



# Office of Chicago City Clerk



O2011-4348

Office of the City Clerk

## Tracking Sheet

**Meeting Date:** 5/18/2011

**Sponsor(s):** Moreno, Joe (1)

**Type:** Ordinance

**Title:** Amendment of Titles 4 and 7 of Municipal Code regarding mobile frozen desserts dispensers

**Committee(s) Assignment:** Committee on License and Consumer Protection

## ORDINANCE

### **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:**

**SECTION i.** Chapter 4-8 of the Municipal Code of Chicago is hereby amended by inserting the language underscored, as follows:

**4-8-010 Definitions.**

The following definitions shall apply in the interpretation and the enforcement of this chapter and chapters 7-38, 7-40 and 7-42 unless the context clearly indicates that another meaning is intended. The listing of items as examples in any definition is intended to be illustrative and not exhaustive.

*(Omitted text is unaffected by this ordinance)*

“Mobile food dispenser” means any person who, by traveling from place to place upon the public ways, serves food or drink from a wheeled vehicle.

“Mobile frozen desserts dispenser” means any person who, by traveling from place to place upon the public ways, serves from a two-wheeled vehicle individual portions of ice cream, ice milk, frozen dessert mix, sundaes or other frozen desserts that are totally enclosed in a wrapper or container and which have been manufactured, prepared or wrapped in a licensed food establishment.

*(Omitted text is unaffected by this ordinance)*

**4-8-036 License – Application – Mobile food dispenser and mobile frozen desserts dispenser.**

(a) in addition to the general application requirements, an applicant for a mobile food dispenser license shall supply the name and address of the owner of the mobile food-dispensing vehicle, and if the operator of the vehicle is other than the owner, the name of the operator shall also appear on the application. The applicant shall also state where the vehicle is cleaned and stored when not in use, and the department of health shall verify the information provided.

(b) Except as otherwise provided in section 7-38-040 of this Code, an applicant for a mobile frozen desserts dispenser license shall comply with all requirements applicable to the mobile food dispenser license provided in this Chapter.

**SECTION ii.** Chapter 7-38 of the Municipal Code of Chicago is hereby amended by adding a new section 7-38-040, as follows:

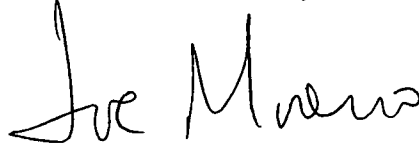
**7-38-040 Mobile frozen desserts dispenser.**

Except as otherwise provided in this section, a mobile frozen desserts dispenser shall comply with all applicable requirements of this Code, including the requirements set forth in Article ii of this Chapter, and the rules and regulations of the department of health pertaining to mobile units handling frozen desserts. A mobile frozen desserts dispenser is not required to comply with the following requirements:

(1) the hot food storage and heating appliance requirements set forth in section

- 7-38-090:
- (2) the sinks, water storage tanks and plumbing requirements set forth in section 7-38-120;
  - (3) the refuse receptacle requirements set forth in section 7-38-125;
  - (4) the mobile food vehicle requirement set forth in section 7-38-040(c)(1);  
and
  - (5) the additional vehicle requirements set forth in section 4-8-293.

**SECTION III.** This ordinance shall take effect 30 days after passage and approval.



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Proco "Joe" Moreno  
Alderman, 1<sup>st</sup> Ward