

Bill No. 32-15  
Concerning: Vendors – Hours and  
Places of Operation  
Revised: 09/28/2015 Draft No. 2  
Introduced: June 16, 2015  
Enacted: October 6, 2015  
Executive: \_\_\_\_\_  
Effective: \_\_\_\_\_  
Sunset Date: None  
Ch. \_\_\_\_\_, Laws of Mont. Co. \_\_\_\_\_

## COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

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Lead Sponsors: Councilmembers Riemer and Navarro  
Co-Sponsors: Council Vice President Floreen, Council President Leventhal, Councilmembers Katz,  
Rice and Elrich

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**AN ACT** to:

- (1) amend the hours of operation allowed for vendors operating food service trucks;  
and
- (2) generally amend the County law regarding vendors.

By amending

Montgomery County Code  
Chapter 47, Vendors  
Sections 47-1 and 47-2

<b>Boldface</b>	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>
* * *	<i>Existing law unaffected by bill.</i>

*The County Council for Montgomery County, Maryland approves the following Act:*

**Sec 1. Sections 47-1 and 47-2 are amended as follows:**

**47-1. Definitions.**

In this Chapter, the following words have the meanings indicated:

[(a)] *Director* means the Director of the Department of Permitting Services or the Director's designee.

*Food service truck* means an itinerant food service facility, licensed under Chapter 15, operating from a self-propelled motorized vehicle that is parked or temporarily located where food items are sold from the truck to the general public.

[(b) (1)] *Vendor* means any person who sells, offers to sell, or solicits orders for any goods (including perishable foods) or services:

[(A)](1) on any public street, sidewalk, or other public property or right-of-way;

[(B)](2) door-to-door in a vehicle or on foot;

[(C)](3) from a vehicle, or temporary stand or structure, that is parked or otherwise temporarily located while goods are sold or services dispensed; or

[(D)](4) from a pushcart or other slow-moving vehicle.

[(2)] *Vendor* does not include a person who:

[(A)](1) is invited to a residence or business by prior appointment with an owner or legal occupant of the premises to provide goods or services to the owner or legal occupant;

[(B)](2) takes orders solely for the delivery of newspapers, or supplies or sells newspapers through newsracks;

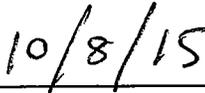
[(C)](3) is 16 years old or younger if the minor:

[(i)](A) is under the direct supervision of a vendor licensed under this Chapter; and



56 right-of-way within 500 feet of any public or private elementary or  
57 secondary school.

58 *Approved:*

59    
\_\_\_\_\_  
George Leventhal, President, County Council Date

60 *Approved:*

61 \_\_\_\_\_  
Isiah Leggett, County Executive Date

62 *This is a correct copy of Council action.*

63 \_\_\_\_\_  
Linda M. Lauer, Clerk of the Council Date