



ADMINISTRATIVE SERVICES DEPARTMENT
REVENUE SERVICES DIVISION – BUSINESS LICENSE TAX
425 North El Dorado Street • PO Box 1570 • Stockton, CA 95201 • (209) 937-8313
www.stocktonca.gov

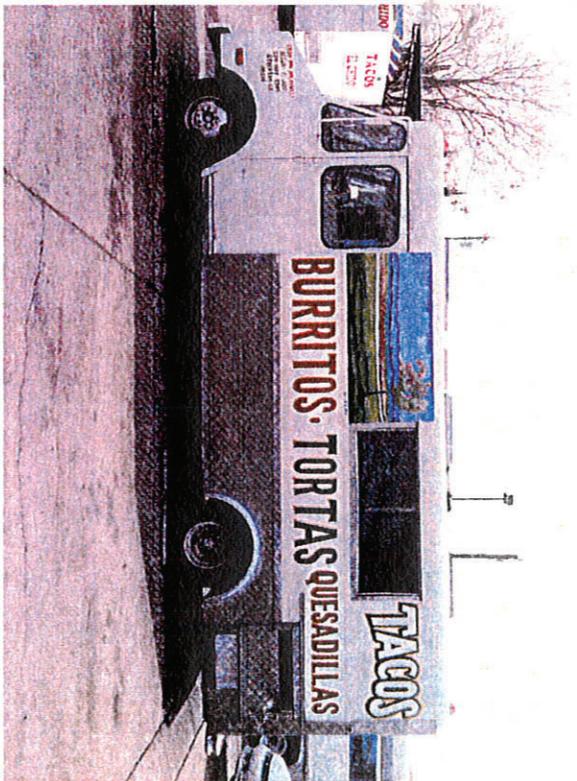
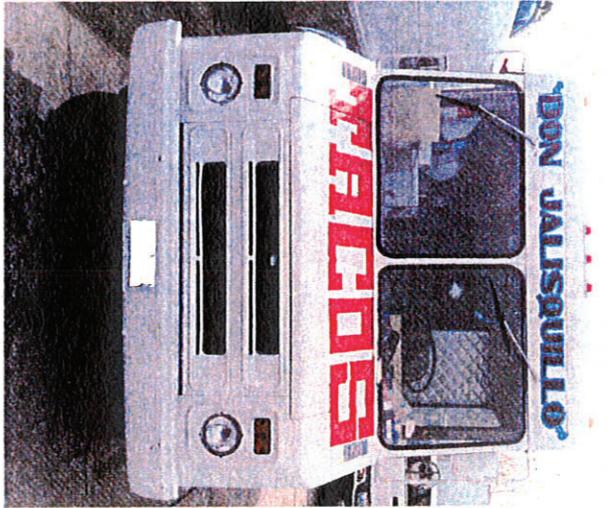
ICE CREAM TRUCK

Forms Needed:

- Business License application
- DMV Registration for vehicle
- Certificate of Vehicle Insurance with expiration date and vehicle information
- San Joaquin County Health permit or vehicle sticker with expiration date
- (4) Color photos, one of each side of the vehicle showing the entire vehicle, front and back photos must include the vehicle license plate and license plate must be legible
- Verification of Commissary from the Health permit application
- If vending on private property you will need an Affidavit from the property owner stating that you are allowed to vend on the property

Ice Cream Truck:

- Annual Registration Tax - \$24.00
- State Disability Act Fee - \$4.00
- Annual Flat Rate Tax - \$50.00
- Loud Speaker Tax - \$50.00





APPROVED COMMISSARY FACILITIES

California Catering Service (No Carts)

2440 South Airport Way
Stockton, CA 95206
(209) 466-9000

El Gallo Commissary (No Carts)

1301 South Sacramento Street
Lodi, CA 95240
(209) 334-2573

California Truck Wash

730 South California Street
Stockton, CA 95203
(209) 464-9707

Union Catering Truck Center

1717 South Union Street
Stockton, CA 95206
(209) 298-5416

La Comercial

2900 East Harding Way
Stockton, CA 95205
(209) 464-4570

Commissary Azteca

620 South Sacramento Street
Lodi, CA 95240
(209) 224-8334

ICE CREAM TRUCKS ONLY

Pick N Go Ice Cream

3588 East Carpenter Road
Stockton, CA 95205
(209) 948-1749

Stockton's Wonderful Ice Cream

1430 East Weber Avenue
Stockton, CA 95205
(209) 361-5864

INTENTIONALLY LEFT BLANK

FOR OFFICE USE ONLY:

 ACCOUNT # _____
 CUSTOMER ID # _____
 LICENCE REF # _____
 CLASS _____

BUSINESS LICENSE TAX APPLICATION
NEW LIC _____ Number of Employees: Full Time _____ Part Time _____ Temporary _____ Square Footage _____
CHANGE _____ Change From _____ Date of Change _____ Bus Lic # _____

NOTE: Any change in ownership, address, or business activity, requires a new application. The City of Stockton does not guarantee that information on this form will be exempt from disclosure under the Public Records Act.

BUSINESS INFORMATION:

- Business Name (DBA) _____ Phone () _____
- Business Address _____ Ste/Apt # _____ City _____ State _____ Zip _____
(Cannot be PO Box per CA Bus & Prof Code Section 17538.5) (List address where each individual consent to receive service of process AB2184 Sec 1600.)
- Business Mailing Address _____ Ste/Apt # _____ City _____ State _____ Zip _____
(If different from the service process address/Business address)
- Business Email Address _____

5. Business involved in renting residential or commercial real estate (Stockton only):
Property Address _____
Property Owner _____ **Parcel #** _____

- Detail Description of Business Activity _____
- Standard Industrial Classification (SIC): _____ Major Group: _____
- Are you Chamber of Commerce Green Certified? Yes ___ No ___ (For information contact Chamber of Commerce (209) 547-2770)
- Start date in the City of Stockton _____ Estimated **Monthly** Gross Receipts in Stockton \$ _____
- Contractor's only:** Project Amount _____ CA Contractor's License # _____
 Classification _____ Expiration Date _____ Annual Quarterly Contractors License
- Seller's Permit # _____ SS# or Tax ID # _____
- Check One: Single Owner Partnership Corporation LP LLC

OWNER(S) INFORMATION: (The following personal information is not public and will not be shared in accordance with city policy OL-103.) Proof of compliance with Business and Professions Code Section 17538.5(b)(2)(A)(B) may be submitted in lieu of home address.

- Name _____ Address _____
 City _____ State _____ Zip _____ Home Phone (____) _____
 Date of Birth _____ Driver's Lic or Other I.D.# _____ State _____
- Name _____ Address _____
 City _____ State _____ Zip _____ Home Phone (____) _____
 Date of Birth _____ Driver's Lic or Other I.D.# _____ State _____

FOR OFFICE USE ONLY:

ACCOUNT # _____
CUSTOMER ID # _____
LICENSE REF # _____

CORPORATION, LLC, or LP INFORMATION: (Must be Registered in California)

Name _____ Corp/LLC/LP # _____

Names of Officers/Members

President: _____ Secretary: _____

Vice President: _____ Treasurer: _____

Authorized Agent: _____ Contact Phone # _____

Authorized Agent: _____ Contact Phone # _____

PLEASE NOTE:

The Issuing of your Business License is for revenue purposes only. It does not relieve you from the responsibility of complying with the requirements of any other department of the City of Stockton and/or any other ordinance, law or regulation of the City of Stockton, State of California, or any other governmental agency.

Business Licenses are not transferable. It is your responsibility to renew your Business License whether or not you receive a renewal notice. If you are no longer conducting business in the City of Stockton, you must notify us in writing. To appeal a business license that has been denied see SMC 5.04.210.A.

I HAVE READ AND UNDERSTAND THE TERMS ABOVE • I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE INFORMATION PROVIDED ON THIS APPLICATION IS TRUE AND CORRECT.

Owner/Authorized Signature Title Date

Owner/Authorized Signature Title Date

Disability Access and Education Fee (SB 1186)

**State Mandated Disability Access and Education Revolving Fund.

Under federal and state law, compliance with disability access laws is a serious and significant responsibility that applies to all California building owners and tenants with buildings open to the public. You may obtain information about your legal obligations and how to comply with disability access laws at the following agencies:

- o The Division of the State Architect at www.dgs.ca.gov/dsa/Home.aspx.
- o The Department of Rehabilitation at www.rehab.cahwnet.gov.
- o The California Commission on Disability Access at www.cdda.ca.gov.

BELOW IS FOR OFFICE USE ONLY: PLEASE DO NOT WRITE IN ADDITIONAL INFORMATION BELOW THIS LINE

Processed By:		Date:	Business License Taxes/Fees	Amount
Dept/Div Checked Must Approve or Deny		Authorized Signature and Date	Registration Tax	
<input type="checkbox"/> Planning	Approved <input type="checkbox"/> Denied <input type="checkbox"/>		Mill Tax/Flat Rate Tax	
<input type="checkbox"/> Building	Approved <input type="checkbox"/> Denied <input type="checkbox"/>		Penalty	
<input type="checkbox"/> Fire	Approved <input type="checkbox"/> Denied <input type="checkbox"/>		Prior Year(s) Taxes	
<input type="checkbox"/> Police	Approved <input type="checkbox"/> Denied <input type="checkbox"/>		**State Mandated Disability Access and Education Revolving Fund	
<input type="checkbox"/> MUD/Stormwater	Approved <input type="checkbox"/> Denied <input type="checkbox"/>		Other: Adjustments/Credits	
<input type="checkbox"/> Other:	Approved <input type="checkbox"/> Denied <input type="checkbox"/>		Total Due	
			Expiration Date	

PLEASE RETAIN A COPY FOR YOUR RECORDS

Stockton Municipal Code
Chapter 5.68
ICE CREAM VENDORS

5.68.010 Short title.

This chapter shall be known as the "Ice Cream Vendor Ordinance." (Prior code § 7-005)

5.68.020 Purpose.

The general purpose of these regulations is to promote the health, safety, comfort, convenience, prosperity, and general welfare by requiring that new and existing ice cream vendors provide the community and customers with a minimum level of cleanliness, quality, safety, and security. (Prior code § 7-006)

5.68.030 Definitions.

"Business owner" means any person, firm, or corporation, which owns or controls any interest in any business engaged in vending as defined in this section.

"Commissary" means an establishment in which food, containers, equipment, or supplies are stored or handled for use in ice cream vehicles.

"Dispense" or "dispensing" means peddling, hawking, displaying for sale, soliciting the sale of, offering or exposing for sale, selling, or giving away.

"Ice cream vehicle" means a motor vehicle engaged in the curbside vending or sale of frozen and/or refrigerated desserts, confections, or novelties commonly known as ice cream, pre-packaged candies, pre-packaged snack foods, or soft drinks, primarily intended for sale to children under 14 years of age.

"Persons" means any person, firm, partnership, association, or corporation, and includes, but is not limited to, owners, operators, drivers, lessors, and lessees of ice-cream vehicles.

"School" means any elementary school, middle school, junior high school, four-year high school, senior high school, continuation high school, or any branch thereof.

"Street" means all that area dedicated to public use for public street purposes and shall include, but not be limited to, roadways, parkways, alleys, and sidewalks.

"Vend" or "vending" means the sale of frozen and/or refrigerated desserts, confections, or novelties commonly known as ice cream, pre-packaged candies, pre-packaged snack foods, or soft drinks from an ice cream vehicle.

"Vendor/operator" means any person who drives, operates, and/or vends on or from an ice cream vehicle. (Prior code § 7-007)

5.68.040 Application.

A. A person desiring to engage in a vendor operation, as defined by this chapter, shall submit a written application in a form acceptable to and with all supporting information required by the City. Such application shall be accompanied by a non-refundable, non-transferable application fee in an amount as established by resolution of the City Council. Any such permit shall be required to be renewed annually and a separate non-refundable, nontransferable application fee shall be paid yearly for such renewal application. Vendors must have the permit in their possession when vending. There must be at least one (1) vendor with a valid permit on an ice cream vehicle whenever vending is taking place.

B. A Vendor must obtain a background check in accordance with the requirements of Section 5.08.260 of this code.

C. If the ice cream vehicle is equipped with a sound device an additional fee, in an amount as established by resolution of the City Council, for a sound permit shall apply.

D. Every business owner shall obtain a City business license. As part of the business license application, business owner shall provide the following:

1. Proof of current vehicle registration and a copy of an applicable vehicle insurance policy.
2. Four photographs (showing different exterior views) of each ice cream vehicle.
3. A copy of a current San Joaquin County Environmental Health permit. For a City business license renewal application, business owners must show proof of payment to a commissary for the prior 12 months. (Prior code § 7-008)

5.68.050 General regulations for sales.

It is unlawful for any person to vend, or attempt to engage in vending or operate any ice cream vehicle or conduct any business for the purpose of vending from any ice cream vehicle parked, stopped, or standing upon any public street within the City except in accordance with all applicable provisions of this code. (Prior code § 7-009)

5.68.060 Sales from ice cream vehicle.

No person shall dispense any item, other than food or beverages, from an ice cream vehicle parked or stopped on a street. (Prior code § 7-010)

5.68.070 Hours of operation.

No person shall dispense any item from an ice cream vehicle stopped or parked on a street before 9:00 a.m. or after sunset. (Prior code § 7-011)

5.68.080 Restrictions on vending activity.

- A. No person shall dispense any item, at any time, from an ice cream vehicle that is parked or stopped within 100 feet of an intersection, which is controlled by a traffic signal or stop sign.
- B. No person shall dispense any item, at any time, from an ice cream vehicle parked or stopped anywhere that it will create a traffic hazard.
- C. It shall be unlawful for an ice cream vehicle to stop, stand, or park on or along a public street for a period of more than 30 minutes without moving to a new location at least 100 feet removed therefrom.
- D. No person shall dispense any item, at any time, from an ice cream vehicle parked or stopped within 300 feet of the property line of a school prior to 4:00 p.m. on regular school days.
- E. No person shall dispense any item, at any time, from an ice cream vehicle parked or stopped within 300 feet of the property line of any park, playground, or City Parks and Recreation-operated recreation center.
- F. Vending shall occur only from the side of the vehicle away from moving traffic and as near as possible to the curb or side of the street.
- G. Standard warning flashers shall be in operation immediately upon the ice cream vehicle stopping to vend and cease operation as the vehicle begins to move after vending.
- H. The provisions of the subsections of this section shall not apply if a written permit has first been obtained from the City Manager, or designee. (Prior code § 7-012)

5.68.090 Minors in vehicle.

No person shall permit a person less than 16 years of age to ride in or on an ice cream vehicle unless said minor is a family member or relative of the person operating the ice cream vehicle. (Prior code § 7-013)

5.68.100 Noise restrictions.

- A. No person shall use, play or employ any sound, outcry, amplifier, loudspeaker, or any other instrument or device for the production of sound from an ice cream vehicle when the ice cream vehicle is stationary.
- B. No person shall use, play or employ any sound, outcry, amplifier, loudspeaker, or any other instrument or device for the production of sound from an ice cream vehicle which is audible for a distance of more than 300 feet from the ice cream vehicle. (Prior code § 7-014)

5.68.110 Appearance of vehicle.

- A. The exterior of the ice cream vehicle shall be clean and in good repair, and not have any peeling, dents, rust, scratches or missing components which are discernible at a distance of five (5) feet or more from the ice cream vehicle.
- B. A trash receptacle shall be made accessible to the public when sales occur in which patrons can place package wrappers and trash.
- C. Advertising decals and price lists shall be placed only on the vending side of the ice cream vehicle and shall use no more than a maximum area of 24 square feet.
- D. Safety signs or safety decals may be placed on either side of the ice cream vehicle.
- E. A current City business license decal shall be displayed in plain view and at all times on or immediately adjacent to the front passenger-side window of the ice cream vehicle.
- F. A sign displaying the name of the business, the commissary address and the business phone number shall be displayed on the passenger side of the ice cream vehicle and shall be clearly visible at a distance of 10 feet.
- G. The following safety equipment shall be required on all ice cream vehicles:
 - 1. Signs painted or mounted on the front and back of each ice cream vehicle using black four (4) inch tall letters on a yellow background with a black one (1) inch border around each sign. The sign on the front and back of each ice cream vehicle shall read "CHILDREN CROSSING" and be 12 inches high by 48 inches wide. An additional sign or signs shall be painted or mounted on the rear of each ice-cream vehicle above the first sign and shall read "WARNING" in English, Spanish and Vietnamese, using the same size letter and paint requirements.
 - 2. Standard warning flashers.
 - 3. Any other safety equipment required by the California Vehicle Code. (Prior code § 7-015)

5.68.120 Penalty.

A violation of this chapter shall constitute a misdemeanor. Notwithstanding the foregoing, a violation of this chapter is an infraction when the prosecutor files a complaint charging the offense as an infraction. (Prior code § 7-016)