

**COUNTY COUNCIL OF PRINCE GEORGE'S COUNTY, MARYLAND**  
**2015 Legislative Session**

Bill No. CB-17-2015

Chapter No. 37

Proposed and Presented by Council Members Glaros, Lehman and Toles

Introduced by Council Members Glaros, Lehman and Toles

Co-Sponsors \_\_\_\_\_

Date of Introduction July 21, 2015

**BILL**

1 AN ACT concerning

2 Food Service Facilities-Mobile Units-Food Truck Hubs

3 For the purpose of clarifying fixed locations for food service facilities for temporary periods and  
4 providing certain limited exemptions to County licensing and health requirements for Food  
5 Truck Hubs in order to encourage economic development, increase public access to healthy food  
6 options, minimize or eliminate food deserts in underserved areas of the County, and promote  
7 innovative entrepreneurship and revitalization in furtherance of the public safety, health, and  
8 welfare of the citizens and residents of Prince George's County

9 BY repealing and reenacting with amendments:

10 SUBTITLE 12. HEALTH.

11 Sections 12-104 and 12-115

12 The Prince George's County Code

13 (2011 Edition, 2014 Supplement).

14 SECTION 1. BE IT ENACTED by the County Council of Prince George's County,  
15 Maryland, that Sections 12-104 and 12-115 of the Prince George's County Code be and the same  
16 is hereby repealed and reenacted with the following amendments:

17 SUBTITLE 12. HEALTH.

18 DIVISION 2. FOOD SERVICE FACILITIES.

19 SUBDIVISION 2. COUNTY ADDITIONS, INSERTIONS, AND CHANGES TO THE  
20 STATE REGULATIONS.

**Sec. 12-104. Definitions.**

(a) In addition to the definition of terms contained in the State regulations adopted by reference in this Division, the following definitions and terminology shall apply and are applicable to such provisions adopted by reference:

\* \* \* \* \*

(13) **Operating from a fixed location for a temporary period** shall mean operating a food service facility for not more than five (5) days at a fixed location for an event such as a carnival, circus, fair, or similar temporary event. The five (5) day period of time is subject to variance at the discretion of the Health Officer. However, operating a food service facility or a special food service facility intermittently at one (1) location and operating mobile units as a food service facility or special food service facility relocating at different sites shall not be construed as operating for a temporary period.

**SUBTITLE 12. HEALTH.**

**DIVISION 2. FOOD SERVICE FACILITIES.**

**SUBDIVISION 3. PERMITS AND INSPECTIONS.**

**Sec. 12-115. Special Food Service Facilities - Mobile Units.**

(a) The following provisions shall apply to Class I, III, and IV special food service facilities:

\* \* \* \* \*

(2) Food handling; storage; source.

\* \* \* \* \*

(E) Public vending of food from manually propelled mobile units is prohibited on public rights of way in Prince George’s County and on private property except for mobile units that are authorized as participants of a designated Food Truck Hub as defined by Section 5-189.01 or as permitted at a stadium, amusement park, in conjunction with a carnival, festival, fair or similar event which has been issued a Temporary Use Permit (UTZ) from the Department of Permitting, Inspections, and Enforcement. This section shall not apply to a permittee or licensee operating within a mixed use venue whose core uses include the merchandising of retail, food, beverages and entertainment provided the permittee or licensee has the permission of the property management association.

1 SECTION 2. BE IT FURTHER ENACTED that this Act shall take effect on forty-five (45)  
2 calendar days after it becomes law.

Adopted this 6th day of October, 2015.

COUNTY COUNCIL OF PRINCE  
GEORGE'S COUNTY, MARYLAND

BY: \_\_\_\_\_  
Mel Franklin  
Chairman

ATTEST:

\_\_\_\_\_  
Redis C. Floyd  
Clerk of the Council

APPROVED:

DATE: \_\_\_\_\_ BY: \_\_\_\_\_  
Rushern L. Baker, III  
County Executive

KEY:  
Underscoring indicates language added to existing law.  
[Brackets] indicate language deleted from existing law.  
Asterisks \*\*\* indicate intervening existing Code provisions that remain unchanged.