

CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-5035

Finance Office

300 Sixth Street

Telephone: (605) 394-4143

FAX: (605) 394-2232

Web: www.rcgov.org

APPLICATION FOR A SIDEWALK VENDING LICENSE

ANNUAL LICENSE EFFECTIVE THROUGH DECEMBER 31ST – ANNUAL FEE: \$100.00

Name LAURA FALTYNSKI
Home Address 2922 LANARK RD, RAPID CITY SD 57702
Home Phone 605 - 858 - 3746
Cell Phone 605 - 858 - 3746

Business Name THE COFFEE PEDLAR
Business Mailing Address 2922 LANARK RD, RAPID CITY SD 57702
Business Phone 605 858 - 3746
Type of Business COFFEE CART - MOBILE
Means Used to Conduct Business: (i.e. description of mobile container/device used)
TRICYCLE VENDING CART

If the business is a Partnership or Corporation, please list the names and addresses of each partner or officer:

Name	Address
<u> </u>	<u> </u>
<u> </u>	<u> </u>
<u> </u>	<u> </u>

Previous Experience in the Business (New Applicants Only)

DELI MANAGER

Email:

faltynskiL@msn.com

A valid copy of all necessary permits required by State and County health authorities must be submitted with this application.

I, LAURA M FALTYNSKI, hereby certify that the business listed above is operated in compliance with all applicable requirements of the City Ordinance and State Law.

Authorized Signature: Laura M Faltynski Date: 4-12-15



April 15, 2015

Laura Faltynski
The Coffee Pedlar
Rapid City, SD
Contact #: 605-858-3746

Re: Licensing requirements for coffee vending cart

Dear Laura Faltynski:

The plans for your proposed food operation, as discussed previously, have been reviewed for compliance with Department of Health requirements as is outlined in South Dakota Codified Law, Chapter 34:18 and Administrative Rule, Chapter 44:02:07.

The plans for the sidewalk vending cart we discussed are as follows:

- Sell cold-pressed coffee
- Coffee dispensed through a keg system that is infused with nitrogen/carbon dioxide gas
- No other additives by the owner
- Shelf stable creamers, sugar or other flavorings provided to consumer via individual servings or a covered dispenser

Based on review of the information provided, a food service license **will not** be required by the Department of Health at this time. Food service licensing requirements may apply if any changes in the operation occur at a later date. While a license is not currently required, good public health practices are still necessary. Public health recommendations for this operation are as follows:

- Provide overhead protection via an umbrella or other manner suitable to your operation
- Protect all single service articles (cups, lids, straws, etc.) from contamination by providing dispensers, leaving in protective wrappers, placing in covered containers, etc.
- DOH would encourage you to provide hand sanitizer, wet wipes or a portable handwash station in addition to disposable glove use to assist in personal sanitation
- Locate the operation near a public restroom or have agreements in place for use of restroom facilities

Sincerely,

A handwritten signature in cursive script that reads "Charlotte R. Johnson".

Charlotte R. Johnson, RS
Health Facilities Surveyor
DOH-Office of Health Protection
Phone: 605-394-5288
E-Mail: Charlotte.Johnson2@state.sd.us

LAURA FALTYNSKI
THE COFFEE PEDLAR
2922 LANARK RD
RAPID CITY, SD 57702

April 16, 2015

Dear LAURA FALTYNSKI

Below is your current South Dakota tax license. It is non-transferable and shall be valid only for the person or entity named on the license. The license is for the transaction of business at the place designated on the license. The license is to be conspicuously displayed at the place of business.

Please review your information and contact our department if there are any changes in ownership, names, or addresses. If you have a Streamlined sales tax license any changes must be made through the Streamlined Registration System at www.streamlinedsalestax.org.

For more information, visit our website at <http://dor.sd.gov>, call the Department of Revenue at 1-800-829-9188 weekdays from 8:00 am to 5:00 pm Central Time or e-mail us at bustax@state.sd.us. Thank you.

If you are a sole proprietor or general partnership and your last name is not contained in the name of your business you need to file your business name and ownership information with the South Dakota Secretary of State. You can do this online at: www.sdsos.gov. Or you can file a paper form with the Register of Deeds in each county where your business is located. For more information about this registration contact the Secretary of State at (605) 773-3537.

Website: <http://dor.sd.gov>

SD EPath: <http://dor.sd.gov/EPath>



Having made proper application therefore, and upon compliance with all applicable laws and regulations of the state of South Dakota, this license is hereby issued to the below named. This license remains the property of the state of South Dakota and while in possession of the person to whom issued, entitles the licensee to transact whatever business or activity is specified on this license, until this license expires or is cancelled.

<http://dor.sd.gov>

ISSUE DATE: 04/16/2015

EXPIRATION DATE:

LICENSE NUMBER: 1029-3732-ST

LICENSE TYPE: Sales Tax

ISSUED TO:

LAURA FALTYNSKI
2922 LANARK RD
RAPID CITY, SD 57702

THE COFFEE PEDLAR
2922 LANARK RD
RAPID CITY, SD 57702

A handwritten signature in black ink, appearing to read 'Andy Gerlach'.

Andy Gerlach
Secretary of Revenue

NON-TRANSFERABLE

The Coffee Pedlar

Nitro Coffee served cold and convenient.

The Coffee Pedlar strives to serve high quality cold brew coffee in a new unique way to Rapid City. In keeping with a low carbon footprint, this man powered tricycle will serve pedestrians and tourists.

Many consumers enjoy coffee and there are already many coffee shops to choose from. However, Coffee Pedlar coffee will be different. Simply stated, cold press coffee is put in kegs at a commissary kitchen and served with nitrogen which produces a cool, full, coffee with a head, much like a stout, creamy and refreshing. As weather cools, there will be the ability to add black hot coffee as well. Consumers will be able to add sugar or creamer to their coffee. This will all be served from a convenient mobile-trike vending cart made popular in larger cities. The particular limitations of The Coffee Pedlar mobile-trike (no electricity or water) set it apart from other "brick and mortar" establishments, thus limiting competition and fostering niche marketing.

As well as serving coffee at a permitted location downtown, The Coffee Pedlar will also be a "for hire" business serving private events and office buildings. Additionally, there is potential for mobile sales, much as an ice cream truck, continually traveling around the city. Since the mobile-trike does not need to park and serve, it has the potential to accommodate Rapid City's many pedestrians on the go.

Meeting the Requirements

12.12.040

A. Proposed Vending Cart Location: Main Street between 5th Street and 6th Street.
Please see attached photo A and Sketch A and Maps and Site Plan for exact location.

B. Vending Product: Non-Alcoholic Beverage:

Coffee with the ability for customers to add shelf stable non-dairy creamer and sugar as requested.

C. Application Procedure

Please see Attached Application for Sidewalk Vendor Permit, Application for Sidewalk Vending License, and Payment Check

D. Application Contents:

1. The Sidewalk Pedlar

Laura Faltynski

2922 Lanark Rd

Rapid City SD

P: 605-858-3746 E:faltynskil@msn.com

2. Please see Narrative above for a description of the business

- Product for Sale: Cold Pressed Nitrogenated Coffee & Hot Brewed Coffee in Pump Pots
- Self-Serve, Shelf Stable Creamer & Sugar

- Served from a Tricycle Vending Cart (Please See attached Photos A & Sketch A)

3. Site Plan (See Attached)

4. Detailed drawing of Cart (See attached Photo A & Sketch A)

5. Permit issued by State Department of Health (See attached Letter declaring Permit is unnecessary)

6. Not Applicable: Letter of consent from adjacent restaurant owner (not along linear street frontage of restaurant)

7. See attaches vendor license application

E. Vendor Cart Site Requirements

1. Vending unit is self contained, but does not meet the length requirement of 6 feet maximum length. Across the industry, vending bikes and tricycles are longer than 6 feet. All other size requirements are met. Also, since the unit will not include separate coolers or trash receptacles, but rather self-contained coolers and trash receptacles, the overall impact on the sidewalk will be less than a vendor who also has coolers placed on the sidewalk.

The proposed vending unit is 86" in length and 34.25" in width. The square footage of the space occupied by the unit is 20.45 square feet. (Please see attached photo A and sketch A)

2. Sidewalk Location Restrictions: (Please see attached site plan)

3. Sidewalk pathway Restrictions (Please See attached site plan)

4. Ice chest restrictions: All coolers will be contained within the unit

5. Waste receptacle will be contained on/in the unit

6. Signs: Will all be contained on unit

7. Umbrella & Canopy: if used will comply with 7 foot minimum above sidewalk

8. There are no plans for lighting at this time

F. General Requirements are all met (see above)

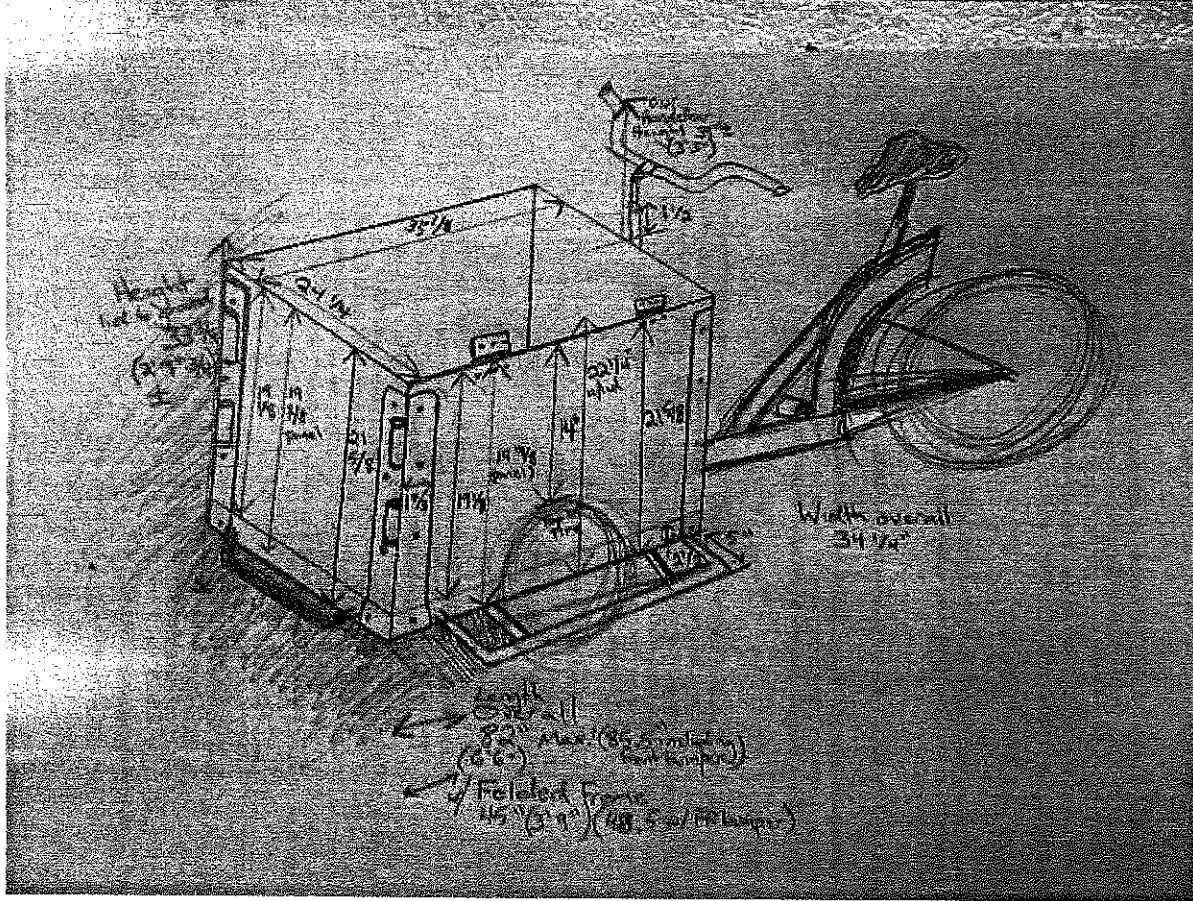
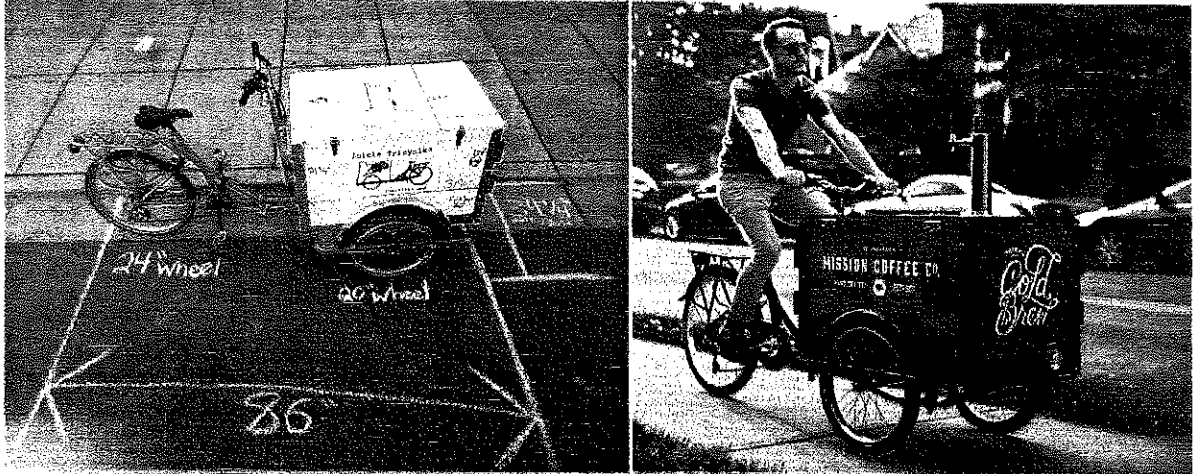
G. There will be no subleasing. The only other worker will be immediate family members.

H. Adjacency to restaurants: Location is not in front of any restaurant

I. Certificate of Insurance (See attached)

J. Exceptions: We are seeking an exception for Subsection E.1 Please see above for explanation

PHOTO A & SKETCH A





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/21/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Black Hills Insurance Agency, Inc. 820 St. Joseph PO Box 3330 Rapid City SD 57709		CONTACT NAME: Kelly Ann Bradeen PHONE (A/C, No, Ext): (605) 342-5555 FAX (A/C, No): (605) 342-7901 E-MAIL ADDRESS: kellyannbradeen@blackhillsagency.com	
INSURED Laura Faltynski, DBA: The Coffee Pedlar 2922 Lanark Rd Rapid City SD 57702		INSURER(S) AFFORDING COVERAGE INSURER A: United Fire & Casualty INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:	

COVERAGES

CERTIFICATE NUMBER: CL1542110451

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	X	TBD	4/21/2015	4/21/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB DED RETENTION \$					EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N/A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
To show proof of coverage.

CERTIFICATE HOLDER**CANCELLATION**

City of Rapid City 300 6th Street Rapid City, SD 57701	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE R Maguire II/RICH
--	--

© 1988-2014 ACORD CORPORATION. All rights reserved.