



DEPARTMENT OF HEALTH
BOROUGH of ELMWOOD PARK
Bergen County
NEW JERSEY

Municipal Building, Market Street
Elmwood Park, New Jersey 07407-1497 2014-2015

201-796-1457 ext. 604
FAX 201-796-0292

APPLICATION FOR FOOD & BEVERAGE VENDING MACHINES

****Please make check payable to the Elmwood Park Health Department****

____ NEW APPLICATION

____ RENEWAL

DATE: _____

VENDING MACHINE OWNER: _____

ADDRESS: _____

TEL # _____

EMAIL _____

MACHINE LOCATION: _____

(Name of Establishment or Company)

ADDRESS: _____

TEL # _____

NAME OR PERSON/COMPANY
RESPONSIBLE FOR SERVICING MACHINES: _____

ADDRESS: _____

TEL # _____

TYPE OF VENDING MACHINE: (List how many of each type at this location)

(Official Use Only)

____ Refrigerated Food ____ Milk ____ Ice Cream ____ Coffee

License # _____

Check# _____

____ Candy/Snack ____ Soda/Cold Beverages ____ Other(specify)

FEE PAID _____

DATE REC'D _____

Food Source _____

FEE: \$50.00 FOR EACH MACHINE

The Health Department must be notified in writing if any vending machines added or removed from above stated location.

LICENSES ARE NON-TRANSFERABLE.

I, _____, hereby apply for a license to operate a food and/or beverage machine and agree to comply with, abide by, all provisions of N.J.A.C. 8:24 of the New Jersey Sanitary Code and all local codes regulating food and beverage vending machines. I further understand that this license is not transferable and may be revoked upon violation of these codes.

PRINT NAME: _____

SIGN: _____

Name of business where vending machine is located: _____

Business address: _____ Phone # _____

REGISTRATION # No. of machines Type of Machine: (Candy, soda, coffee, food)

REGISTRATION #	No. of machines	Type of Machine: (Candy, soda, coffee, food)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Name of business where vending machine is located: _____

Business Address: _____ Phone # _____

REGISTRATION# No. of machines Type of Machine: (Candy, soda, coffee, food)

REGISTRATION#	No. of machines	Type of Machine: (Candy, soda, coffee, food)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

PLEASE LIST BUSINESS LOCATIONS SEPARATELY; DUPLICATE THIS FORM IF NECESSARY.

Inspector Reviewed: _____

Date: _____

BOROUGH OF ELMWOOD PARK
BOARD OF HEALTH
ORDINANCE BH 2014-01
FOOD AND BEVERAGE VENDING MACHINES

“An Ordinance to regulate and license Food and Beverage Vending Machines and Providing for its Enforcement and Fining of Penalties for Violations”.

A. DEFINITIONS.

As used in this section:

Employee shall mean any operator or any person employed by him who handles food, beverage or ingredient to be dispensed through vending machines, who comes in contact with food, contact surfaces of containers, equipment, utensils or packaging materials used in connection with vending machine operation or otherwise services or maintains one (1) or more machines.

Food shall mean any raw, cooked or processed edible substance, beverage or ingredients used or intended for use, in whole or in part, for human consumption.

Operator shall mean any person who by contract: agreement, whether written, verbal or implied; or ownership furnishes, installs, operates, services or maintains one (1) or more vending machines.

Person shall mean any individual, partnership, corporation, company, firm, institution, trustee, association or any public or private entity.

Vending machine shall mean any device offered for public use which, upon insertion of a coin, coins or tokens, by other means, dispenses unit servings of food or beverage, either in bulk or in package, without the necessity of replenishing the device between each vending operation.

B. Permit Required

It shall be unlawful for any person, whether as principal or agent, clerk or employee, either for himself, for any other person, for any body corporate or an officer of any corporation, or otherwise, to engage in the operation of one (1) or more machines or devices offered for public use which, upon insertion of a coin, coins or tokens, or by other means, dispenses unit servings of food or beverages, either in bulk or package, without the necessity of replenishing the devices between each vending operation, without first having applied to and secured a permit from the Board of Health in order to permit the Borough to know the whereabouts of all vending machines dispensing food or beverages in order to protect the general health, safety and welfare of the residents of the Borough.

C. Fees; Expiration of Permits.

- a. The fees for permits as required by subsection B. shall be used to defray the cost of the municipality in the administration of this section.
- b. Each vending machine or device which dispenses food and/or beverages shall pay an annual fee of fifty (\$50.00) dollars per machine per year.
- c. An applicant, as a condition for the issuance of the aforesaid permit, shall comply with all permit requirements as set forth in this section.
- d. All permits and licenses issued under the authority of this section shall expire on the 30th. day of June of each year.
- e. All permit fees shall be paid to the Board of Health.

D. Application.

- a. Any person desiring to operate one (1) or more vending machines or devices shall make application therefore in writing to the Board of Health, on forms provided by the Board of Health. Such applications shall include the following information:
 1. The applicant's full name, residence, telephone number, post office address, email address and whether such applicant is an individual, firm or corporation. If a partnership, the names of the partners, together with their address, shall be included. If a corporation, the names and addresses of the officers of the corporation and the registered New Jersey agent shall be included.
 2. The location or proposed location for the vending machine or device.
 3. The identity and form of the product or products to be dispensed through vending machines and devices and the number of each type vending machine to be used in this municipality.
 4. The signature of the applicant or its' authorized officer.
- b. Upon receipt of an application for such permit, the Health Department, shall make such investigation as may be necessary in order to determine compliance with the provisions of this Code. A numbered operator's permit shall than be issued, upon conformity with the provisions of this section.
- c. Permit numbers shall be conspicuously displayed on each vending machine.

- d. Operators shall maintain a current list of all vending machines operated by them, and their locations within the boundaries of the municipality. This list shall be made available to the Health Department of the municipality upon request.
- e. Operators shall obtain approval of the Board of Health before any change in operation involving new types of vending machines or conversion of existing vending machines to dispense products other than those for which the permit was issued, or any change of location of existing machines within the municipality.

E. Compliance Required.

All persons to whom a permit shall be issued hereunder shall observe the regulations of N.J.A.C. 8-24 "Sanitation in Retail Food Establishments and Food and Beverage Vending Machines", heretofore set forth, and for any violation thereof, the license shall be immediately revoked by the Board of Health.

F. Revocation or Suspension.

A permit may be revoked by the Board of Health by reason of the violation of the terms of the permit, the violation of any municipal ordinance, State or Federal Statute, or falsification in applying for a permit.

G. Records.

The Board of Health shall keep an accurate record of all permits issued by them, which record shall be amended and supplemented monthly, in order to establish an accurate record of the vending machines or devices dispensing food and/or beverages in the municipality.

H. Interstate Commerce.

No provision of this section shall be applied so as to impose any unlawful burden on either interstate commerce or any activity of the State or Federal government.

I. Violations and Penalties.

Any person who shall violate any of the provisions of this section, shall, upon conviction, be liable to the penalty stated in Chapter I, Section 1-5. Each violation of any of the provisions of this section, and each day the same is violated, shall be deemed and taken as a separate and distinct offense.

Introduced: April 14, 2014
Adopted: May 12, 2014
Approved: May 12, 2014