



# **Downtown Miami Special Vending District**

**2024-2025**

## **STREET VENDORS FRANCHISE APPLICATION PACKET**

**Submissions are due no later than 4:00p.m.  
on Friday, August 30, 2024.**

**Christina Crespi  
Executive Director**

**Miami Downtown Development Authority  
200 South Biscayne Blvd.,  
Suite 2929  
Miami, Florida 33131**

SUBMITTALS RECEIVED AFTER THE DEADLINE WILL NOT BE OPENED AND WILL NOT BE CONSIDERED. THE RESPONSIBILITY FOR SUBMITTING APPLICATION FORMS AND UP-TO-DATE DOCUMENTS TO THE DDA ON THE STATED TIME AND DATE IS SOLELY AND STRICTLY THE RESPONSIBILITY OF THE RESPONDENT. DDA IS NOT RESPONSIBLE FOR DELAYS CAUSED BY ANY MAIL, PACKAGE OR COURIER SERVICE, INCLUDING THE U.S. MAIL, OR CAUSED BY ANY OTHER OCCURRENCE. LATE OR MISDELIVERED PROPOSALS SHALL NOT BE CONSIDERED.

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**Section I. Public Notice**

*(As Public Notice advertised on July 14, 2024 in the Miami Herald)*

NOTICE OF STREET VENDING FRANCHISE OPPORTUNITIES IN DOWNTOWN MIAMI

The Miami Downtown Development Authority (DDA) is inviting interested parties to submit applications to be included in a lottery to select seven (7) vendors for seven (7) locations within designated areas within the Downtown Miami Special Vending District.

Vending is limited to the sale items as identified in Sec. 39-33 of the Code of the City of Miami, Florida, as amended (City Code).

Applications and instructions may be picked up at the Miami DDA office, located at 200 S. Biscayne Boulevard, Suite 2929, Miami, Florida 33131 or may be found at [www.miamidda.com/vendorapplication](http://www.miamidda.com/vendorapplication). Proposals are due on or before 4:00 p.m. Friday, August 30, 2024 **(NO EXCEPTIONS)**. Late or incomplete applications will NOT be accepted, and late applicants will be ineligible to participate in the Lottery. **NO SUBMITTALS BY PROXY WILL BE ACCEPTED.**

Qualified vendors will be selected by lottery to be held at the Miami DDA office, located at 200 S. Biscayne Boulevard, Suite 2929, Miami, Florida at 8:30 a.m. on **Tuesday, September 17, 2024**. All applicants must be present at the Miami DDA office to participate in the lottery, **NO PROXIES ALLOWED.**

If you have any questions or need further clarification you may contact the Vendor Lottery Coordinator at (305) 579-6675.

## **Aviso Público**

(Aviso Público anunciado en El Nuevo Herald el domingo, 14 de julio, 2024)

### **AVISO DE OPORTUNIDADES DE FRANQUICIA PARA VENTA EN LA CALLE EN EL DOWNTOWN DE MIAMI**

La Autoridad de Desarrollo del Centro (“Downtown”) de Miami (Miami DDA, por sus siglas en inglés) invita a las personas interesadas en presentar solicitudes para ser incluidas en una lotería donde se seleccionarán siete (7) vendedores para siete (7) puestos dentro de las áreas designadas del Distrito de Ventas en la Calle Especial del Centro (“Downtown”) de Miami.

La venta se limita a los artículos identificados en la Sec. 39-33 del Código de la Ciudad de Miami, Florida, según enmendado (Código de la Ciudad).

Las solicitudes e instrucciones se pueden recoger en la oficina de Miami DDA, ubicada en 200 S. Biscayne Boulevard, Suite 2929, Miami, Florida 33131 o se puede encontrar en [www.miamidda.com/vendorapplication](http://www.miamidda.com/vendorapplication). Las propuestas deben presentarse antes de las 4:00 p.m. del viernes 30 de Agosto de 2024 (**SIN EXCEPCIONES**). Las solicitudes tardías o incompletas NO serán aceptadas y los solicitantes tardíos no serán elegibles para participar en la lotería. **NO SE ACEPTARÁN PRESENTACIONES POR APODERADO(A) O REPRESENTANTE.**

Los vendedores calificados serán seleccionados por lotería en la oficina del Miami DDA, ubicada en el 200 S. Biscayne Boulevard, Suite 2929, Miami, Florida a las 8:30 a.m. el martes, 17 de septiembre de 2024. Todos los solicitantes deben estar presentes en la Oficina de Miami DDA para participar en la lotería, NO SE PERMITEN APODERADOS(AS) O REPRESENTANTES.

Si tiene alguna pregunta o necesita más información, puede comunicarse con el coordinador de la lotería para vendedores llamando al (305) 579-6675.

## **Section II. Lottery Implementation Schedule**

<b>January 12, 1995</b>	Ordinance No. 11212 adopted by City of Miami Commission establishes the Downtown Miami Special Vending District.
<b>July 14, 2024</b>	Public notice advertisement appears in the Miami Herald and El Nuevo Herald inviting interested parties to submit vendor application for eligibility to participate in a lottery process for assignment of a vending location.
<b>July 15, 2024</b>	Application and detailed instructions available for pick up by interested parties at Miami DDA; 200 S. Biscayne Boulevard, Suite 2929; Miami, FL 33131; or available to download from Miami DDA website ( <a href="http://www.miamidda.com/vendorapplication">www.miamidda.com/vendorapplication</a> )
<b>July 31 – August 2, 2024</b>	Pre-submittal/Review of Application available (Applicant must call to schedule an appointment).
<b>August 6 – August 9, 2024</b>	Vendor cart inspections (applicant must call to schedule an appointment <u>by Friday, August 2, 2024</u> ).
<b>August 20 – August 22, 2024</b>	Vendor cart final/re-inspections, if necessary
<b>August 30, 2024 (Friday)</b> <b>(4:00 p.m.)</b>	Deadline for submitting application and supporting documents to be submitted to Christina Crespi, Miami DDA; 200 S. Biscayne Boulevard, Suite 2929; Miami, FL 33131.
<b>September 17, 2024 (Tuesday)</b> <b>(8:30 a.m.)</b>	Lottery will be held for eligible applicants at the Miami Downtown Development Authority, 200 S. Biscayne Boulevard, Suite 2929; Miami, FL 33131. All applicants must be present to participate in the lottery, NO PROXIES ALLOWED.
<b>September 27, 2024</b>	Collection /return of accessories for vendors. / Distribute accessories to new vendors.

**October 1, 2024 (Tuesday)**

First day winning lottery applicants may commence vending at their exclusive and respective locations. The first monthly payment of franchise fee must be paid in full prior to commencing operations. Payments (Payable to the City of Miami) can be submitted in person or by mail to the Miami DDA; 200 S. Biscayne Boulevard, Suite 2929; Miami, FL 33131.

## **Section III. Application Instructions**

Please review these instructions and submit a completed original application, along with the required supporting documentation to the Miami Downtown Development Authority (Miami DDA), 200 South Biscayne Boulevard, Suite 2929; Miami, Florida 33131 no later than **4:00 p.m. FRIDAY, August 30, 2024.**

**Late or incomplete applications will not be accepted and will be ineligible to participate in the lottery.**

A copy of Ordinance No. 11212, "Establishment of Downtown Miami Special Vending District" may be picked up, at a cost, from the City Clerk's Office, 3500 Pan American Drive, Miami, Florida 33131.

For further information, please contact Vendor Lottery Coordinator, Miami DDA at (305) 579-6675.

The following application components must be completed and submitted:

### **A. ENCLOSED FORMS:**

- Vendor Checklist (page 11-12)
- Downtown Miami Special Vending District Application Form (page 13)
- Indemnification & Hold Harmless Agreement (page 14)
- Sidewalk Vendor Consent Form (page 15)
- Emergency Contact Information (page 16)
- Food Safety and Handling Form (Pages 17-18)
- Pushcart Certification & Inspection Form (Page 19-20)
- Vending Location Preference Sheet (Page 25)
- Vendor Accessories Form (Page 29)
- Rules and Regulations Form (Page 39)

All forms and required attachments will constitute a complete application. Incomplete applications will not be accepted.

## **B. REQUIRED ATTACHMENTS:**

The following items shall be submitted to the DDA along with the above-completed executed forms prior to processing your application:

1. A copy of an appropriate, valid and current Business Tax Receipt issued in the name of the applicant from the City of Miami. To obtain, please contact:

**City of Miami**  
**Business Tax Regulation**  
444 SW 2<sup>nd</sup> Ave, 6<sup>th</sup> Floor  
Miami, Florida 33130  
(305) 416-1570

2. A copy of an appropriate, valid and current Local Business Tax Receipt issued in the name of the applicant from Miami-Dade County. To obtain, please contact:

**Miami-Dade County**  
**Local Business Tax Section**  
200 NW 2<sup>nd</sup> Avenue, First Floor  
Miami, Florida 33128  
(305) 270-4916

To request or follow up on permits, licenses, or registrations, please find the appropriate contact at <http://www.miamidade.gov/taxcollector>

3. A copy of an appropriate, valid, and current license issued upon inspection, in the name of the applicant from the State of Florida Department of Business Professional Regulation. To obtain, please contact:

**State of Florida**  
**Department of Business and Professional Regulation**  
**Division of Hotels and Restaurants**  
1940 N. Monroe Street  
Tallahassee, Florida 32399  
(850) 487-1395

Vending carts must meet specifications as provided on pages 21-23 and must be certified by the Hotels & Restaurants Inspector. To request or follow up on permits, licenses, or registrations, please find the appropriate contact at <http://www.myfloridalicense.com/DBPR/>

4. A copy of an appropriate valid and current license in the name of the applicant from the State of Florida Department of Agriculture (for vending of pre-packaged food and fruit if applicable). To obtain, please contact:

**Florida Department of Agriculture & Consumer Services**  
**Division of Food Safety**

(850) 245-5520 – (Please note: Local Office has closed)

To request or follow up on permits, licenses, or registrations, please find the appropriate contact at <http://www.freshfromflorida.com/Divisions-Offices/Food-Safety>

5. A copy of an appropriate, valid and current state and local sales tax certificate in the name of the applicant.
6. A copy of the Florida Department of Revenue Clearance certification showing that the applicant has paid all taxes.
7. A copy of the current and valid Department of Motor Vehicle registration and plate number for the Push cart.
8. A copy of the current and valid license for the sale of confections (if applicable). A separate valid and current license is required for the sale of confections (i.e. gum, cookies, candies, etc.). To obtain, please contact:

**City of Miami**  
**Department of Public Works**  
444 SW 2<sup>nd</sup> Ave, 8<sup>th</sup> Floor  
Miami, Florida 33130  
(305) 416-1200

### **C. PUSH CART CERTIFICATION REQUIREMENTS:**

1. A complete Cart Certification Form must be signed by assigned representatives from the Miami DDA. Cart Certifications will be performed by the Miami Downtown Development Authority between Tuesday, August 6, 2024 and Thursday, August 8, 2024. Please contact our Vendor Lottery Coordinator at (305) 579-6675 **to schedule an appointment.**
2. If the vendor cart does not pass the certification process, the vendor will have a final opportunity to have their carts **re-inspected** between Tuesday, August 20, 2024 and Thursday, August 22, 2024. Appointments will be scheduled onsite by our Vendor Lottery Coordinator.

### **D. INSURANCE REQUIREMENTS:**

1. Applicants shall also furnish proof of and maintain liability insurance. This proof of insurance will be used to protect applicant, City of Miami, and Miami Downtown Development Authority in the event of property damage from all claims and damage to property or bodily injury, including death, which may arise from or in connection with operations under the franchise document and associated occupational license. **Such insurance shall provide coverage of not less than one-half million dollars (\$500,000.00) for bodily injury and property damage respectively per occurrence.** Such insurance shall be without prejudice to coverage otherwise existing and shall name as additional insured the City of Miami Risk Management Division, 444 SW 2 Avenue, Miami, Florida 33130 and the Downtown Development Authority 200 S. Biscayne Boulevard, Suite 2929, Miami, Florida 33131 and their officers and employees and shall further provide that the policy shall not terminate or be canceled for any reason, prior to the completion of the franchise period without thirty (30) days written notice to the Risk Management Division or its successor, the Executive Director of the DDA and the Director of Public Works of the City. Insurance shall be paid in FULL for the duration of the franchise period.

## **E. FEE REQUIREMENTS:**

All previous franchise fees, if applicable, must be paid in FULL prior to application submittal.

## **F. APPLICATION PROCESS:**

Any Applicant that fails to follow application requirements and lottery proceedings pursuant to City of Miami Code 39 Sec. 39 -33, (5) (b) (4&5) along with providing the required supporting documentation can be disqualified from entering the lottery.

1. Applications shall be submitted to Christina Crespi, Miami DDA; 200 S. Biscayne Boulevard, Suite 2929; Miami, FL 33131.
2. Following a thorough review of the application, a determination will be made as to the eligibility for participation in the lottery process for assignment of a vending location.
3. Not every applicant applying for the Downtown Special Vending zones is granted a location.
4. All permits, licenses, insurance, certifications, and inspections by the State of Florida must be valid prior to the time of the lottery to be eligible to participate.
5. You must be at least 18 years old to apply.

## **G. LOTTERY PROCESS:**

1. Applicants are selected at random (such as a drawing of individual names from a container in sequence until all applicants in the container have been drawn).
2. Only applicants submitting complete Applications prior to the submittal deadline will be included in the Lottery.
3. The lottery will be conducted at 8:30 a.m. on Tuesday, September 17, 2024.
4. All applicants must be present to participate in the lottery, **NO PROXIES ALLOWED**.
5. All applicants must provide a valid driver's license upon signing in.
6. The franchise period is effective from October 1, 2024 to September 30, 2025.
7. Those who are not current with their franchise fees are not eligible to participate in the Lottery.

## **H. VENDING LOCATIONS:**

1. Vending locations are as designated and described in Section XI - Vending Zones of this document.
2. Vending locations are reviewed and revised annually with several locations eliminated to comply with guidelines established by the Office of Homeland Security.

## Section IV. Vendor Checklist

### A. PRE-LOTTERY REQUIRED ITEMS

- 1. City of Miami Business Tax Receipt
- 2. City of Miami Confections License
- 3. Miami-Dade Local Business Tax Receipt
- 4. State of Florida Dept. of Business and Professional Reg. (if applicable)
- 5. State of Florida Dept. of Agriculture (if applicable)
- 6. State and Local Sales Tax Certificate
- 7. Certification from Florida Dept. of Revenue (showing paid status)
- 8. Dept. of Motor Vehicles Registration and Tag Number
- 9. Indemnification and Hold Harmless Agreement
- 10. Pushcart Certification
- 11. Pictures of cart (all four sides)
- 12. Vending Location Preference Sheet
- 13. City of Miami DDA Downtown Miami Special Vending District Application
- 14. Vendor Accessories Form
- 15. Headshot Pictures (of all owners & employed pushcart vendors)

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
DDA Representative

\_\_\_\_\_  
Date

**A. PRE-FRANCHISE REQUIRED ITEMS**

- 1. Certificate of Public Liability and Property Damage Insurance (per individual cart and employee).
- 2. First Monthly Franchise Fee (October)
- 3. Vendor Accessories Deposit / Pick-up

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
DDA Representative

\_\_\_\_\_  
Date

## Section V. Application Form

### City of Miami Downtown Development Authority Downtown Miami Special Vending District Application

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Contact: \_\_\_\_\_

Telephone no: \_\_\_\_\_

Type of product (Check only one):

\_\_\_\_\_ flowers/plants \_\_\_\_\_ hotdog/sausages/arepas \_\_\_\_\_ fruits \_\_\_\_\_ ice cream/baked goods \_\_\_\_\_ crepes

I am here by applying for a vending Franchise Permit in the Downtown Miami Special Vending District.

\_\_\_\_\_

Applicant Signature

Signed & sealed before me this \_\_\_\_\_ day of \_\_\_\_\_, 2024

My commission expires \_\_\_\_\_

\_\_\_\_\_

Notary Public

(Below this line for Official Use Only)

Vending franchise permit approved for franchise period from October 1, 2024 to September 30, 2025 for vending location no. \_\_\_\_\_

\_\_\_\_\_  
DDA Representative

\_\_\_\_\_  
Date

## Section VI. Indemnification & Hold Harmless Agreement

WHEREAS, \_\_\_\_\_

has requested permission of the City of Miami to operate as a sidewalk vendor at designated vending zones within public right-of-ways in Downtown Miami Special Vending District.

NOW, THEREFORE, \_\_\_\_\_

hereby agrees to indemnify, save and hold harmless and defend the City of Miami and the Miami Downtown Development Authority from all liens, charges, claims, including but not limited to, libel, slander, invasion of privacy and unauthorized use of any trademark. Trade name or service mark, demands, suits, actions, fines, penalties, losses, costs included but not limited to reasonable legal fees and court costs including legal fees and court costs on appeals, judgments, injuries, liabilities or damages, in law equity, of any and every kind and nature whatsoever, arising out of or in any way connected with the installation, operation, maintenance or condition of the permittee's Vending Franchise Permit. The granting of the Vending Franchise Permit is separate and distinct consideration for granting of this indemnity.

I have read and understand this Indemnification & Hold Harmless Agreement and agree to abide by it as a street vendor within the Downtown District.

Print Name: \_\_\_\_\_

Applicant Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## Section VII. Sidewalk Vendor Consent Form

**Date:** \_\_\_\_\_

**To Whom It May Concern:**

This letter hereby authorizes \_\_\_\_\_

To work on my behalf at location: \_\_\_\_\_

The owner and operator of the vending cart have agreed to comply and operate as a sidewalk vendor at a designated vending location within the public right-of-way of the Downtown Miami Special Vending District.

NOW, THEREFORE, I \_\_\_\_\_ hereby agree to indemnify, save and hold harmless and defend the City of Miami and the Miami Downtown Development Authority from all liens, charges, claims, including but not limited to, libel, slander, invasion of privacy and unauthorized use of any trademark. Trade name or service mark, demands, suits, actions, fines, penalties, losses, costs included but not limited to reasonable legal fees and court costs including legal fees and court costs on appeals, judgments, injuries, liabilities or damages, in law equity, of any and every kind and nature whatsoever, arising out of or in any way connected with the installation, operation, maintenance or condition of the permittee's Vending Franchise Permit. The granting of the Vending Franchise Permit is separate and distinct consideration for granting of this indemnity.

- I give my permission for this vendor to work on my behalf.
- I will be the only authorized person at my location.

**Worker Information** (a photograph of this worker must accompany this form):

Name \_\_\_\_\_

Address \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Home \_\_\_\_\_ Mobile \_\_\_\_\_

Other (if applicable) \_\_\_\_\_

Name of owner: \_\_\_\_\_ Signature of owner: \_\_\_\_\_  
(Print)

This form will be filed and dated and is valid until 09/30/2024.

## Section VIII. Emergency Contact Information

Vendor Name: \_\_\_\_\_ Vendor Location #: \_\_\_\_\_

Please list two individuals who may be contacted in case of emergency.

### **Contact # 1**

Name: \_\_\_\_\_

Primary Phone: \_\_\_\_\_ Secondary Phone: \_\_\_\_\_

Relationship to vendor: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Email (if available): \_\_\_\_\_

### **Contact # 2**

Name: \_\_\_\_\_

Primary Phone: \_\_\_\_\_ Secondary Phone: \_\_\_\_\_

Relationship to vendor: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Email (if available): \_\_\_\_\_

## Section IX. Food Safety and Handling Form

### Health Requirements for Hot Dog Carts

*(Mobile preparation premises)*

Before a hot dog cart may be used, it must meet the requirements of the Public Health Department. If the cart has never been licensed, call the Public Health Department to make an appointment to have your cart inspected. If the vendor already has a license, then a Public Health Inspector (or Environmental Health Officer) will periodically check that the hot dog cart is equipped and operates according to the Department of Business and Professional Regulation.

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#### **Type of food**

Food preparation must be limited to the reheating of precooked meat product in the form of wieners or similar sausage products to be served on a bun. Hazardous raw meats (hamburger patties, steaks, shish kabobs, farmer's sausage, and chicken) must not be cooked on the cart.

#### **Condiments**

Only condiments that do not require refrigeration after opening are allowed on the cart. Check the label of condiment containers: grated cheese, squeeze cheese and mayonnaise are hazardous dairy products that require refrigeration and are not allowed.

#### **Protection of condiments**

Protect condiments from contamination. Pump dispensers may be used for dispensing mustard and ketchup. If your cart has condiment trays, they must have flip-top lids or lids that remain closed when they are not being used. Open jars are not acceptable. Condiments such as chopped onions cannot be prepared on site.

#### **Food Handling**

Avoid touching foods with your hands. Use tongs or forks to pick up hot dogs and buns. Do not hold the bun in your bare hands. Use napkins or disposable wrapping to hold the bun.

#### **Umbrella and Cover**

The food that is being heated must be protected from air-borne contamination such as rain, leaves and bird droppings. Put a cover over the heating unit and an umbrella over the cart to prevent contamination of foods being reheated.

#### **Handwashing**

Every hot dog cart must have a sink with hot and cold running water under pressure, liquid soap in a dispenser and paper towels. This sink is to be used only for hand washing.

#### **Fresh and wastewater holding**

Every holding tank must have an easy-to-read gauge or line level indicator that shows the level of water in each tank. A clear plastic tank does not need a gauge since the level of water can easily be seen. You must have a minimum of seven (7) liters each of hot and cold water and a wastewater tank of twenty-four (24) liters.

#### **Holding temperatures**

Cold - Perishable foods must be stored at or below 4° C (41°F). Store the food in a cooler on ice, on freezer packs or on dry ice. The food must be kept cold to prevent bacterial growth. Coolers must be equipped with thermometers.

Hot - Cooked hot dogs must be held at 60°C (140°F).

**Garbage**

A garbage container is necessary for the disposal of solid wastes. Make sure that it is large enough to prevent spillover of garbage on the ground. You can reduce garbage by using reusable condiment trays instead of single service packets of condiments. Clean the garbage container every day.

**Washing and sanitizing the cart**

Your hot dog cart must be cleaned every day before and after it is used. To clean, wash first with hot soapy water, rinse off with hot water and then sanitize. A sanitizing solution may be made by adding one teaspoon of chlorine bleach (5ml) to one liter of water.

**Food handlers**

The person operating the cart as a food handler must obey the following rules:

- No smoking while handling food
- Wear clean outer garments
- Wear headgear that confines the hair
- Wash your hands after using the toilet, sneezing, and touching money or anything other than food.

61C-4.0161(3) (c) FAC: (3) Mobile food dispensing vehicles which limit the preparation of food to frankfurters only shall comply with all applicable requirements set forth in rules 61C-4.010 and 61C-4.023, F.A.C, as well as the additional requirements set forth in paragraph (2) (a) and subsections (8)-(10) of this rule; except that: (c)

Potentially hazardous foods such as chili, cooked onions and peppers, cheese, and cheese sauce may only be served in individually portioned and packaged or pre-packaged containers which are maintained at proper temperatures on the unit.

Non-potentially hazardous foods such as relish, raw onions, and peppers, and other such condiments may be served directly from the unit.

This is an excerpt from the State of Florida Food Safety and Handling Form. A full copy of the State of Florida Department of Business and Professional Regulation Division of Hotels and Restaurants guidelines for street vendors is available at:

**State of Florida Department of Business and Professional Regulation  
Division of Hotels and Restaurants**

1940 North Monroe Street,  
Tallahassee, Florida 32399-1011  
Phone: 850-487-1395

I have read and understand the guidelines as defined by the state and agree to abide by them as a street vendor within the Downtown District.

Print Name: \_\_\_\_\_

Applicant's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## Section X. Push Carts

### A. DOWNTOWN MIAMI SPECIAL VENDING DISTRICT PUSH CART CERTIFICATION

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

TYPE OF VENDOR CART (Check only one):

\_\_\_\_\_ flowers/plants \_\_\_\_\_ hotdog/sausages/arepas \_\_\_\_\_ fruits \_\_\_\_\_ ice cream/baked goods \_\_\_\_\_ crepes

**\* Four (4) pictures (front, back and both side views) of the cart must accompany this Form.**

\_\_\_\_\_  
Applicant Signature

\_\_\_\_\_  
Date

(BELOW THIS LINE FOR OFFICIAL USE ONLY)

#### **VENDOR CART CERTIFICATION CHECKLIST:**

**Dimensions:** Length \_\_\_\_\_ Width \_\_\_\_\_ Height \_\_\_\_\_

**Safety Functions:** (Carts must be in at least **"Good"** condition to be eligible to participate in the Vendor Lottery.)

<b>Vehicle Condition Check List</b>				
	Excellent	Good	Fair	Poor
Tires				
Taillights				
Left				
Right				
Storage Compartment				
Hitch				
Water Supply (Hot, Cold, Both)				

Fire Extinguisher? YES or NO

If Yes, Expiration Date: \_\_\_\_\_ If No, Provide Explanation: \_\_\_\_\_

License Cart Number same as in Application? YES or NO

Vehicle Tag / Registration? YES or NO

If Yes, Expiration Date: \_\_\_\_\_ If No, Provide Explanation: \_\_\_\_\_

**Meets Criteria:** YES or NO                      Comments: \_\_\_\_\_

This letter hereby certifies that the vendor cart inspected on this date meets the criteria established by the City of Miami Ordinance No. 11212 adopted January 12<sup>th</sup>, 1995.

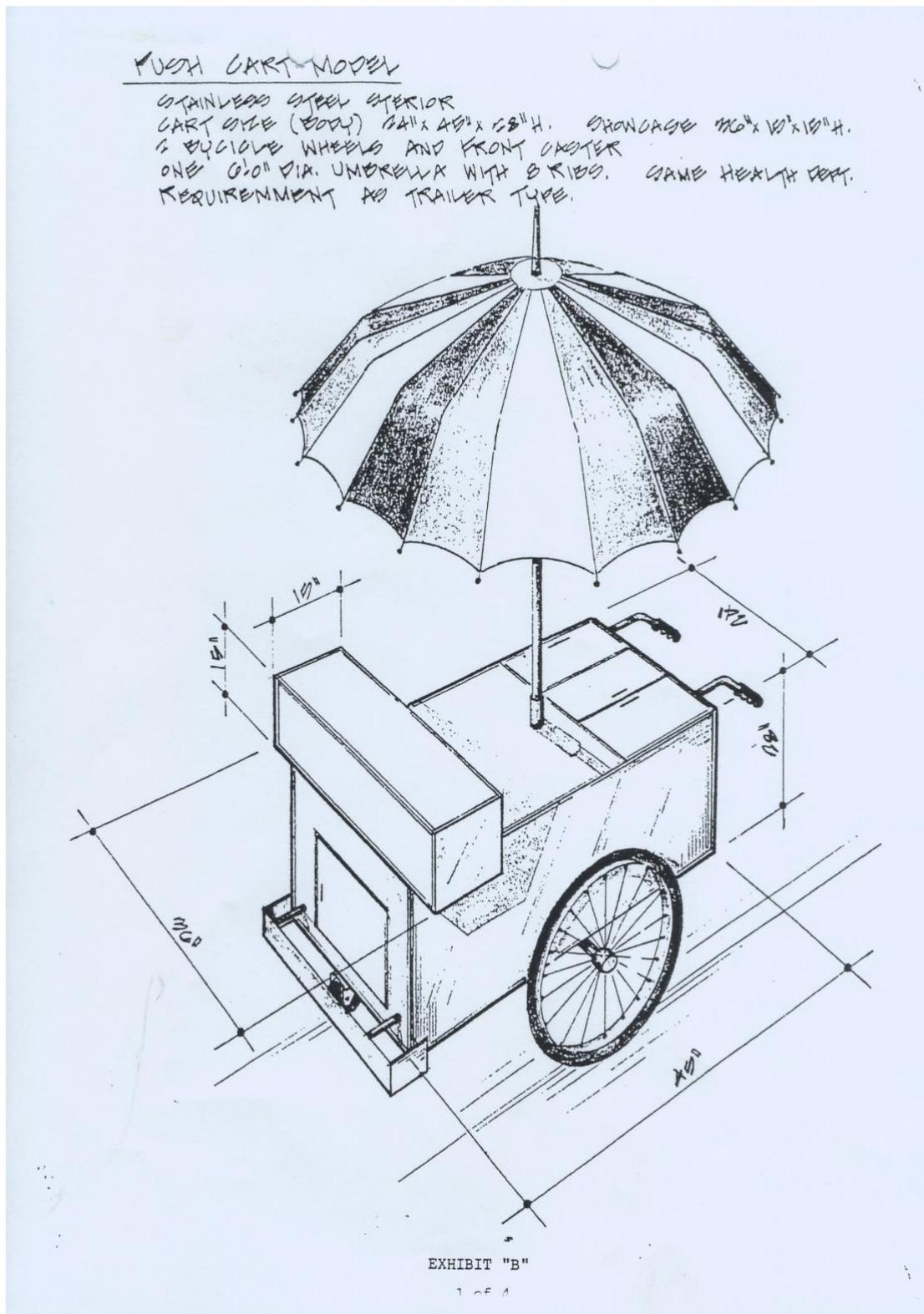
CERTIFIED BY:

\_\_\_\_\_  
Miami Downtown Development Authority

\_\_\_\_\_  
Date

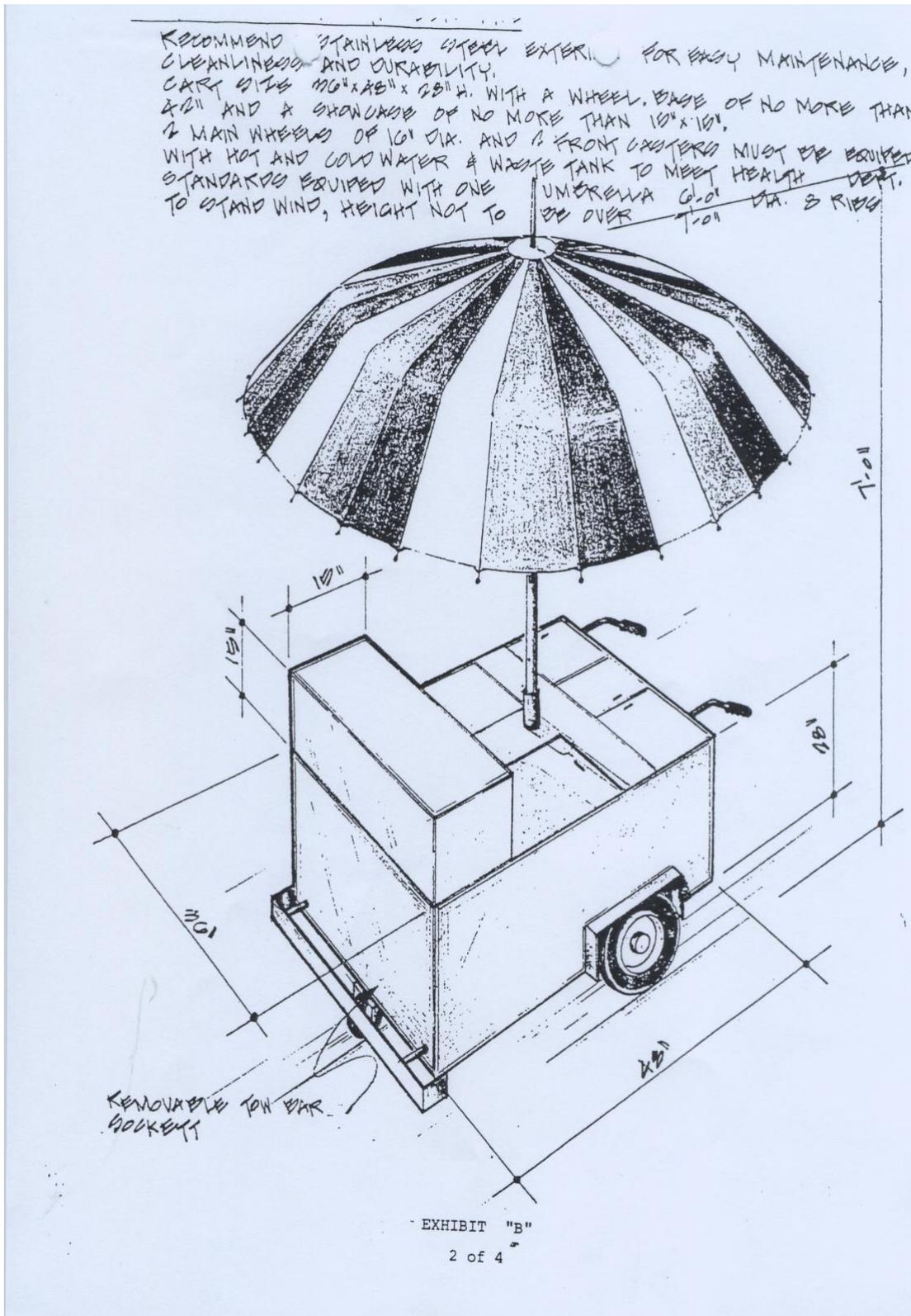
## B. PUSH CART SPECIFICATIONS

### Exhibit 1



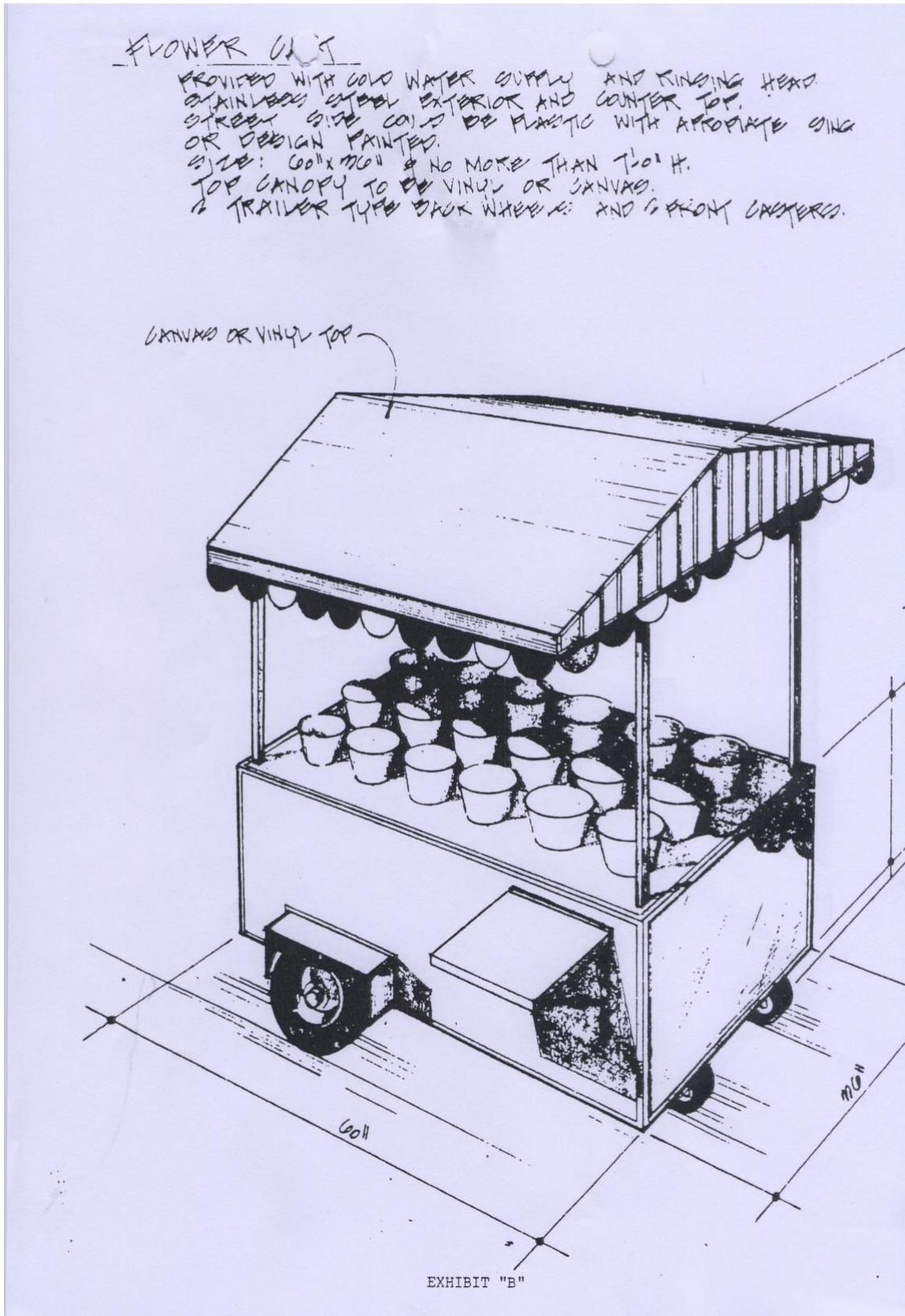
# PUSH CART SPECIFICATIONS (cont.)

## Exhibit 2



# PUSH CART SPECIFICATIONS (cont.)

## Exhibit 3



### C. PUSH CART INSPECTION NOTICE

All push carts must be inspected and approved by the Miami Downtown Development Authority prior to participating in the Vendor Lottery.

Inspections are conducted yearly and are valid for one vending period.

This year's inspections will take place on August 8, 9, 10, & 11 and will be valid for the franchise period beginning October 1, 2023 through September 30, 2024.

The following location has been selected for the push-cart inspections:

**MPA Surface Lot 17  
Under I-95, SW River Dr., SW 3 St  
Miami, FL 33130**

The following dates & times have been selected for the push-cart inspections:

**August 6, 2024                      9:00 a.m. - 12:00 p.m.**

**August 7, 2024                      1:30 p.m. – 3:00 p.m.**

**August 8, 2024                      1:30 p.m. - 3:00 p.m.**

**August 9, 2024                      9:00 a.m. - 12:00 p.m.**

Vending pushcart inspections are by appointment only and must be made with our Enhanced Services Coordinator at (305) 579-6695.

If the vendor cart does not pass the certification process, the vendor will have a final opportunity to have their carts **re-inspected** on August 20, 2024 through Thursday, August 22, 2024. Appointments will be scheduled onsite by a DDA staff member.

The following dates & times have been selected for the push-cart **re-inspections**:

**August 20, 2024                      9:00 a.m. - 12:00 p.m.**

**August 21, 2024                      1:00 p.m. - 2:30 p.m.**

**August 22, 2024                      9:00 a.m. - 12:00 p.m.**

## Section XI. Vending Zones

### A. VENDING LOCATION PREFERENCE SHEET

This form must be submitted with the completed application and required supporting documentation. Upon determination that the application is complete, the vendor will be eligible to participate in the lottery.

Please indicate the corresponding number of your preferred location from the attached map. Please note, pursuant to Ordinance No. 11212 sec. 39-17 (16) "... The reallocation and assignment of vending zones shall become effective on October 1<sup>st</sup> of each year..."

**Name:** \_\_\_\_\_

**Address:** \_\_\_\_\_

**Phone:** \_\_\_\_\_

**Preferred Location (1):** \_\_\_\_\_

**Second Choice (2):** \_\_\_\_\_

**Third Choice (3):** \_\_\_\_\_

Locations shall be assigned to vendors based on their preference and availability as determined by the lottery.

## **B. DESCRIPTION OF LOCATIONS FOR VENDING ZONES**

The official, exact location of each vending zone shall be within the public right-of-way as identified by the City of Miami Public Works Department.

### **ZONE "B"**

N. 1<sup>st</sup> St. and S. 1<sup>st</sup> St. between Biscayne Bay and the Miami River

#### **LOCATION & APPROXIMATE LOCATION:**

- B1 NW 2 Ave. on NW 1 ST, NE corner, (20 feet from the PI from the B/S)  
\* (Location may have dates where access to the location is not available)
- B5 NW 1 Ave. on NW 1 St., Robert F. Clark Plaza (50 feet from the PI from the B/S)
- B7 N Miami Ave. on NW 1 St., SW corner, (15 feet from the PI from the B/S)

### **ZONE "C"**

N. 2nd St between Biscayne Bay and the Miami River and N. To District Boundary  
S. 2nd St between Biscayne Bay and the Miami River and S. To District Boundary

#### **LOCATION & APPROXIMATE LOCATION:**

- C1 NW 2 St. on NW 2 Ave., NW corner (35 feet from the PI from the B/S)
- C8 NE 2 Ave. on NE 3 St., SW corner (15 feet from the PI)
- C9 NW 4 St. on NW 2 Ave., NE corner
- C11 NE 4 St. on NE 1 Ave., NE corner

#### **Notes:**

The official, exact location of each vending zone shall be within the public right-of-way as identified by the City of Miami Public Works Department.

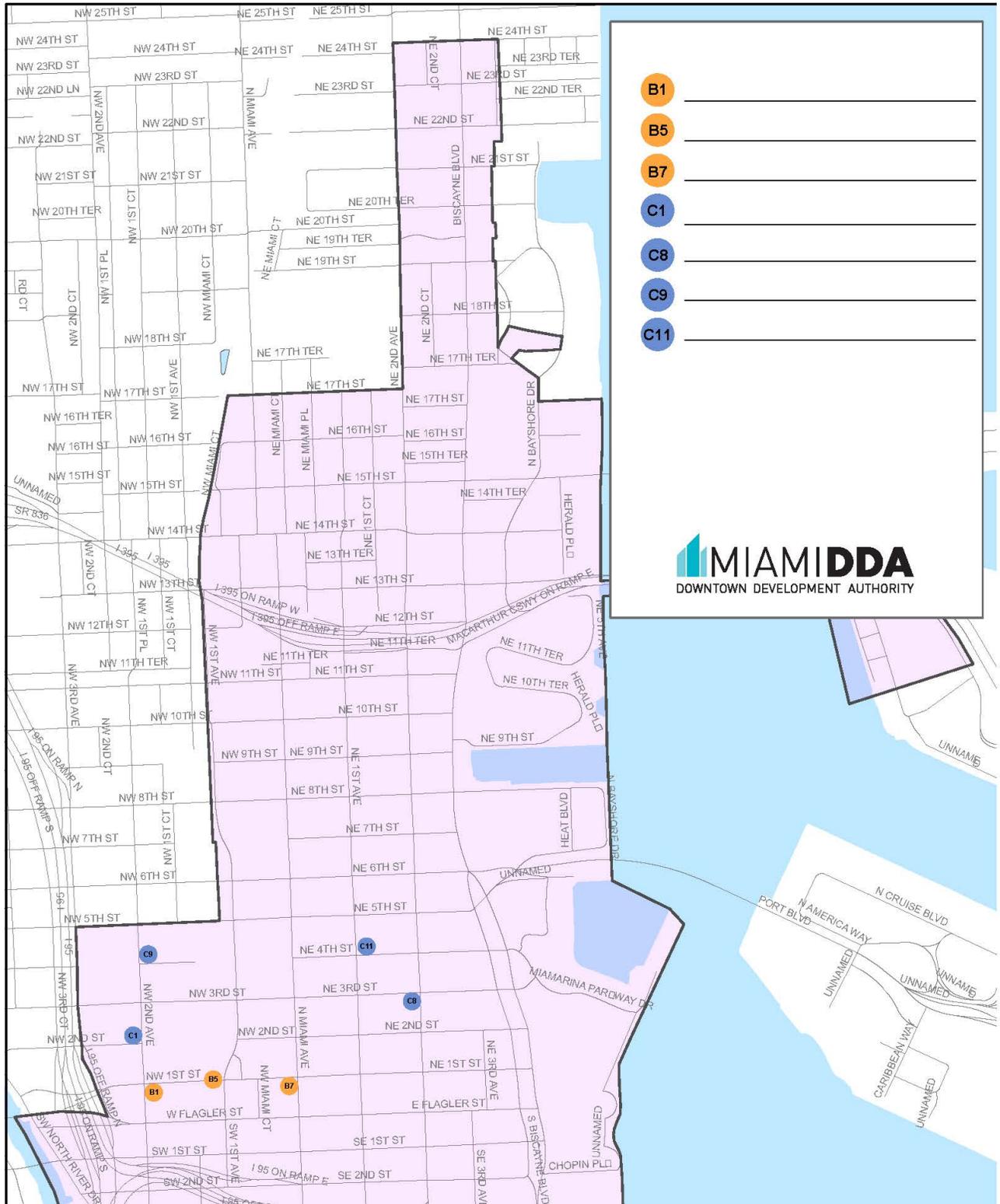
PI = Point of Intersection

B/S = Back of Sidewalk

\* = Location varies / or may change

# C. VENDOR LOCATIONS -MAP

## Miami Downtown Development Authority Street Vendor Lottery (2024 - 2025)



**MIAMIDDA**  
DOWNTOWN DEVELOPMENT AUTHORITY

## Section XII. Payment Information

### Monthly Payment Rates:

\$ 100/ per month Vending Area "A"  
\$ 50/ per month Vending Area "B"  
\$ 20/ per month Vending Area "C"

Refer to Section XI - Vending Zones for assigned area pertaining to each location.

### Payment Schedule:

Reporting Period	Payment Due Date
OCT 2024	OCT 1, 2024
NOV 2024	NOV 1, 2024
DEC 2024	DEC 2, 2024
JAN 2025	JAN 1, 2025
FEB 2025	FEB 3, 2025
MAR 2025	MAR 3, 2025
APR 2025	APR 1, 2025
MAY 2025	MAY 1, 2025
JUN 2025	JUN 2, 2025
JUL 2025	JUL 1, 2025
AUG 2025	AUG 1, 2025
SEP 2025	SEP 1, 2025

All vendor payments are to be made by check or money order – Payable to the City of Miami. **(Cash payments will not be accepted.)**

All franchise fees are due **on the payment due date.** Late or unpaid franchise fees are unacceptable and grounds for automatic termination of franchise permit.

## Section XIII. Vendor Accessories Form

### City of Miami Downtown Development Authority Vendor Accessory Form

The DDA will provide approved and permitted vendors within the Downtown Miami Special Vending District the use of accessories such as but not limited to umbrellas, coolers, aprons, and chairs.

Equipment will be routinely inspected by the DDA. Equipment must be in acceptable condition at all times.

**Note:** Equipment/Accessories provided to the vendors by the DDA will require a refundable deposit (up to an estimated amount of **\$ 550.00**) for the use of the equipment during the franchise year.

The vendor agrees to hold the DDA harmless of any accidents, damages or injuries that may occur from the use of these accessories while in the possession of the vendor.

The vendor agrees to immediately inform the DDA of broken or lost equipment. Vendors will be required to replace/purchase new equipment if equipment is in poor or unusable condition at any time during the franchise year. Equipment that is lost or returned in poor and/or unusable condition will result in loss of deposit.

#### Deposit fees are as follows:

Item	Quantity Needed	Price
• Apron	4	\$10.00 ea.
• Cap	2	\$10.00 ea.
• Chair	1	\$40.00 ea.
• Cooler	1	\$48.00 ea.
• Small Cooler (Hot Dog Storage)*	1	\$28.00 ea.
• Step Stool (for Cooler)	2	\$14.00 ea.
• Trash Receptacle	1	\$20.00 ea.
• Umbrella	1	\$340.00 ea.

\*Optional for Carts who do not have coolers inside their cart.

I, the undersigned, agree to use, maintain, and care for the accessories provided to me by the Miami DDA. Accessories provided by the DDA are not to be used outside of the Miami DDA District.

I understand that these accessories are property of the Miami DDA and must be returned to the DDA by the end of the lottery year (on or before September 30, 2024 – Appointments will be scheduled with the Vendor Lottery Coordinator) to the **Bayfront Park Storage located at 301 Biscayne Blvd, Miami, FL 33131.**

\_\_\_\_\_  
Vendor Name (print)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## Section XIV. Resignation Procedures & Sample Form Letter

If a vendor elects to resign from their location the owner must provide a written and notarized resignation letter addressed to the Miami DDA. Otherwise, the vending location will be considered active, rent will be due, and the assigned vendor will not be eligible to apply for the next vending year.

Please contact our Enhanced Services Coordinator at (305) 579-6675 with any questions or comments.

A sample letter is provided below:

To Whom It May Concern:

Date: \_\_\_\_\_

I \_\_\_\_\_ am resigning my vending location at  
\_\_\_\_\_ for the following reason(s):

area under construction  
 personal reasons  
 not a desired location  
 other

This resignation is effective immediately.

Signature,  
\_\_\_\_\_

Print name  
\_\_\_\_\_

Attest.  
\_\_\_\_\_  
(Public Notary)

On this \_\_\_\_\_ day of \_\_\_\_\_.

## **Section XV. City of Miami Code of Ordinances**

The following two sections are selected excerpts from Chapter 39 – PEDDLERS AND ITINERANT VENDORS: Article II. – SIDEWALK AND STREET VENDORS. Please refer to full Ordinance for complete information.

### **Sec. 39-32. - Vending prohibited in certain locations.**

Vending is prohibited in the following locations:

- (1) Within special vending districts or restaurant arcade vending zones, except within designated vending zones of said areas.
- (2) From a public parking lot, metered or unmetered parking space, on-street parking space, or loading zone.
- (3) Within 500 feet of any property used for school purposes (preschool, elementary, secondary) on all school days between the hours of 7:00 a.m. and 4:30 p.m. [115]
- (4) On any combination sidewalk and curb width less than six feet in width.
- (5) Within five feet of the entranceway to any building.
- (6) Within 100 feet of any driveway entrance to a police or fire station, or within 20 feet of any other driveway.
- (7) Within 20 feet of any bus stop zone.
- (8) Within five feet of the pedestrian crosswalk at any intersection, or designated pedestrian crossing point.
- (9) Within ten feet of any handicapped parking space, or access ramp.
- (10) Within 20 feet of a sidewalk cafe permitted pursuant to chapter 54 of the city Code.

(Ord. No. 9880, § 1, 9-13-84; Ord. No. 10045, § 1, 9-26-85; Ord. No. 10499, § 1, 10-27-88; Ord. No. 10660, § 1, 10-12-89; Ord. No. 10891, § 1, 6-20-91; Ord. No. 11212, § 3(39-16), 1-12-95; Code 1980, § 39-16)

### **Sec. 39-33. - Limitations within the Downtown Miami special vending district.**

Vending within the Downtown Miami vending district shall be subject to all generally applicable rules and regulations in this article except as contrarily and specifically provided below:

(1) No merchandise shall be vended or displayed other than:

- a. Prepackaged foods, as defined by 61C-4.009, Florida Administrative Code (1994), as amended, of the snack food type.
- b. Prepared foods including, but not limited to: ice cream, baked goods, fresh fruit and the like.
- c. Unprepared foods including, but not limited to: hot dogs, crepes and the like.
- d. Plants and flowers including, but not limited to: fresh cut or dried flowers or potted plants and the like.

(2) Vending of merchandise shall be prohibited from any type of vehicle or stand other than a push cart of the specific types and construction shown and described on composite "exhibit B," attached to Ordinance No. 11212. Push carts satisfying said criteria may be purchased by the DDA utilizing fees collected from vending zone franchises and may be leased to the franchisees at lease rates to be determined by the DDA. Vendors shall not be precluded from using non-DDA provided equipment or push carts. However, said materials shall satisfy the above criteria and be inspected and certified by DDA as having complied with this section.

(3) No merchandise, supplies, containers or any other items related to the vendor shall be placed anywhere within the public right-of-way other than on or concealed within the push cart, with the exception of one folding chair or wooden stool of a type approved by the DDA.

(4) No vendor or entity shall own, operate, hold or control a local business tax receipt for more than one push cart in the herein district.

(5) Vending zones.

a. Assignment of vendors to specific vending zones.

1. Franchise rights.

i. Vending in vending zones within the Downtown Miami special vending district shall be the subject of inquiries from duly licensed vendors willing to pay for the franchise right to vend exclusively from a specifically identified vending zone, subject to applicable rules, regulations, ordinances and statutes governing vending. There shall be a monthly franchise fee of \$100.00 for area A, \$50.00 for area B, and \$20.00 for area C. As a condition precedent to the granting of a franchise, the first full monthly payment and any partial month preceding the first full month, pro rated, shall be paid at the time the franchise is granted. Each succeeding monthly payment shall be paid by the franchisee, at the office of the DDA, on the first day of each month (on the following Monday if the first is on weekend, and the next day if the first is on a national holiday which closes

City of Miami offices on such Monday). Payments shall be made by cashier's check, bank-certified funds, or money order payable to the City of Miami. Failure to tender required payments on the dates specified shall invalidate said franchise award and vacate the vending zone.

b. Location of vending zones.

1. There shall be a maximum of 75 vending zones in this district, with 25 allotted to each of those areas to be known as A, B, and C. Vending zones shall be delineated by the DDA in cooperation with the public works department and the downtown NET office based upon the following criteria:

i. Vending zones shall be located in areas where the sidewalk width is sufficient to accommodate regular daily peak-hour pedestrian flow plus the six-foot sidewalk width necessary for the vending zone, with a minimum of friction and pedestrian inconvenience.

ii. Vending zones shall, whenever possible, be located where the sidewalk and curb have been extended into the street forming a pedestrian peninsula.

iii. Along the streets, where the sidewalk does not meet the above criteria, vending zones may be located in areas of the sidewalk constricted in width by existing utility poles, benches, signposts, trees, and similar permanent obstructions.

iv. Vending zones shall conform to all limitations listed in section 39-32 except as contravened in this section.

v. Vending zones shall be limited to no more than ten percent of the linear frontage of each block. Priority shall be given to qualified areas near street corners and major nonresidential building entrances. Said zones shall have a minimum distance separation from one another of 50 feet.

2. No vending shall be permitted within the Downtown Miami special vending district except within the sidewalk areas specifically designated on the official map attached to Ordinance No. 11212 as composite "exhibit A." Said vending maps, as amended, shall be the official vending zone locator for this district and shall be kept in the office of the city clerk with certified copies being furnished to the City of Miami's Downtown Neighborhood Enhancement Team (NET) office, the executive director and the director.

3. Substitute locations amending said map may be considered and approved by the executive director on a case-by-case basis if such locations are in compliance with all the provisions of this article and other applicable regulations. The revised location map shall be immediately filed with the city clerk and copies sent to the downtown NET administrator and the director.

4. Vending zones may also be eliminated.

5. Eliminations or substitutions shall be based on findings by the executive director or director that such action is warranted on health and safety grounds, or necessitated by rights-of-way improvement or private or public construction activity.

c. Lottery.

1. The DDA shall establish and the executive director shall supervise a lottery system whereby those persons possessing, as conditions precedent to participating in the lottery, valid and appropriate state licenses (upon required inspections, from the state department of business and professional regulation for the sale of prepared food, and/or the state department of agriculture for the sale of prepackaged food, or their successor agencies), an local business tax receipt, appropriate state and local sales tax certificates and DDA push cart certification shall be publicly chosen by chance for vending zones in this district. The executive director or downtown NET administrator shall assign each vending zone a number corresponding to a location on the appropriate vending map. All qualified vendors shall have their names placed into containers for a public drawing by the executive director or his or her designee to determine which location shall serve as the vending zone for each vendor for the franchise period. At the conclusion of the franchise period all franchise rights shall end and all franchises shall be subject to a new lottery.

2. The DDA is authorized and directed to annually issue a "Notice of Street Vending Franchise Opportunities in Downtown Miami." Said notice for each franchise period shall be publicly advertised in a newspaper of general circulation approximately 60 days prior to each franchise period and shall indicate the pending availability of exclusive vending zones in the district, and the terms of such availability, including the date, place and time of the lottery. Notices as for a posted notice lottery may also be given, but shall be considered courtesy notice only.

3. Utilizing the standards and criteria set forth in this article, the DDA may promulgate such reasonable supplementary rules, regulations and/or procedures as are necessary to implement and effectuate the herein lottery and vending zone assignment process, which shall include participation by a representative of the Downtown Miami Partnership. Said supplementary rules, regulations and procedures shall be filed with the city clerk, and also made available at the DDA and the downtown NET office.

4. For vending zones which may become available during the franchise period due to vacancy, abandonment or executive director's or director's action, the executive director may specify the date, time and place for the holding of a special lottery for such designated vending zone(s), and shall publicly advertise said information as for a posted notice lottery.

5. All franchise documents are nontransferable. Sale of a majority of stock in a corporate franchise by stockholders listed on the franchise application or sale of a majority interest in a partnership as listed on the franchise application shall be deemed a transfer of the franchise, which is prohibited. The franchise document shall be in the possession of the vendor and immediately accessible at all times, and shall

be displayed to a police officer, code enforcement officer or Downtown Miami Neighborhood Enhancement Team ("NET") official upon request. Failure to immediately provide this document, along with a valid local business tax receipt, the push cart certification required by subsection (2) of this section, sales tax certificate(s) required by subsection (16) of this section, and appropriate current state inspection license(s) shall be grounds for immediate removal of the push cart from the vending zone and district, suspension of the franchise and initiation of local business tax receipt and franchise revocation proceedings by the executive director or NET administrator.

6. Franchises awarded pursuant to this section shall be subject to section 39-29. Furthermore, the award of a franchise pursuant to this section does not grant or infer vested rights to the use of the public rights-of-way by the franchisee.

7. Any vending zone or franchise document issued pursuant to this section shall be subject to modification by ordinance at any time deemed necessary by the city commission. Vending in any vending zone may be temporarily suspended or relocated by the director upon reasonable notice when private or public construction or activities or health and safety concerns of the director make it unsafe or impractical to allow vending in that vending zone. Such suspension(s) which last for a continuous or cumulative period in excess of five days of a franchise period shall result in a pro rata refund of the lottery franchise fee paid by the franchisee who is the subject of such suspension. No other payments or compensation shall be owed by the city or due the franchisee as a result of such suspension(s). A vendor so dispossessed may, if possible, be offered a substitute vending zone by the executive director without the necessity of lottery proceedings. Said new location shall be valid for the balance of the time remaining on the vendor's franchise document for that franchise period, or until the vendor's original franchise is again available, whichever date or event occurs first. If a substitute location is accepted by the vendor the refund shall be only for the actual days of suspended operation, and shall not include the assigned day(s) of operation in the substitute location.

8. Vending activity voluntarily terminated, or suspended or revoked due to unauthorized absence or other violations of this article or otherwise violating the Code of the City of Miami, Dade County or general law shall not be the basis for any pro rata refund of a franchise fee. Revocation of franchise documents based on voluntary termination, unauthorized absences or violations shall result in a forfeiture of the entire franchise fee.

d. Limitations within vending zones.

1. There shall be no more than one vendor permitted to operate within each vending zone.

2. Each vendor shall be permitted to operate within only one vending zone.

3. Each vending zone shall approximate the size of the specific push cart permitted within said vending zone and shall be clearly marked on the sidewalk.

4. Vending push carts shall be, at all times, positioned so that their longest side is parallel to the street curb.

e. All participants in lottery proceedings pursuant to this section shall submit, as a condition precedent to participating, a copy of an appropriate valid local business tax receipt, certification from the DDA that the push cart which is to be used in this district has been issued a document evidencing compliance pursuant to subsection (2) of this section, sales tax certification pursuant to subsection (16) of this section and the appropriate state license pursuant to subsection (20) of this section.

f. Unauthorized absence from a designated vending zone shall constitute a basis for suspension and revocation of a franchise document. Upon certification by the executive director or NET administrator that a vending zone has been unoccupied for a continuous period of 15 days for reasons other than those mentioned in subsection (5) c.5 of this section or section 39-29, the executive director or NET administrator shall notify the vendor of the intent to revoke the vendor's franchise unless clear evidence of vending activity during the 15-day period in question is provided to the executive director or NET administrator. Subsequent to ten-day notice mailed by certified mail to the address shown on the vendor's lottery application form, the executive director shall conduct a hearing and may revoke the vending franchise and reward the franchise to a different vendor, pursuant to a posted notice lottery, for the balance of that franchise period. The vendor subject to such revocation may appeal said decision in the same manner provided in section 54-230. An appeal shall not stay an order banishing a push cart or franchisee.

g. Any franchisee incurring three written notices of violation of this article within a two-year period shall be the subject of the following franchise revocation proceedings:

1. When violations occur, the franchisee shall be notified by the executive director, his designee, or downtown NET office in person or via certified mail. The first violation notice or citation shall be a reprimand; the second violation notice or citation shall be a warning; the third violation notice or citation shall result in an automatic revocation of franchise document, immediate removal of the franchisee's push cart from the district, and banishment of the violator from the district for a period of one calendar year.

2. Revocations may be appealed in the same manner provided in section 54-230. An appeal shall not stay an order to remove a push cart or banish a franchisee from the district.

h. A franchisee may voluntarily relinquish a franchise through written, notarized notification to the executive director, specifying an effective date. On said date the subject vending zone shall be automatically reclassified as vacant, and subject to reassignment in a special lottery. The relinquishing franchisee shall be ineligible to participate in any lottery in that specific special vending district for the balance of that franchise period.

(6) All goods for sale other than those on display must be stored within the structure of the push cart and shall not be visible to the general public.

- (7) It shall be unlawful for any vendor to use any noise making device to solicit customers.
- (8) Push carts shall not be chained or otherwise affixed to trees, lightpoles, sign stanchions or any other object in the right-of-way.
- (9) Push carts shall be required to be in their vending zone between the hours of 9:00 a.m. and 6:00 p.m. on a weekday and between the hours of 10:00 a.m. and 6:00 p.m. on a Saturday or Sunday.
- (10) Vending shall be prohibited within eight feet of the entranceway to any building, and within 50 feet of the entranceway to any church, synagogue or other place of worship.
- (11) No open flame cooking shall be permitted.
- (12) Vending zones shall not be occupied exclusively by a selected vendor pursuant to this section until July 1, 1995. Said date shall initiate the inaugural franchise period for the Downtown Miami special vending district.
- (13) Fees collected under this subsection are for franchises granted for the exclusive right to use a portion of the public right-of-way, and are in addition to other permit fees and local business taxes imposed by law.
- (14) All franchise fees collected pursuant to this section shall be placed in a special account established for the Downtown Miami special vending district by the City of Miami's director of finance, and shall be utilized exclusively by the executive director, upon approval of the DDA board of directors, for the administration of this district, its management services and purchase or replacement of push carts and/or related equipment.
- (15) The executive director shall design and distribute to those awarded a vending zone a franchise document identifying the person or entity chosen by lottery, the specific location where said person or entity is to be allowed to vend exclusively during the vending period, and the duration of such entitlement.
- (16) Except as otherwise provided in this section all franchise documents issued for vending activity within the district shall be valid for a period of one year or, in the case of special lottery franchisees, the balance of the franchise period. Prior to the expiration date (September 30 of each year), vending zones shall once again be awarded pursuant to the lottery requirements of this section. The reallocation and assignment of vending zones shall become effective on October 1 of each year and no vendor shall be allowed to occupy the same vending zone for two consecutive franchise periods.
- (17) All franchise documents issued for vending activity in this district shall only be valid during one franchise period, and shall expire on the expiration date shown on the franchise document and records of the executive director. Upon such expiration the vendor's exclusive right to such vending zone shall terminate, and vending rotation rights shall once again be awarded pursuant to the lottery procedures of this section.
- (18) Liability and insurance.

a. Prior to the issuance of a franchise document, the vendor shall furnish the executive director with a signed statement that said vendor shall hold harmless and indemnify the city and DDA and their officers and employees for any claims for damages to property or injury to persons which may be occasioned by any activity carried on under the terms of the franchise document and associated local business tax receipt.

b. Prior to the issuance of a franchise document, said vendor shall also furnish proof of and maintain such public liability and property damage from all claims and damage to property or bodily injury, including death, which may arise from or in connection with operations under the franchise document and associated local business tax receipt. Such insurance shall provide coverage of not less than \$500,000.00 for bodily injury, and property damage respectively per occurrence. Such insurance shall be without prejudice to coverage otherwise existing and shall name as additional insured the city and DDA and their officers and employees, and shall further provide that the policy shall not terminate or be canceled for any reason, prior to the completion of the franchise period without 45 days' written notice to the risk management division of the department of fire-rescue or its successor, the executive director and the director of public works of the city at the addresses shown in the franchise document.

(19) Sales tax certification. Prior to the issuance of a franchise document, the vendor shall also furnish original evidence of a valid certificate of resale or equivalent document from the Florida Department of Revenue and Metropolitan Dade County, if applicable, evidencing that the vendor and the specific vending activity authorized by said franchise document have been permitted by said tax collection entities to the extent mandated by law. Franchisee(s) shall furnish upon demand, evidence that the herein requested certificate of resale or equivalent document is current. Failure to maintain said certification shall constitute a basis for suspension and/or revocation of a franchise document.

(20) State license inspection and certification. Prior to issuance of a franchise document, the vendor shall also furnish original evidence of a valid license issued, upon inspection, by the state department of business and professional regulation (for vending prepared food, as defined by state regulations) and/or the state department of agriculture (for vending prepackaged food, as defined by state regulations).

(Ord. No. 9880, § 1, 9-13-84; Ord. No. 10479, § 1, 9-8-88; Ord. No. 10633, § 1, 9-14-89; Ord. No. 10805, § 1, 10-25-90; Ord. No. 10891, § 1, 6-20-91; Ord. No. 11212, § 3(39-17), 1-12-95; Ord. No. 11249, § 2, 4-27-95; Code 1980, § 39-17; Ord. No. 11288, § 2, 7-13-95; Ord. No. 12885, § 1, 2-8-07)

## Section XVI. Rules and Regulations for Downtown Miami Vendors

1. Push carts shall be required to be in their vending zone between the hours of 9:00 a.m. and 6:00 p.m. from Monday through Friday. Vendors have the option of vending on Saturday and Sunday between the hours of 10:00 a.m. and 6:00 p.m.
2. No vendor shall leave any push cart or motor vehicle unattended.
3. No advertising on the push cart is allowed except for posting of prices.
4. Vendors are allowed to have one (1) folding chair and (1) umbrella as approved by the DDA.
5. The DDA will allow the use of one (1) cooler no larger than 39"x 19" x 19", kept adjacent to vending push cart and one (1) smaller cooler (optional) for the storage of hot dogs to avoid contamination.
6. No vendor shall allow or keep any animals in motor vehicles or push cart.
7. No vendor shall solicit or conduct business with persons in motor vehicles located in traffic lanes of public streets and highways.
8. No vendor shall sell or display anything other than that for which they are licensed to vend.
9. No vendor shall allow the push cart or any other item relating to the operation of the vending business to lean against or hang from any building or other structure.
10. It shall be unlawful for any vendor to use any noise-making device that annoys, disturbs, injures, or endangers the comfort, health, peace, or safety of others.
11. Vendors must maintain their vending sites in a clean and hazard-free condition. Vendors must also have running water.
12. All vending push carts must be equipped with a broom and dustpan for sidewalk cleaning.
13. No vendor shall leave any vending location without first packing up, removing, and disposing of all trash and refuse remaining within a 15-foot radius.
14. Vendors may **not** use City trash receptacles for the deposit of vendor trash.
15. Vendors shall provide a DDA License Certificate (Franchise Document) and Business Tax Receipts (City of Miami and Miami-Dade County) to any member of the Miami Police Department, Code Compliance, and DDA upon request. If the vendor and/or authorized employee do not have the above-mentioned documents at the time of the request, it is grounds for immediate removal of push cart.
16. Vendors in violation of the City Ordinances or the Rules & Regulations will be issued a notice of violation. After three (3) notices of violation have been issued, the vendor's franchise license will be revoked and the push cart must be removed immediately.

I have read and understand the City of Miami Ordinances and the Rules and Regulations and agree to abide by them as a street vendor within the Downtown District.

Vendor Name (Print): \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

## Section XVII. National, State, or Local Emergency Declaration or Order/ Miscellaneous Safety Information

1. Vendors are **required** to follow all National, State, or Local Emergency Declarations or Orders
2. All vendors are expected to consider how best to decrease the spread of COVID-19 and lower the impact for the Downtown community.

*For information on Best Practices for Food Service Workers (Florida Department of Health):*

[http://www.floridahealth.gov/environmental-health/food-safety-and-sanitation/\\_documents/BestPracticesFoodSafetyandSanitation.pdf](http://www.floridahealth.gov/environmental-health/food-safety-and-sanitation/_documents/BestPracticesFoodSafetyandSanitation.pdf)

3. Effective September 28, 2018, Chapter 64E-11, Florida Administrative Code, "Food Hygiene" has been revised. \*The updated version can be found at the following link:

[http://www.floridahealth.gov/environmental-health/food-safety-and-sanitation/\\_documents/Ch64E-11updated11.8.18.pdf](http://www.floridahealth.gov/environmental-health/food-safety-and-sanitation/_documents/Ch64E-11updated11.8.18.pdf)

*For information on Hygiene Codes and Standards:*

<http://www.floridahealth.gov/environmental-health/food-safety-and-sanitation/food-manager-code-standards.html>

4. United States Department of Agriculture (USDA) Food Safety Information:

*For information on Sausages & Food Safety:*

[https://www.fsis.usda.gov/wps/wcm/connect/3e6befc0-b62e-4168-bf4b-b3a386e3fe19/Sausage\\_and\\_Food\\_Safety.pdf?MOD=AJPERES](https://www.fsis.usda.gov/wps/wcm/connect/3e6befc0-b62e-4168-bf4b-b3a386e3fe19/Sausage_and_Food_Safety.pdf?MOD=AJPERES)

5. Centers for Disease Control and Prevention – Coronavirus (COVID-19) Information:

<https://www.cdc.gov/coronavirus/2019-ncov/index.html>