehicle vendor or any other conveyance operating as an extension of a base of operation or a permitted food service establishment.

SEC. 15C-3. GENERAL REQUIREMENTS

- 3.1** Evidence of compliance with health and fire regulations: a certificate of inspection or compliance as required by applicable health regulations and evidence of compliance with the fire code shall be provided;
- 3.2** Only one MFSU may be permitted per parcel
- 3.3** No permit will be issued without operator approval
- 3.4** No permit will be issued without approved lease amendments if vending location is within a public leased space.
- 3.5** No portion of the MFSU shall be allowed to occupy or obstruct access to any parking stall, or parking aisle required by the Zoning Ordinance.
- 3.6** Ingress, egress, and internal circulation of vehicular traffic shall not create a hazard for traffic on an adjacent street or on the subject parcel.
- 3.7** A letter or copy of an official lease agreement from the property owner to vend on the subject parcel must be provided.
- 3.8** Vendor shall have an active approval on MFSU from State Department of Health.
- 3.9** Vendor shall have an active approval of restaurant or commissary from State Department of Health.
- 3.10** Vendor shall have an active business license with the City.
- 3.11** Vendor shall have a minimum active insurance policy of \$1,000,000/\$2,000,000 general liability and should indemnify and hold harmless the City from products, equipment or anything of the like that deals with the operation and function of the MFSU.
- 3.12** MFSU should be a Department of Transportation (DOT) approved mobile unit which is professionally manufactured for the intended purpose of mobile food vending.
- 3.13** MFSU must be returned to Health Department Approved Commissary every day to be cleaned.
- 3.14** The Petitioner must submit a site plan showing the proposed location(s) of the vending operation on the plan. The Code Enforcement Department must find that the proposed operation complies with all applicable provisions of this section, and that the proposed operation will not adversely affect the traffic accessibility, or health and public safety.
- 3.15** No Vendor shall:

- 3.15.1 Vend between the hours of 11:00 pm and 6:00 am.
- 3.15.2 Leave the vending cart unattended.
- 3.15.3 Sell food or beverages for immediate consumption unless there is a litter receptacle available for the patrons' use.
- 3.15.4 Leave any location without first removing and disposing of all trash or refuse remaining from sales made by the vendor.

SEC. 15C – 4.0. APPLICATION PROCESS

- 4.1 Prospective vendors wishing to vend as part of this program may obtain applications from the City's website (www.phenixcityal.us) or at the City of Phenix City Code Enforcement Department, located at 1119 Broad Street, Phenix City, Alabama 36867 from 8:00 am to 5:00 pm Monday through Friday, except for City Holidays.
- 4.2 Staff will be available to review applications for completion, and no application will be accepted unless deemed complete.
- 4.3 A Petitioner for a permit must submit a completed application to vend on exterior leased public property or on private property on an approved form. Petitioner shall be required to provide a copy of a valid photo I.D. at the time of submission of completed application.
- 4.4 Petitioner must be eighteen (18) years of age or older at the time of application.
- 4.5 Petitioner shall obtain a signed Affidavit from the Operator of the property, whether privately owned or leased from the City, wherein vending is proposed to take place prior to applying for a permit.
 - 4.5.1 Any permit issued under this program is subject to the rights of the Operator and in the case of property owned in fee simple by a private party, by the owner of the property approved for vending. In the event that the Operator or the owner of the property withdraws their permission to the vendor to vend on the approved property, this permit shall no longer be valid.
- 4.6 Petitioner shall acknowledge and agree in the application that they have no criminal convictions for any felony offence, any sexual offense including misdemeanors, any offense to a child including misdemeanors, and any offense requiring registration as a sexual offender.
- 4.7 In the event that a criminal conviction as stated in Section 4.6 above is discovered during a vendor's valid permit period, said vendor shall immediately lose their vending permit, as well as, forfeit any and all fees paid to the City.

- 4.8 Those petitioners submitting an application as a group shall each submit individual applications. Said applications must be submitted jointly with other prospective group members. Each petitioner submitting as a group must meet all documentation standards and requirements under this permit process.
- 4.9 Each petitioner will submit a menu of items they will be serving with a list of suppliers.
 - 4.9.1 This submittal shall include pictures of or actual products, method, and/or manor of display, representation of containers/carts and/or any other information requested. A list of prohibited items can be found under the Rules and Regulations Section.
- 4.10 No third party advertising will be allowed in any method or manner of display.
- 4.11 The City of Phenix City Code Enforcement Department shall review the completed applications for compliance with the stated requirements.

5.0 PERMIT PROCESS

- 5.1 The Code Enforcement Director shall issue the Pilot Program for Public and Private Vending (C-I Zone) Permits.
- 5.2 Each permit shall be valid only for the exterior space within the Program and shall be valid for one month from the date of issuance. Each approved vendor will not have to go through an application process to extend their permit another month, as long as everything from the initial application is still accurate and nothing has been changed.
- 5.3 Each permit shall include:
 - 5.3.1 The Permit Number as issued by the Phenix City Code Enforcement Department;
 - 5.3.2 A photo of the approved vendor;
 - 5.3.3 Approved vendor's contact information
 - 5.3.3.1 Phone Number
 - 5.3.3.2 Residence Address: Address must match permit application information;
 - 5.3.4 Identification of the approved site(s)
 - 5.3.5 Permit Validity Dates;
- 5.4 The actual permit shall be displayed prominently and professionally within the MFSU at all times by the approved petitioner, without exceptions.
- 5.5 Replacement badges are available for an additional fee of \$25.

6.0 PERMIT FEES

- 6.1** The permit fee per month is one hundred dollars (\$100) per vendor for the first approved site.
- 6.2** Each vendor is required to pay a fee of thirty-five dollars (\$35) for each additional approved site, up to three (3) sites.
- 6.3** All permit fees are subject to change with City Council approval.

7.0 RULES AND REGULATIONS

- 7.1** Each permit issued shall be for a specific vending site.
- 7.2** Prohibited Vending:
 - 7.2.1** Anything but food products, which includes but is not limited to:
 - 7.2.1.1** Sexually explicit and/or drug related paraphernalia
 - 7.2.1.2** No obscene material
 - 7.2.1.3** Real estate transactions and vacation packages, including but not limited to: time shares, rentals, and vacations clubs or other similar arrangements.
 - 7.2.1.4** Marketing and advertising activities, included but not limited to: soliciting for memberships or credit card applications
 - 7.2.1.5** Tickets for events
 - 7.2.1.6** Other services or products not approved by the City prior to issuance of the Program Permit.
- 7.3** Vendors must cover items from public view while transporting said items to and from the vending site.
- 7.4** All transactions, including display, sales, queuing, seating, etc. and any interactions with customers or potential customers, shall occur completely within the approved public leased space or approved private property.
- 7.5** No vending is permitted in, on, or to the public right of way/pathway/sidewalk, or in such a manner as to impede pedestrian traffic along the right of way/pathway/sidewalk.
- 7.6** Vendors shall be allowed to utilize appropriate and approved methods of display for items they are vending, such as a carrying case, basket, or bucket. Signage should be professional in nature and not homemade. Any vendor desiring to utilize such material will require the pre-approval of the Phenix City Code Enforcement Department.

- 7.7 The City of Phenix City shall not be responsible for any theft, damages or destruction of goods and/or property of vendor booth during the term of the vending permit.
- 7.8 Vendors must adhere to all sound restrictions, solicitation, queuing, and hawking laws and regulations of the City of Phenix City.
- 7.9 Vendor shall pay, on or before their respective due dates to the appropriate collecting authority, all Federal, State and local taxes and fees which are now or may hereafter be levied upon the Vendor, or upon the business conducted on the designated public space, or upon any of Vendor's property used in connection therewith; and shall maintain in current status all Federal, State and local licenses and permits required for the operation of the business conducted by Vendor. Failure to comply with the foregoing provisions shall constitute grounds for termination of the City Vending Permit by the City.
- 7.10 Any violation of these policies and procedures may result in issuance of a criminal citation or an administrative statement of violation issued by the Director or the designee.
- 7.10.1 The issuance of three citations to a vendor shall result in the immediate loss of the vending permit and preclude re-application two years from the date of conviction and/or completion of deferred adjudication, as well as forfeiture of any and all fees paid to the City. Administrative revocation of the Permit may be appealed to the City Manager's Designee.
- 7.10.2 An administrative statement of violation issued by the Director of the Code Enforcement Department or the designee will be treated the same as a criminal citation for purposes of Administrative revocation of the permit.

The Citizen

OF EAST ALABAMA

P.O. Box 1267
 Phenix City, AL 36868
 Phone 334-664-0145
 Fax 334-664-0154

Invoice

Date	Invoice #
11/27/2014	16539

Bill To:

CITY OF PHENIX CITY
 ATTN: CITY CLERK
 601 12TH ST.
 PHENIX CITY, AL 36867

**Please send your payments to:
 The Citizen of East Alabama,
 PO BOX 1267, Phenix City, AL
 36868. Thank you.**

Due Date	Rep
12/31/2014	HOU

PLEASE REFERENCE INVOICE NUMBER ON YOUR CHECK

Item	Description	Run Date	Word Count	Tier	Rate	Amount
Legal	PC6026 P.N. ORDINANCE NO. 2014-18	11/27/2014	2155	22	15.00	330.00

State of Alabama
 Russell County

Before me, a notary public in and for the county and state above listed, personally appeared Cynthia Blanco, who, by me duly sworn, deposes and says that:

"My name is Cynthia Blanco. I am the legals clerk of The Citizen of East Alabama.

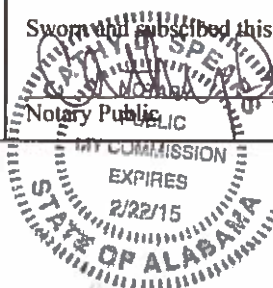
The Citizen of East Alabama published the attached legal notice(s) in the issue(s) of: dates listed above. The sum charged for publication was the amount listed above. The sum charged by The Citizen of East Alabama for said publication does not exceed the lowest classified rate paid by commercial customers for an advertisement of similar size and frequency in the same newspaper(s) in which the public notice(s) appeared.

There are no agreements between The Citizen of East Alabama and the officer or attorney charged with the duty of placing the attached legal advertising notices whereby any advantage, gain or profit accrued to said officer or attorney."

[Signature]
 AFFIANT

Sworn and subscribed this 28 day of Nov, 2014.

[Signature]
 Notary Public
 My Commission Expires Feb. 22, 2015



Total	\$330.00
Payments/Credits	\$0.00
Balance Due	\$330.00

ORDINANCE NO. 2014-18
 AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF PHENIX CITY ALABAMA CHAPTER 15, OFFENSES AND MISCELLANEOUS PROVISIONS, TO ADD 15C, PILOT PROGRAM FOR PUBLIC AND PRIVATE VENDING IN C-1 ZONE, PERMIT, POLICIES AND PROCEDURES. WHEREAS, the City of Phenix City is committed to the economic growth and development of the city; and
 WHEREAS, the City of Phenix City desires to establish regulations for mobile food vending within the City of Phenix City in an effort to promote the health, safety, comfort and convenience of its residents; and
 WHEREAS, the interest of said regulations will be to establish reasonable rules, guidelines, fees and restrictions for mobile food vending and to encourage the sanitary, safe and convenient use of the city's public right-of-ways for mobile food vending as a pilot program; and
 WHEREAS, the City of Phenix City wishes to promote the pilot program in effort to oversee, understand, and develop a more permanent, comprehensive Mobile Food Vending Ordinance.
 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PHENIX CITY, ALABAMA AS FOLLOWS:
 1. That the Code of Ordinances of the City of Phenix City, Alabama, Chapter 15, Offenses and Miscellaneous Provisions is hereby amended to include the addition of 15C, Pilot Program for Public and Private Vending, C-1 Zone, Permit, Policies and Procedures, with Exhibit A, attached hereto, and made a part hereof.
 PASSED, APPROVED AND ADOPTED this 18th day of November, 2014.
 /s/ Eddie N. Lowe
 MAYOR
 /s/ Jim Cannon
 /s/ Gañ N. Head
 MEMBERS OF THE CITY COUNCIL OF THE CITY OF PHENIX CITY, ALABAMA
 ATTEST:
 /s/ Charlotte L. Sierra
 CITY CLERK
 EXHIBIT A -- ORDINANCE NO. 2014-18
 ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF PHENIX CITY, ALABAMA, CHAPTER 15, OFFENSES AND MISCELLANEOUS PROVISIONS, TO ADD 15C, PILOT PROGRAM FOR PUBLIC AND PRIVATE VENDING IN C-1 ZONE, PERMIT, POLICIES AND PROCEDURES.
 Chapter 15C
 PILOT PROGRAM FOR PUBLIC AND PRIVATE VENDING IN C-1 ZONE, PERMIT, POLICIES AND PROCEDURES
 SEC. 15C-1. INTRODUCTION.
 1.1 Intent: The purpose of this ordinance is to provide standards relative to the accessibility, appearance, and safety in regards to commercial food vending within the C-1 Zone as a Pilot Program.
 1.2 This policy sets out guidelines for the permitting process for vending on exterior public leased space and private property within the C-1 Zone for a period of time undetermined and as needed to aide in collecting information, advice, and direction to with the intent to create City-wide vending program ordinance.
 SEC. 15C-2. DEFINITIONS:
 2.1 "Operator" means the business/individual with legal control of the property on which vending is proposed to take place. Only persons with legal authority to bind any Operator in a contract shall be authorized to grant permission to allow a Vendor to be executing the required affidavit. General Managers, Shift Managers, or Tenants of Operators shall not be deemed to have such

authority unless such authority is provided to them in writing from a controlling authority of Operator.
 2.2 "City" means the City of Phenix City, Alabama.
 2.3 "Director" means the Director of the City of Phenix City Code Enforcement Department.
 2.4 "Petitioner" means any prospective vendor submitting an application for a vending permit.
 2.5 "Products" means foods to be sold.
 2.6 "Vendor" means any natural person granted a permit under this program.
 2.7 "Mobile Food Service Unit" or referred to hereinafter as "MFSU" means a trailer, pushcart, vehicle vendor or any other conveyance operating as an extension of a base of operation or a permitted food service establishment.
 SEC. 15C-3. GENERAL REQUIREMENTS
 3.1 Evidence of compliance with health and fire regulations: a certificate of inspection or compliance as required by applicable health regulations and evidence of compliance with the fire code shall be provided.
 3.2 Only one MFSU may be permitted per parcel.
 3.3 No permit will be issued without operator approval.
 3.4 No permit will be issued without approved lease amendments if vending location is within a public leased space.
 3.5 No portion of the MFSU shall be allowed to occupy or obstruct access to any parking stall, or parking aisle required by the Zoning Ordinance.
 3.6 Ingress, egress, and internal circulation of vehicular traffic shall not create a hazard for traffic on an adjacent street or on the subject parcel.
 3.7 A letter or copy of an official lease agreement from the property owner to vend on the subject parcel must be provided.
 3.8 Vendor shall have an active approval on MFSU from State Department of Health.
 3.9 Vendor shall have an active approval of restaurant or commissary from State Department of Health.
 3.10 Vendor shall have an active business license with the City.
 3.11 Vendor shall have a minimum active insurance policy of \$1,000,000/\$2,000,000 general liability and should indemnify and hold harmless the City from products, equipment or anything of the like that deals with the operation and function of the MFSU.
 3.12 MFSU should be a Department of Transportation (DOT) approved mobile unit which is professionally manufactured for the intended purpose of mobile food vending.
 3.13 MFSU must be returned to Health Department Approved Commissary every day to be cleaned.
 3.14 The Petitioner must submit a site plan showing the proposed location(s) of the vending operation on the plan. The Code Enforcement Department must find that the proposed operation complies with all applicable provisions of this section, and that the proposed operation will not adversely affect the traffic accessibility, or health and public safety.
 3.15 No Vendor shall:
 3.15.1 Vend between the hours of 11:00 pm and 6:00 am.
 3.15.2 Leave the vending cart unattended.
 3.15.3 Sell food or beverages for immediate consumption unless there is a litter receptacle available for the patrons' use.
 3.15.4 Leave any location without first removing and disposing of all trash or refuse remaining from sales made by the vendor.
 SEC. 15C - 4.0. APPLICATION PROCESS
 4.1 Prospective vendors wishing to vend as part of this program may obtain applications from the City's website (www.phenixcityal.us) or at the City of Phenix City

Code Enforcement Department, located at 1119 Broad Street, Phenix City, Alabama 36867 from 8:00 am to 5:00 pm Monday through Friday, except for City Holidays.
 4.2 Staff will be available to review applications for completion, and no application will be accepted unless deemed complete.
 4.3A Petitioner for a permit must submit a completed application to vend on exterior leased public property or on private property on an approved form. Petitioner shall be required to provide a copy of a valid photo I.D. at the time of submission of completed application.
 4.4 Petitioner must be eighteen (18) years of age or older at the time of application.
 4.5 Petitioner shall obtain a signed Affidavit from the Operator of the property, whether privately owned or leased from the City, wherein vending is proposed to take place prior to applying for a permit.
 4.5.1 Any permit issued under this program is subject to the rights of the Operator and in the case of property owned in fee simple by a private party, by the owner of the property approved for vending, in the event that the Operator or the owner of the property withdraws their permission to the vendor to vend on the approved property, this permit shall no longer be valid.
 4.6 Petitioner shall acknowledge and agree in the application that they have no criminal convictions for any felony offense, any sexual offense including misdemeanors, any offense to a child including misdemeanors, and any offense requiring registration as a sexual offender.
 4.7 In the event that a criminal conviction as stated in Section 4.6 above is discovered during a vendor's valid permit period, said vendor shall immediately lose their vending permit, as well as, forfeit any and all fees paid to the City.
 4.8 Those petitioners submitting an application as a group shall each submit individual applications. Said applications must be submitted jointly with other prospective group members. Each petitioner submitting as a group must meet all documentation standards and requirements under this permit process.
 4.9 Each petitioner will submit a menu of items they will be serving with a list of suppliers.
 4.9.1 This submittal shall include pictures of or actual products, method, and/or manner of display, representation of containers/carts and/or any other information requested. A list of prohibited items can be found under the Rules and Regulations Section.
 4.10 No third party advertising will be allowed in any method or manner of display.
 4.11 The City of Phenix City Code Enforcement Department shall review the completed applications for compliance with the stated requirements.
 5.0 PERMIT PROCESS
 5.1 The Code Enforcement Director shall issue the Pilot Program for Public and Private Vending (C-1 Zone) Permits.
 5.2 Each permit shall be valid only for the exterior space within the Program and shall be valid for one month from the date of issuance. Each approved vendor will not have to go through an application process to extend their permit another month, as long as everything from the initial application is still accurate and nothing has been changed.
 5.3 Each permit shall include:
 5.3.1 The Permit Number as issued by the Phenix City Code Enforcement Department;
 5.3.2A photo of the approved vendor;
 5.3.3 Approved vendor's contact infor-

mation
 5.3.3.1 Phone Number
 5.3.3.2 Residence Address: Address must match permit application information;
 5.3.4 Identification of the approved site(s)
 5.3.5 Permit Validity Dates;
 5.4 The actual permit shall be displayed prominently and professionally within the MFSU at all times by the approved petitioner, without exceptions.
 5.5 Replacement badges are available for an additional fee of \$25.
 6.0 PERMIT FEES
 6.1 The permit fee per month is one hundred dollars (\$100) per vendor for the first approved site.
 6.2 Each vendor is required to pay a fee of thirty-five dollars (\$35) for each additional approved site, up to three (3) sites.
 6.3 All permit fees are subject to change with City Council approval.
 7.0 RULES AND REGULATIONS
 7.1 Each permit issued shall be for a specific vending site.
 7.2 Prohibited Vending:
 7.2.1 Anything but food products, which includes but is not limited to:
 7.2.1.1 Sexually explicit and/or drug related paraphernalia
 7.2.1.2 No obscene material
 7.2.1.3 Real estate transactions and vacation packages, including but not limited to: time shares, rentals, and vacations clubs or other similar arrangements.
 7.2.1.4 Marketing and advertising activities, included but not limited to: soliciting for memberships or credit card applications
 7.2.1.5 Tickets for events
 7.2.1.6 Other services or products not approved by the City prior to issuance of the Program Permit.
 7.3 Vendors must cover items from public view while transporting said items to and from the vending site.
 7.4 All transactions, including display, sales, queuing, seating, etc. and any interactions with customers or potential customers, shall occur completely within the approved public leased space or approved private property.
 7.5 No vending is permitted in, on, or to the public right of way/ pathway/sidewalk, or in such a manner as to impede pedestrian traffic along the right of way/pathway/sidewalk.
 7.6 Vendors shall be allowed to utilize appropriate and approved methods of display for items they are vending, such as a carrying case, basket, or bucket. Signage should be professional in nature and not homemade. Any vendor desiring to utilize such material will require the pre-approval of the Phenix City Code Enforcement Department.
 7.7 The City of Phenix City shall not be responsible for any theft, damages or destruction of goods and/or property of vendor booth during the term of the vending permit.
 7.8 Vendors must adhere to all sound restrictions, solicitation, queuing, and hawking laws and regulations of the City of Phenix City.
 7.9 Vendor shall pay, on or before their respective due dates to the appropriate collecting authority, all Federal, State and local taxes and fees which are now or may hereafter be levied upon the Vendor, or upon the business conducted on the designated public space, or upon any of Vendor's property used in connection therewith; and shall maintain in current status all Federal, State and local licenses and permits required for the operation of the business conducted by Vendor. Failure to comply with the foregoing provisions shall constitute grounds for termination of the City Vending Permit by the City.
 7.10 Any violation of these policies and procedures may result in issuance of a criminal citation

or an administrative statement of violation issued by the Director or the designee.
 7.10.1 The issuance of three citations to a vendor shall result in the immediate loss of the vending permit and preclude re-application two years from the date of conviction and/or completion of deferred adjudication, as well as forfeiture of any and all fees paid to the City. Administrative revocation of the Permit may be appealed to the City Manager's Designee.
 7.10.2 An administrative statement of violation issued by the Director of the Code Enforcement Department or the designee will be treated the same as a criminal citation for purposes of Administrative revocation of the permit.
 (11/27)