



# TOWN OF NEWSTEAD

5 Clarence Center Rd. Akron, NY 14001

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## Mobile Food Preparation Vehicle Application

Check Only One

Initial

Renewal

**Please Type or Print All Information (Bold Fields are Required)**

**Full Corporate Name:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**D/B/A:** \_\_\_\_\_ **Phone:** \_\_\_\_\_

**Physical Address:** \_\_\_\_\_ **Fax:** \_\_\_\_\_

**City:** \_\_\_\_\_ **State:** \_\_\_\_\_ **Zip:** \_\_\_\_\_

**Email:** \_\_\_\_\_ **FEIN/Tax ID:** \_\_\_\_\_

**Mailing Address (if different from above):** \_\_\_\_\_

### Vehicle Information

**Make:** \_\_\_\_\_ **Model:** \_\_\_\_\_ **Year:** \_\_\_\_\_

**VIN:** \_\_\_\_\_ **License Plate:** \_\_\_\_\_

**Include Valid Copies of the: Vehicle Registration, Vehicle Inspection, Vehicle Insurance**

I, the undersigned, understand that the issuance of a permit or license for the type which is herein applied for is based on the agreement to conform to the regulations and requirements of the Town of Newstead. I further understand that non-compliance of said requirements, by myself or any officer or employee of the firm or individual listed as the applicant on this form, shall be cause for revocation of said permit or license. Upon revocation of said permit or license the applicant or any employee of the applicant shall be prohibited to conduct such work for which this permit or license was issued. The reissuance of a permit or license shall be based upon review of the circumstances leading to the revocation. I further affirm that I have reviewed the attached requirements for Mobile Food Preparation Vehicles and verified the above vehicle is in compliance.

Any false statement(s) made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the Penal Law.

\_\_\_\_\_  
Applicant (Print Name) Title Date

\_\_\_\_\_  
Applicant (Signature) Notary Public

### FIRE MARSHAL USE ONLY

Event Permit # \_\_\_\_\_ Insp \_\_\_\_\_ Location ID \_\_\_\_\_

Date Issued \_\_\_\_\_ Check # \_\_\_\_\_ Truck ID \_\_\_\_\_

## Mobile Food Preparation Vehicle Requirements (MFPV)

Vehicles that contain cooking equipment that produce smoke or grease-laden vapors for the purpose of preparing and serving food to the public.

The following provisions are required of all MFPV:

1. FC-NYS § 319.2 Operating permit is required.
2. FC-NYS § 319.4.2 Proper portable fire extinguishers shall be provided in accordance with Section 904.
3. FC-NYS § 319.6 Cooking oil storage containers within mobile food preparation vehicles shall have a maximum aggregate volume of 120 gallons and shall be stored in such a way as to not be toppled or damaged during transport.
4. FC-NYS § 319.8 Max 200lbs propane/LP capacity, shall be securely mounted to the vehicle to prohibit movement, manufactured in compliance with NFPA 58. All fittings and valves shall be protected from impact of any kind, tampering, and/or vibration. A UL listed LP gas alarm shall be installed in the vicinity of the tank.
5. FC-NYS § 319.9 CNG systems shall have Max 1300lb water capacity, securely mounted to the vehicle to prevent movement, and protected from impact and shall be an NGV-2 cylinder. CNG systems shall be installed in accordance with NFPA 52. All fittings and valves shall be protected from impact of any kind, tampering, and/or vibration. A UL Listed methane alarm shall be installed in the vicinity of the tank.
6. FC-NYS § 319.10 requires that all exhaust systems, fire protection devices and fuel gas systems shall bear the proper inspection and maintenance documentation.
7. NYS DOT § 393.95 the vehicle must be equipped with a single fire extinguisher with a UL rating of 5 B:C or more; or two fire extinguishers with a UL rating of 4 B:C or more (not located in the cooking area).
8. NYS DOT § 393.95 Warning devices for stopped vehicles. All vehicles shall have three bidirectional emergency reflective triangles that conform to the requirements of Federal Motor Vehicle Safety Standard No. 125, §571.125.

Any MFPV not in legal operation prior to May 12, 2020, has the following additional requirements per the 2020 Fire Code of NYS and the reference standards NFPA 58 & 96:

1. FC-NYS § 319.3 Cooking equipment that produces grease-laden vapors shall be provided with an exhaust hood in accordance with Section 607.
2. FC-NYS § 319.4 Cooking equipment shall be protected by an automatic fire extinguishing system in accordance with Section 904.12.
3. FC-NYS § 319.5 Cooking appliances shall be secured in place and connected to fuel-supply piping with an appliance connector complying with ANSI Z21.69/CSA6.16
4. FC-NYS § 319.8.1 - 8 Any system where LP-gas provides fuel for the cooking appliances shall be allowed a maximum aggregate of 200lbs of LP, the LP containers shall be securely mounted and piping shall be protected from tampering and damage, all LP tanks shall be compliant with NFPA58 and all vehicles using LP-gas shall have a listed LP gas alarm in the vicinity of the LP-gas system components.
5. FC-NYS § 904.12.2 The actuation of the fire extinguishing system shall automatically shut down the fuel or electrical power supply to the cooking equipment.
6. FC-NYS § 906.4 Fire extinguishers provided for the protection of cooking equipment shall be of an approved type, compatible with the automatic fire-extinguishing system agent. Cooking equipment involving animal oils and fats shall be protected by a Class K-rated portable fire extinguisher.
7. NFPA 96 B.9.1.5 Complete drawings of the system installation, including the hood(s), exhaust duct(s), and appliances, along with interface of the fire-extinguishing system detectors, piping, nozzles, fuel and electric power shutoff devices, agent storage container(s), and manual actuation devices as well as the gas detector, CO detector and extinguisher shall be submitted to the authority having jurisdiction.
8. NFPA 96 4.1.9 Cooking equipment used in mobile concessions such as trucks, buses or trailers shall comply with this standard as well as Annex B of said section.
9. NFPA 96 B.12.1 If the heat source is nonelectric and open flames are used, at least one listed carbon monoxide detector shall be installed.

## Mobile Food Preparation Vehicle Checklist

- Proof of Valid Vehicle Inspection (sent with application)
- Proof of Valid Vehicle Registration (sent with application)
- Proof of Current Insurance (sent with application)
- Current Erie County Health Department Permit (sent with application)
- All Headlights/Directional/Brake/Marker/Reverse Lights, etc. Functional
- Vehicle Exhaust System Clear of Cargo, Free of Damage, etc.
- Two Wheel Chocks/Blocks and Proper Stabilization if Required
- Three or More Emergency Reflectors (no flares/no open flame)
- 200 lbs. Maximum LP (Propane)
- LP Cylinders Secure and Protected from Damage, Including Crash Protection
- Generator Fuel Source Protected and Secured (if used)
- LP (Propane) Tanks within Date (10 Years from Manufacture's Date on Collar or 5 Years from Reinspection Date), Not Rusted, Painted, Damaged, etc.
- Automatic Extinguish System in Place and Inspected Within 6 Months
- Hood and Duct in Place and Cleaned within 6 Months or Sooner if Needed
- Maximum 120 gal. of Cooking Oil, Labeled, Properly Stored (including waste oil)
- Carbon Monoxide Detection in Place and Functional
- LP/Methane Detection in Place and Functional (if applicable)
- All Electrical Wiring Installed as per National Electric Code/no Extension Cords in Place of Permanent Wiring/no Open Junction Boxes, etc.
- Class K Fire Extinguisher Present near Cooking Area, Inspected Within One Year
- One 10 lb. 5B:C (Minimum) or Two 2 ¾ LB 4B:C Fire Extinguishers Present, away from Cooking Area, Inspected within One Year

It is the responsibility of the owner of a MFPV to prove to the satisfaction of the local Authority Having Jurisdiction (AHJ) that a MFPV was legally in existence prior to May 12, 2020, in order to be exempt from the construction and design provisions of the 2020 FCNYS. Proof of legal existence that could be accepted by the local AHJ includes but is not limited to, records of NYS Health Department and/or County Health Department approvals, use permits issued by AHJs, or other documentation proving the MFPV operated with cooking equipment that produced smoke or grease-laden vapors for the purpose of preparing and serving food to the public prior to May 12, 2020.