

Mobile Food Units utilities, public entry, connexes

Assembly Counsel



Food Code: AMC 16.60.230 – Mobile Food units and kiosks

History: Prior to 2009 Kiosks and MFUs in separate sections

- No mention of use of
 - Utilities
 - Connexes
 - Public occupancy (except kiosks)
 - Width limitations

Kiosks:

take-out or drive-up service,
no seating
Limited food service or
convenience store- no
cooling or reheating

MFUs:

Type of service “depending
on adequacy of facilities”
Either commissary use or
on-board water/wastewater

Food Code: AMC 16.60.230 – Mobile Food units and kiosks

History: Prior to 2009 Kiosks and MFUs in separate sections

- "'kiosk" means a type of semi-permanent structure that is constructed on a nonpermanent foundation;"
- "mobile food unit" means a type of food service located in a vehicle, trailer, or pushcart that is **capable of easily moving daily** for servicing of water and wastewater holding tanks, that operates out of an approved commissary or other approved facility (unless it is a self-contained mobile food unit), and that has a menu that is usually restricted to service of specific food; a mobile food unit, other than a pushcart, shall be **capable of being licensed by the state as a motor vehicle and shall be capable of moving without special conditions**, such as a pilot car, flagging, restricted hours of movement, or a state motor vehicle permit; **a unit is not considered as a "mobile food unit" if it does not completely retain its mobility or is connected to water or sewer;**

Building Code: AMC 23.10.104.4 – Mobile Food units

History: Prior to 2009 MFUs in Building Code

- No mention of use of
 - Connexes
 - Public occupancy
 - kiosks
- MFUs:
 - No utilities, except electrical
 - Licensed as motor vehicle or trailer, have chassis and wheels

• “Structures not meeting these requirements shall be submitted as a permanent building, obtaining a building permit as outlined in Handout AG.06.”

Food Code: AMC 16.60.230 – Mobile Food units and kiosks

- Food Code rewrite 2009 –
repeal/reenact: AO 2009-40(S)
 - Combined the MFU and Kiosks
sections
- Substantially amended 2017:
AO 2017-162
 - “Kiosk” redefined

[Y.] *Kiosk means a type of limited food service mobile facility, without permanent plumbing, located inside of a permanent building with a certificate of occupancy issued by the municipality. [PERMITTED FOOD ESTABLISHMENT IN A SEMI-PERMANENT STRUCTURE CONSTRUCTED ON A NONPERMANENT FOUNDATION.]*

- Width limit for MFUs – 8.5’
- MFUs must be licensed, instead of
“capable of being licensed”

Food Code: AMC 16.60.230 – Mobile Food units and kiosks

AO 2017-162 – evolving definition of MFU

[Z.] *Mobile food unit* means a type of permitted food establishment located in a vehicle, trailer, or pushcart that:

1. Completely retains its mobility and [I]is capable of easily moving daily for servicing of water and wastewater holding tanks;
2. Operates out of an commissary or other approved facility (unless the unit is a self-contained mobile food unit);
3. Has a menu usually restricted to service of specific food;
4. A mobile food unit, other than a pushcart, shall:
 - a. Not exceed eight feet six inches in width or forty-eight feet in length, including overhangs.
 - b[a]. Be currently [CAPABLE OF BEING] licensed by the State of Alaska [STATE] as a motor vehicle or trailer having a

tow hitch, chassis, axles, wheels and trailer lamps and reflectors required by AMC chapter 9.44. [; AND]

c[b]. Not be connected to utilities except electrical [BE CAPABLE OF MOVING WITHOUT SPECIAL CONDITIONS, SUCH AS A PILOT CAR, FLAGGING, RESTRICTED HOURS OF MOVEMENT, OR A STATE MOTOR VEHICLE PERMIT.]

d[c]. Meet the requirements of section 23.10.104.4. [A UNIT IS NOT CONSIDERED AS A "MOBILE FOOD UNIT" IF IT DOES NOT COMPLETELY RETAIN ITS MOBILITY OR IS CONNECTED TO WATER OR SEWER.]

Draft AO – MFUs and Repurposed containers

- Additional edits to the Draft distributed Wednesday morning:

Kiosk means a type of limited food service mobile facility, without permanent plumbing, located inside of a permanent building with a certificate of occupancy issued by the municipality.

Mobile food unit means a type of permitted food establishment located in a vehicle, trailer, ~~moveable~~ repurposed shipping container (such as a connex unit), or pushcart that:

*** *** ***

Repurposed shipping container means a standard intermodal shipping container (connex) that has been substantially modified for a permanent use as a food establishment under this chapter.

*** *** ***

Draft AO – MFUs and Repurposed containers

- Additional edits to the Draft distributed Wednesday morning:

2. If a vehicle or trailer, be currently licensed by the State of Alaska as a motor vehicle or trailer having a tow hitch, chassis, axles, wheels and trailer lamps and reflectors required by AMC chapter 9.44.
3. If a repurposed shipping container (connex) that lacks a vehicular chassis, it shall have cutouts, anchors, skids or other features used to lift or drag the container to a vehicle or trailer.
4. Meet the requirements of section 23.10.104.4 and any other applicable requirements of Title 23.

Draft AO – MFUs and Repurposed containers

- Additional edits to the Draft distributed Wednesday morning:

D[C]. The operator of a self-contained mobile food unit or kiosk is not required to work out of a commissary as described in section B. above if the department determines the unit has:

1. Installed ~~water and wastewater utility connections~~ on the unit, in operable condition at all times the unit is in service, either
 - a. water and wastewater utility connections, or ~~water and wastewater holding tanks~~
 - b. adequate for one full day of operation, water and wastewater holding tanks, and ~~[WATER AND WASTEWATER HOLDING TANKS,]~~ hand washing[,] and ware washing facilities. If the unit is connected to utilities the water and wastewater holding tanks may be removed so long as they are reinstalled before the unit is moved; and
2. Adequate storage facilities on the unit for all food, equipment,

Draft AO – MFUs and Repurposed containers

- Additional edits to the Draft distributed Wednesday morning:

is not a pushcart.

4. If the unit is connected to utilities, obtain permits and install connections as required by Title 23 and utility service providers.
5. If a ~~movable~~ repurposed shipping container (connex), demonstrate it can be lifted or dragged to a trailer or vehicle within a calendar day for transport and mobility.

Draft AO – MFUs and Repurposed containers

- Additional edits to the Draft distributed Wednesday morning ... Title 23:

requirements of AMC 16.60.230E.; or

3. A ~~readily moveable~~ repurposed shipping container (such as a connex unit) which the owner or operator must demonstrate can be lifted or dragged to a trailer or vehicle within a calendar day for transport and mobility.

Repurposed Shipping Containers as Mobile Food Units

What's next?