

## Sidewalk vendors can now operate with proper approvals effective January 1, 2019

### What is a sidewalk vendor?

A person who sells food from a stand, display, showcase, rack, approved transport (pedal-driven cart, pushcart, or wagon), or other non-motorized transport, or from one's person, upon a public sidewalk or other pedestrian path. Sidewalk vendors fit under two categories:

- **Stationary Vendor:** Selling food in a fixed location without assistance from a transport.
- **Roaming Vendor:** Selling food while moving from place to place whether by foot or approved transport.

### Where can a sidewalk vendor operate?

A sidewalk vendor may operate anywhere other than the following locations:

- Near a certified farmer's market, swap meet, or area with a temporary special permit.
- A residential zone if permitted as a stationary vendor.
- A park or public right-of-way, if operation becomes a concern for the objective health, safety, and welfare of others.
- A park, if the operation unreasonably interferes with public's use and enjoyment, or unreasonably interferes with the scenic and natural character of the park.
- A park where the operator of the park retains exclusive rights to the sale of food.

Sidewalk vendors should contact local city and county land use departments for additional requirements.

### Where can a sidewalk vendor obtain food intended for sale?

All food and drinks must come from an approved source or from a facility permitted with Environmental Health Services (EHS).

### What are the requirements for sidewalk vendors who sell food?

Sidewalk vendors are required to abide by the Health and Safety Code, commencing with §113700.

#### Stationary or Roaming Vendors on Foot

- Must have a valid health permit from San Bernardino County
- **May sell:**
  - Prepackaged foods NOT requiring refrigeration
  - Prepackaged frozen foods
  - Whole uncut fruit or vegetables
- **May NOT sell:**
  - Food prepared onsite (e.g. tacos, cut fruit)
  - Food requiring refrigeration
  - Unpackaged and/or opened food

#### Roaming Vendor Using an Approved Transport

- Must have a valid health permit from EHS
- May be subject to a plan check from EHS (contact EHS to find out more)
- Must meet all Mobile Food Facility regulations as outlined in the California Retail Food Code, §114294-114327

For more information, call EHS at (800) 442-2283

Review the California Retail Food Code at:  
[wp.sbcounty.gov/dph/programs/ehs/food-facilities](http://wp.sbcounty.gov/dph/programs/ehs/food-facilities)

Review Senate Bill 946 at:  
[www.leginfo.legislature.ca.gov](http://www.leginfo.legislature.ca.gov)

