

Town of Vernon
Mobile Food Preparation Vehicle
Permit Application

Section 319 of the 2020 Fire Code of New York State (FCNYS), which became effective on May 12, 2020, establishes provisions for *new* and *existing* mobile food preparation vehicles (MFPV) also known as “food trucks.”

Section 319 requires that all MFPV owner/operators obtain an Operating Permit as set forth in Section 105.6 of the FCNYS prior to operating a MFPV within the Town of Vernon.

Vehicles that do not contain cooking equipment that produce smoke or grease-laden vapors are not subject to the requirements of Section 319, however all owner/operators are required to submit an application for review prior to operation.

The application for an Operating Permit for a mobile food preparation vehicle is attached. Please answer every question and submit the completed application, including any supporting documents or other proof of verification that is acceptable to this authority having jurisdiction (AHJ), that will be required to verify conformance with Section 319. Incomplete applications will be denied and returned.

The following applies to ALL MFPVs:

- Verification of a valid Oneida County Health Department Permit
- Verification of a valid New York State Sales Tax Certificate
- If the MFPV was legally existing prior to May 12, 2020, proof of such must be provided with your application. This can include a record of a NYS or County Health permit or report, permits from other AHJs or other documentation that is acceptable to this AHJ.
- If there is a kitchen exhaust hood or a kitchen suppression system in the MFPV, please provide verification that the equipment has been maintained and inspected in accordance with the provisions of the FCNYS
- Identify the type and size of fire extinguishers that are present. A class K Fire extinguisher is required in any MFPV containing any cooking equipment that involves solid fuels or vegetable or animal oils and fats.
- Proper provisions for cooking oil storage containers.
- Verification that the LP-gas containers and the fuel gas system have been inspected within the past year.
- As applicable, an LP-Gas or methane detector shall be required.
- Maintenance of systems within the MFPV shall comply with Section 319.10 of the FCNYS

MFPVs placed in service May 12, 2020, or later, or any MFPV for which the verification of such cannot be provided shall:

- Comply with all the above.
- Have a kitchen exhaust hood installed in accordance with Section 607 of the FCNYS.
- Have a kitchen fire extinguishing system installed in accordance with Section 904.12 of the FCNYS for the protection of cooking equipment.

As the holder of an operating permit for a Mobile Food Preparation Vehicle, you are responsible for operating that MFPV in accordance with provisions of the Fire Code of New York State, the Town of Vernon Zoning Law and any other applicable laws or regulations. Non-compliance may result in the operating permit being suspended until all violations have been corrected or revoked if violations are not corrected.

By making an application for an Operating Permit for a MFPV, I am giving my consent for the Town of Vernon Code Enforcement Office to access my MFPV, at any time it is being operated within the Town of Vernon, for the purpose of inspection to confirm compliance with the applicable provisions of the Operating Permit and with Section 319 of the FCNYS. Failure to allow the Town of Vernon access to the MFPV for inspection will result in an immediate suspension of the Operating Permit.

The issuance of an Operating Permit for a Mobile Food Preparation Vehicle does not grant the holder permission to operate the MFPV on public or private property without first obtaining permission from the owner.

It is the owner's responsibility to obtain an Operating Permit prior to operating a mobile food preparation vehicle within the Town of Vernon.

Operating Permits expire annually on December 31st. It is the permit holder's responsibility to renew the application annually.

All MFPV owner/operators are required to submit a Mobile Food Preparation Vehicle Permit Application to the Town of Vernon Code Enforcement Office for review.

If it is determined that an operating permit is required, a \$25.00 permit fee shall be required prior to the permit being issued. The permit shall be displayed while operating within the Town of Vernon.

If it is determined that an operating permit is not required, an operating certificate will be issued, at no fee, indicating that there shall be no cooking allowed.

Operating permits can be revoked by the Code Enforcement Office at any time for non-compliance with the requirements of the Fire Code of New York State or the Town of Vernon Zoning Law.

Operation of a mobile food preparation vehicle within the Town of Vernon without an operating permit is punishable by a fine of up to \$1000 per day, or part of day that the violation exists, up to one year imprisonment or both.

Town of Vernon
Code Enforcement Office
4305 Peterboro Road
PO Box 643
Vernon, NY 13476
315-829-2434
townofvernoncodes@gmail.com

**Operating Permit Application For
Mobile Food Preparation Vehicle**



Name of Business: _____
Owner's Name: _____
Address: _____
City: _____
State: _____ Zip Code _____
Telephone: _____
Email: _____
Vehicle Year: _____ Make: _____
License Plate#: _____

Date: _____

Approved _____	Denied _____
Date _____	
By _____	
SUP# _____	
Cooking _____	No cooking _____
Official Use	

Set-up Location: _____

Is there a copy of a valid permit issued by the Oneida County Health Department **and** a valid New York State sale tax certificate included with this application.

Yes _____ No _____

Was the MFPV in service prior to May 12, 2020? (Acceptable proof includes a record of NYS or County Health Department approvals, permits from other AHJ's or other documentation that is determined to be acceptable to this AHJ)

Yes _____ No _____

Does the MFPV contain cooking equipment that produces smoke or grease laden vapors? (deep fryer, griddles, wood fire etc.)

Type of fuel used for cooking: _____ Yes _____ No _____

Does the MFPV contain a kitchen exhaust hood?

Yes _____ No _____

Does the NFPV contain a kitchen suppression system?

Yes _____ No _____

Type and size of fire extinguisher(s) present: _____

Note: Cooking equipment using solid fuels or vegetable or animal oils and fats require a class K fire extinguisher.

Have all fire protection systems and devices been inspected and maintained in accordance with Section 906.1 of the Fire Code of New York State?

Yes _____ No _____

If cooking equipment is supplied with LP-gas or CNG, has the appropriate alarm been installed in the MFPV?

Yes _____ No _____ N/A _____

Has proof that of the required annual inspection of the LP-gas containers and the fuel-gas system been provided?

Yes _____ No _____ N/A _____

I hereby confirm that all information provided on this application is true and accurate and that the operation of the Mobile Food Preparation Vehicle for which this application is intended will conform with the provisions of the Fire Code of the State of New York and any other applicable state or local laws, codes or regulations that may apply. I understand that this permit may be revoked for any non-conformance of the applicable laws, codes or regulations. This permit does not grant holder permission to operate on public or private property without the owner's consent. I hereby authorize the Town of Vernon Code Enforcement office entry into my MFPV for the purpose of performing inspections to verify the MPFV is being operated in conformance with the conditions of this permit at any time that the MFPV is being operated within the Town of Vernon. **Operating Permits for Mobile Food Preparation Vehicles expire on December 31st each year. I understand that it is the owner's responsibility to renew the permit annually before operation.** Any violations, including any false statements made on this application, may result in the suspension and/or revocation of the operating permit and/or an appearance ticket(s) being issued.

Signature: _____

Date: _____