



# City of Tigard

## Mobile Food Carts on Private Property

This handout describes where mobile food carts are allowed on **private property** in Tigard based on current city policy. Food carts on public property (e.g. sidewalks, streets, parks, etc.) are subject to different rules. Contact Dylan Bemis, Economic Development Coordinator, at [DylanB@tigard-or.gov](mailto:DylanB@tigard-or.gov) 503-718-2560 for assistance with operating a food cart on public property.

### FOOD CART DESIGN

A mobile food cart must meet the Oregon Revised Statute definition for a **trailer** or **vehicle**.<sup>1</sup> A cart meets one of these definitions if it is designed and licensed to be driven under its own power or pulled by another vehicle on a public road. The following design requirements also apply:

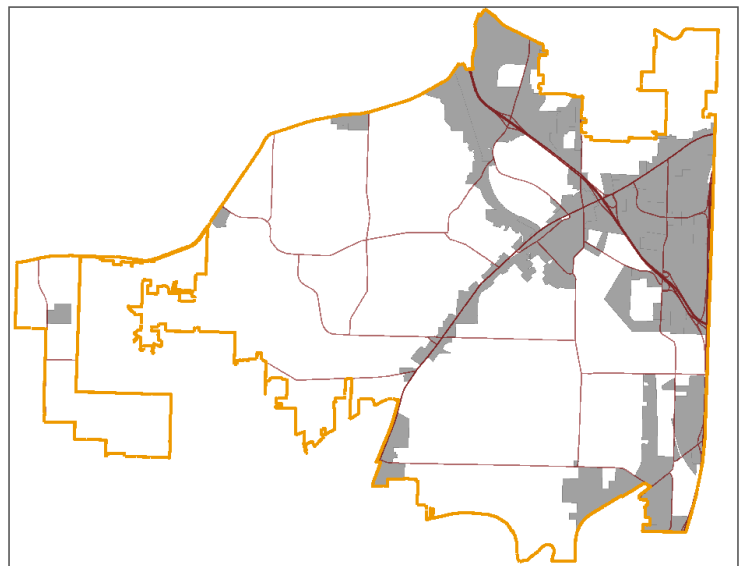
- The cart must have wheels and the wheels must not be removed.
- The cart must not require any plumbing or electrical connections that require permits.
- Any canopies, awnings, or other attachments on the cart must be entirely supported by the cart and not touch the ground.

A cart that meets the design requirements described above shall be considered a vehicle, and not a structure, for development review and permitting purposes. A cart that does not meet all of these requirements shall be considered a structure and is subject to all applicable land use approvals, design reviews, and permits.

### FOOD CART LOCATION<sup>2</sup>

A mobile food cart must meet the Tigard definition for an **eating establishment**<sup>3</sup> and may be located on any property that is zoned to allow this use.<sup>4</sup> See map inset. Food carts may be located on any of the properties shaded in grey. A more detailed zoning map can be found here:

[http://www.tigardmaps.com/MapGalleryPDFs/d\\_planning/a\\_zoning/zoning1117.pdf](http://www.tigardmaps.com/MapGalleryPDFs/d_planning/a_zoning/zoning1117.pdf)



<sup>1</sup> See Oregon Revised Statute Sections [801.560](#) and [801.590](#) for definitions.

<sup>2</sup> More than one food cart per property is allowed provided each one meets the design and location requirements.

<sup>3</sup> See Tigard Community Development Code (TCDC) Subsection [18.130.060.F](#) for definition.

<sup>4</sup> Eating establishments are allowed as primary, accessory or limited uses in the following zones: C-C, C-G, C-P, MU-CBD, MUE, MUC, MUC-1, MUE-1, MUE-2, MUR-1, MUR-2 and I-P.

## FOOD CART LOCATION (continued)

The following location requirements also apply:

- The cart must be located on a paved surface.
- The cart must be located on a property with an existing building (vacant or occupied) or an existing use so that the existence of the cart does not create a de facto standalone parking lot.
- The cart must meet the applicable setback standard of the zone in which it is located.
- The cart must not obstruct or otherwise make unsafe any areas designed for pedestrian or vehicle movement to, from, or through the property on which the cart is located.
- If the cart is located in a required parking space(s) for any existing use, a replacement space that meets the city's parking standards must be provided for each space used.<sup>5</sup>

## FOOD CART SIGNAGE

A mobile food cart may have signage subject to the city's sign regulations.<sup>6</sup> Some signs require permits. A sign permit application can be obtained from the Tigard Permit Center at 13125 SW Hall Blvd. Application and general permit information can also be found here: [http://www.tigard-or.gov/city\\_hall/online\\_permit\\_counter.php](http://www.tigard-or.gov/city_hall/online_permit_counter.php). Signs in the public right-of-way, such as on public sidewalks and landscape strips, are not allowed under any circumstance.

## FOOD CART APPROVAL PROCESS

### 1. Determine that your cart meets the design and location requirements as described in this handout.

Contact the Tigard Planner on Duty at [tigardplanneronduty@tigard-or.gov](mailto:tigardplanneronduty@tigard-or.gov) or 503-718-2421 for assistance.

### 2. Obtain a Washington County Health License to operate your food cart in Tigard.

Contact Washington County Department of Health and Human Services at 503-846-8722 for assistance or visit their webpage on mobile food units, i.e. food carts, at: <http://www.co.washington.or.us/HHS/EnvironmentalHealth/FoodSafety/Business/mobile-food-units.cfm>.

### 3. Obtain a Tigard Business License to operate your food cart in Tigard.

Obtain a business license application from Tigard City Hall at 13125 SW Hall Blvd. Application and general license information can also be found here: [http://www.tigard-or.gov/business/business\\_licenses.php](http://www.tigard-or.gov/business/business_licenses.php).

*The city's current policies can be found in the Tigard Community Development Code, which is located here: [http://www.tigard-or.gov/business/title\\_18.php](http://www.tigard-or.gov/business/title_18.php).*

<sup>5</sup> See TCDC [Chapter 18.765](#) for parking information.

<sup>6</sup> See TCDC [Chapter 18.780](#) for sign information.