

**ENDERBY AND DISTRICT SERVICES COMMISSION**

**Brad Case  
Roxanne Davyduke**

**Herman Halvorson  
Denis Delisle**

**AGENDA**

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**DATE:** Monday, June 29, 2015  
**TIME:** 8:30 a.m.  
**LOCATION:** Council Chambers, Enderby City Hall – 619 Cliff Avenue

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- 1. APPROVAL OF AGENDA**
- 2. ADOPTION OF MINUTES**
- 3. DELEGATIONS**
- 4. BUSINESS ARISING FROM THE MINUTES OR UNFINISHED BUSINESS**
- 5. REPORTS**
- 6. NEW BUSINESS**

[Mobile Vendor at Tuey Park](#) – Memo from Chief Administrative Officer dated June 22, 2015

[Waiving of Parks DCCs for Enderby Memorial Terrace](#) – Correspondence from Regional District of North Okanagan dated June 9, 2015

- 7. PUBLIC QUESTION PERIOD**
- 8. CLOSED MEETING RESOLUTION**

Closed to the public, pursuant to Section 90 (1) (e) of the *Community Charter*

- 9. ADJOURNMENT**

**THE CORPORATION OF THE CITY OF ENDERBY**

Commission  
Agenda

**MEMO**

To: Enderby & District Services Commission  
From: Tate Bengtson, CAO  
Date: June 22, 2015  
Subject: Mobile Vendor at Tuey Park

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**RECOMMENDATION**

THAT the Commission grants permission for She Devil Delights to set up a mobile vending unit at Tuey Park for summer 2015, subject to the applicant obtaining a business license and providing a copy of a valid Interior Health permit, insurance, and other requirements in conformity with City of Enderby Business License and Regulation Bylaw No. 1558, 2014.

**ALTERNATE RECOMMENDATIONS**

THAT the Commission does not grant permission for She Devil Delights to set up a mobile vending unit at Tuey Park for summer 2015.

**BACKGROUND**

Attached is a request from She Devil Delights to set up a mobile vending unit at Tuey Park for summer 2015. The applicant intends to sell gourmet hot dogs, refreshments, and vegan popsicles. The Commission and, before that, the Fortune Parks and Recreation Committee, have historically granted permission for mobile vendors to set up in the corner of the parking lot at Tuey Park, as it was seen as providing an amenity to park users without drawing business away from restaurants in the downtown core.

The Asphalt Grill had most recently been operating at this location for the last several years. Staff have confirmed with the owner of the Asphalt Grill that, due to other work commitments, he is not planning to request use of the space this year.

Section 5(h) of the City of Enderby Business License and Regulation Bylaw No. 1558, 2014 requires the following of mobile vendors:

Mobile Vendor: No mobile vendor shall operate within the City without first having obtained a license.

All mobile vending units which sell food which is prepared for immediate consumption by the public, including those which may be covered by a flea market, farmers market, or special event license, must have a valid permit as issued by the Provincial Government authority having jurisdiction.

No mobile vendor shall operate on or from any municipally owned property, boulevards or highways unless and until the applicant has provided evidence of:

- i. Motor Vehicle Liability Insurance with a minimum coverage of \$2,000,000;
- ii. Comprehensive Public Liability and Property Damage Insurance for \$2,000,000 inclusive, with the City as named insured.

Every person who operates a mobile vending unit shall be responsible to provide suitable garbage collection containers, and to keep the area around the vending location free of any waste material originating from the vendor's business.

Mobile vending units must be attended by qualified staff at all times when on a site, and must be removed from the location when not staffed.

No mobile vendor shall operate within the City, except for the following conditions:

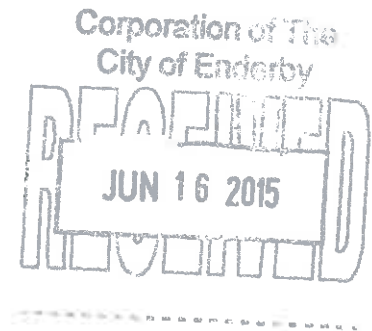
- i. when the Zoning Bylaw allows a mobile vendor as a permitted use;
- ii. by first obtaining written consent of Council for property, public spaces, boulevards, and highways owned or otherwise controlled by the City;
- iii. by first obtaining written consent of the Enderby and District Services Commission for property, public spaces, boulevards, and highways owned or otherwise controlled by the Commission;
- iv. by first obtaining written consent from School District #83 for school grounds.

Given the past history of mobile vendors operating at this location and the fact that the previous vendor was given first refusal and declined, Staff recommends approving the request subject to the applicant demonstrating compliance with the applicable provisions of the Business License Bylaw.

Respectfully submitted,



Tate Bengtson  
Chief Administrative Officer



June 16, 2015

To the Enderby and District Services Commission,

**RE: Permission to gain business license for the operation of a Gourmet Hotdog and refreshment stand at Tuey Park**

Thank you for the opportunity to present our business idea for the establishment of a Gourmet Hotdog stand at Tuey Beach this summer.

My company, She Devil Delights, locally produces Hellish Relish, a sweet and sassy chili pepper condiment. We established our business in Coldstream BC in March of 2015 and are very excited to introduce it to the world!


While we have had overwhelming support at various farmer's markets and local stores, our biggest success has come from people trying it and what better way to try Hellish Relish than on a Gourmet Hotdog?? So we have been partnering with an existing Gourmet Hotdog vendor, the Sizzling Shamrock, Vernon B.C. (you may have sampled their amazing dogs outside of Fischer's Hardware in downtown Vernon sometime in the last 7 years). Together we operate a mobile hotdog stand that has Interior Health certification, all employees are Food Safe certified, we each have \$2Million Liability Insurance and all our food offerings are fresh and flavorful!

We would like to be able to set up (and tear down daily) a completely self-contained mobile hotdog trailer that offers; hotdogs, jumbo dogs, smokies (beer and cheddar/jalapeno) and bratwurst. All of our hotdogs are made locally and so are our daily fresh baked buns! We will also offer water, pop, and all natural vegan popsicles.

Each of us (our team is still small and growing at 4) has enjoyed, and all hope to continue to enjoy, many a lazy afternoon floating down the Enderby canals. We are all committed to ensuring the preservation of this natural beauty so be assured we will make every effort to ensure use of refuse and recycling containers and we will use minimal packaging (single wrapper vs. paper plates), biodegradable napkins, and bulk condiments to eliminate single use packaging.

I look forward to answering any questions you may have, provide any documentation you require, and look forward to hearing back from you at your earliest convenience.

Kindest Regards,

  
Heather Bottoms (She Devil)  
Cathou Baumi (Teen Devil)  
Daniel Clark (He Devil)  
Kylene Sidoni (Wee Devil)



# REGIONAL DISTRICT OF NORTH OKANAGAN

MEMBER MUNICIPALITIES:

CITY OF ARMSTRONG  
DISTRICT OF COLDSTREAM  
CITY OF ENDERBY

VILLAGE OF LUMBY  
TOWNSHIP OF SPALLUMCHEEN  
CITY OF VERNON

ELECTORAL AREAS:

"B" - SWAN LAKE  
"C" - B.X. DISTRICT  
"D" - LUMBY (RURAL)

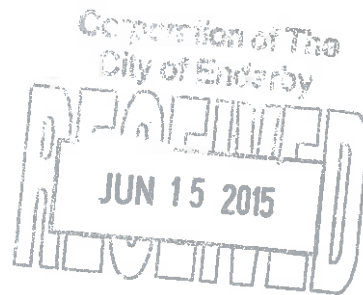
"E" - CHERRYVILLE  
"F" - ENDERBY (RURAL)

OFFICE OF: CORPORATE AND ADMINISTRATIVE SERVICES

OUR FILE No.: G:/1760.2015

June 9, 2015

Mr. Tate Bengtson, Chief Administrative Officer  
City of Enderby  
PO Box 400  
Enderby, BC V0E 1V0



Dear Mr. Bengtson:

**RE: Waiving of Parks DCCs for Enderby Memorial Terrace**

Further to your letter of May 25, 2015 regarding the above, the Board of Directors of the Regional District of North Okanagan passed the following resolution:

*That the Parks Development Cost Charges for Phase 2 of the Enderby Memorial Terrace supportive housing project be waived.*

Should you require additional information, please contact Stephen Banmen, General Manager, Finance.

Yours truly,

David Sewell,  
Chief Administrative Officer  
DS/kc

cc: Stephen Banmen

*Commission Agenda  
copies to Memorial Terrace  
Barry Gasman  
Kurt Inglis*