



CITY OF DULUTH, MINNESOTA

PEDDLERS, MOBILE FOOD CARTS, MOBILE FOOD VEHICLES OR SIMILAR ACTIVITIES

General Peddler Information

- ❖ There is a "Peddlers" license for a person/business that "goes from place to place, with a product for sale." Those taking orders for a later delivery, non-profits and those who DO NOT go from place to place are NOT REQUIRED to secure this license, but some still choose to secure the peddlers license. In addition, depending on the particular type of product, there might be an additional license required, for example, for fireworks contact the Duluth Fire Department, for food contact the MN Department of Health. Also, depending on the product, it might be subject to city of Duluth Sales Tax.
- ❖ Restrictions:
 - You CANNOT be on private property without their permission.
 - You CANNOT be on the Corps of Engineers' property adjacent to the Aerial Lift Bridge.
 - If on public streets or sidewalks you CANNOT interfere with either vehicular or pedestrian traffic, that is, you CANNOT be set-up in one location and "plug" the meter by going beyond the maximum time limit allowed, you must continue to move from place to place. (Note: The whole bricked area in Canal Park, boarded by Canal Park Drive, Buchanan Street and Lake Avenue is a public area, and you CANNOT be set-up, you must keep moving.)
 - You CANNOT peddle in any skywalk or public park and trail.
- ❖ If there is an approved special event or park permit for an area (i.e. Sidewalk Days, Grandma's Marathon, Bayfront, etc.) a person/business interested in selling items must get permission from the holder of the approved special event permit to sell in the special events permit area.



Mobile Food Carts/Mobile Food Vehicles in Duluth Parks

- ❖ The Duluth Parks and Recreation Office allows licensed mobile food cart and mobile food vehicles to operate in designated parking lot areas within the park system. If you are not a licensed operator, you must first obtain the necessary Mobile Food Cart/Mobile Food Vehicle License from both the city of Duluth and the Minnesota Department of Health. Operators are prohibited from using utilities from park and

public property and right-of-ways. Any roads or trail entrances within a park cannot be blocked. The locations listed below are the only locations within the Duluth Park System where mobile food carts and mobile food vehicles are allowed.

- Chambers Grove Park
 - Trailhead Parking Lot for Western Waterfront Trail
 - Fairmont Park – see *Special Instructions* below
 - Memorial Park
 - Lincoln Park
 - Wade Stadium
 - Wheeler Athletic Complex - see *Special Instructions* below
 - Enger Park
 - Bayfront Festival Park – see *Special Instructions* below
 - Park Point Recreation Area - see *Special Instructions* below
 - Rose Garden Parking Lot
 - Chester Park
 - Hartley Park – see *Special Instructions* below
 - Hawk Ridge - see *Special Instructions* below
 - Lester Park
 - Brighton Beach Park
 - Soccer Complex at Arlington Avenue – see *Special Instructions* below
 - Athletic Fields Complex at Jean Duluth Road – see *Special Instructions* below
- ❖ When a park does have a permitted event in the park, mobile food carts are only allowed within the park with the permission of the permitted event licensee. Mobile food vehicles are not allowed and neither type of vendor is allowed in the park's parking lot.

Special Instructions

The following locations have city-sponsored concession areas or partner-sponsored activities. Mobile food carts and mobile food vehicles are not permitted at these locations when the concession areas are open. If the concession areas are closed, then food carts and vehicles are permitted. Operators must contact City partners in advance to determine if the parking lot will already be used for one of their events.

- Fairmont Park
 - Parking area is adjacent to the Zoo, a City partner. The Zoo uses this parking lot for their events and school field trip days.
- Wheeler Athletic Complex
 - Concession area is usually open on league nights, Monday – Thursday from 6:00 p.m. to 10:00 p.m. and on weekends when there are tournaments

- Park Point Recreation Area
 - Concession area is usually open from June 1 – September 1; 7 days per week from 10:00 a.m. to 4:00 p.m.
 - Hartley Park
 - Parking area is adjacent to the Hartley Nature Center, a City partner, and used by them during their programming and special events.
 - Hawk Ridge
 - Concession area is usually open from August 1 – October 31
 - Soccer Complex at Arlington Avenue
 - Parking area is used exclusively by the Arrowhead Youth Soccer Association (AYSA) and is often full when there are games. The gate at Arlington Avenue is closed when there are no games.
 - Athletic Fields Complex at Jean Duluth Road
 - Concession area is usually open on game nights, Monday – Thursday from 5:00 p.m. to 10:00 p.m. and on weekends when there are tournaments
 - Parking area is used exclusively by AYSA and the Duluth Eastern Little League and is often full when there are games.
 - Bayfront Festival Park is considered to be private property (not park property) for the purposes of peddler, mobile food cart and mobile food vehicle licenses. The property is operated by the DECC (through a management agreement with the City of Duluth). Events at Bayfront Festival Park arrange for their own vendors. You will need to contact the event promoter directly if you wish to have a food cart or food vehicle at the park during an event. A listing of these events can be found at: **bayfrontfestivalpark.com** - click on the current year's events on the top menu.
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- ❖ Mobile food carts and mobile food vehicles may not travel or operate on the Lakewalk, Baywalk, Cross City Trail, or any other paved City trail at any time.
 - ❖ The vendor will have to observe the users in the park to determine if a permitted event is occurring. Most events have a staging area with tents, equipment, etc. and large numbers of people, so the vendor should be able to easily identify an event. "Permitted Event" is defined as both special events (concerts, movies, walks/races, etc.) and weddings. This would not include simple picnic permits.
 - ❖ There will not be reservations for a food cart or vehicle to use a park. It will be on a first-come basis. Operators will have to be self-regulating.
 - ❖ Operators are responsible for cleanup and trash removal generated from their operation in the immediate area. Operators must provide waste containers for customer use and for their removal. Operators must provide for recycling if any items sold can be recycled (such as plastic bottle and can beverages).
 - ❖ Glass bottles are not allowed in parks by Section 35-8(i) of the City Code.

- ❖ Mobile food carts or mobile food vehicles must park in a parking lot and must not impede normal traffic flow.
- ❖ Mobile food carts and mobile food vehicles may not park on the grass or pathways.
- ❖ Mobile food carts and mobile food vehicles must park 400 feet away from a permitted event if they do not have permission to be a part of the event.
- ❖ Mobile food carts and mobile food vehicles must park 200 feet away from a restaurant.
 - *Example:* Valentini’s Restaurant is near the parking lot for the Rose Garden. A vendor could park in the parking lot, but only if 200 feet away from Valentini’s.
- ❖ In parking lots that charge for parking, each mobile food cart or mobile food vehicle operator must pay for the number of stalls and for the time the cart or vehicle occupies the parking spaces.
- ❖ Operators are only allowed in the parking lots during park open hours of 6:00 a.m. to 10:00 p.m.
- ❖ Mobile food cart or mobile food vehicle operators will be assessed for all damages or extra trash cleanup within the park generated by their operation.
- ❖ Mobile food carts or mobile food vehicles found operating without a license or in areas not designated in the list above will be subject to a citation, license suspension or revocation.
- ❖ The Parks and Recreation Office guidelines/rules will be reviewed annually and, if necessary, revised before new licenses are issued.



Contact Information:

City Clerk	730-5500	City Parks & Recreation	730-4300
City Sales Tax	730-5350	City Licensing Officer	730-5421
City Fire Department	730-4380	MN Department of Health	723-4642