



(508) 532-5470
health@framinghamma.gov
www.framinghamma.gov

MEMORIAL BUILDING
150 Concord Street, Room 205
Framingham, MA 01702

Mobile Food Establishment Permit to Operate and Plan Review Application
New, Renewal and Modified Operations

Complete the application below. Please print legibly. An incomplete application, missing documents & fee may delay the review process and issuing a permit.

Please Note: This application is for all types of mobile food establishments (MFE). Some of the information may not be applicable to your type of business. Write "NA" where it is not applicable.

According to 105 CMR 590.010 (B) (2), each mobile food establishment must obtain a separate permit from the Local Board of Health for each mobile facility and from each municipality where the MFE intends to operate.

Important Notice: Beginning on August 1, 2021, the department requires a mobile food establishment to submit a complete food permit application with fee at least two (2) weeks PRIOR to an event. The application will NOT be processed until the fee is received by the department. Applications received less than five (5) business days to an event will NOT be accepted and processed. Without a valid permit, you will not be allowed to attend the event.

1. Type of Permit - Required

Date: _____

Have you applied / obtained a Mobile Food Establishment Permit before in the City of Framingham?

No New Applicant / New Mobile Operation – **Complete all sections.**

Yes **BUT I changed or plan to modified** my Vehicle / Base of Operation / Menu / Equipment - **Complete all sections.**

Yes Renewal of Permit – There are no changes since my last approved application – **Skip Sections 9, 10 & 11.**

2. Mobile Food Establishment & Vehicle Information

Name of Mobile Food Business: _____

Name Posted on the Mobile Food Vehicle: _____

Vehicle Make: _____ Model: _____ Year: _____

Registration/Plate Number: _____

3. Owner Information - Required

Name of Owner: _____ Date of Birth: _____

Mailing Address: _____

Phone Number: _____ Email: _____

4. Person in Charge (PIC) Information – Required

Name of person directly responsible for the operation: _____

Mailing Address: _____

Phone Number: _____ Email: _____

Title: _____

5. Mobile Food Establishment Employee(s) Information - Required

Name(s) of Customer Facing Employees	Certified Food Manager?	Valid MA Hawker & Peddler License?
_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
_____	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

6. Emergency Contact Information - Required

Name of Emergency Contact: _____ 24 Hour Phone Number: _____

7. Servicing Area Information

Depending on the operation and type of food, a serving area may be required. This is a facility where the MFE returns regularly to clean equipment, discharge liquids or solid wastes, refill water tanks and ice bins.

If the equipment on the MFE is not capable of reheating TCS foods to their required temperature within two hours or less, a service area will be required to cook and reheat TCS foods.

Do you have a servicing area? Yes No

If Yes, submit a copy of the food establishment permit & most recent routine food inspection report.

Name of servicing area (if applicable): _____

Address: _____

Phone Number: _____ Name of Point of Contact: _____

8. Type of Operation(s) – Required - Permit Fee Determination

When thinking about your Mobile Food Operation, check the applicable boxes below for the operation(s) you perform. Check all that apply.

- A. My mobile food operation **DOES NOT prepare food**, but **DOES** offer for sale **COMMERCIALY PREPACKAGED NON-TCS** (Time / Temperature Control for Safety) foods.
Example: Foods not requiring refrigeration such as cookies, potato chips, candy etc.
- B. My mobile food operation **DOES NOT prepare food**, but **DOES** offer for sale **COMMERCIALY PREPACKAGED ICE CREAM** - NO soft-serve ice cream or products requiring scooping.
- C. My mobile food operation **DOES prepare food**, however all ingredients including the end product(s) are **NON-TCS foods (does not require refrigeration)**.
Example: Popcorn

D. My mobile food operation **Manufactures Frozen Desserts.**

Example: Soft-Serve Ice Cream / Frozen Yogurt

 An “**Application for License to Manufacture Frozen Desserts and / or Ice Cream Mix**” must also be completed and submitted with this application – See page 15.

- Testing Requirements: In accordance with 105 CMR 500.000, Good Manufacturing Practices for Food, all manufacturers must have their frozen dessert products tested monthly by an approved laboratory.

For **both B & C above**, a permit is required to be obtained by the Police Department. A permit can be obtained either in the municipality where you live or from the Framingham Police Department (FPD) for **every person who engages in ice cream / frozen water-based product TRUCK VENDING**.

E. My mobile food operation **PREPARES, COOKS TCS FOODS** upon a consumer’s request (Immediate Service).

Example: A customer orders a cheeseburger and it’s cooked and served to the customer immediately.

F. My mobile food operation **PREPARES, COOKS TCS FOODS** at my base of operation then **HOLDS** the items **HOT** on my mobile food unit.

Example: Cooks soup at base of operation then immediately places soup in a steam table on the mobile food unit.

G. My mobile food operation **PREPARES, COOKS & COOLS TCS FOODS** at my base of operation in **ADVANCE** then **REHEATS** the TCS foods on my mobile food unit for **IMMEDIATE SERVICE**.

Example: Cooks and cools the soup at the base of operation then stores the soup refrigerated. The soup is reheated on the mobile food unit for individual orders.

H. My mobile food operation **PREPARES, COOKS & COOLS TCS FOODS** at my base of operation then **REHEATS** the TCS foods on my mobile food unit for **HOT HOLDING**.

Example: Cooks and cools the soup at the base of operation then reheats the soup on the mobile food unit for hot holding.

9. Propane Gas Tank(s) - Required

If propane gas is to be used, will the combine tank total exceed 42 lbs.? Yes No

NA – Not using propane



If Yes, a propane permit is required to be obtained from Framingham Fire Prevention Headquarters located at 10 Loring Drive, Framingham MA, 508-532-5930

10. Operation Times, Location(s) and Volume of Food Indicate days and hours of operation below:

Sun _____ Mon _____ Tue _____ Wed _____ Thu _____ Fri _____ Sat _____

Provide Route(s) and / or Locations of Food Service in Framingham: _____

What is your anticipated volume of food to be stored and prepared? _____

11. Truck Plumbing, Sinks, Water & Equipment

- Is a separate handwashing sink provided? Yes No
- Is a separate three-compartment sink with drain boards provided? Yes No
- Is a separate food preparation sink provided? Yes No
- Is running potable hot and cold water provided? Yes No

What is the size of the holding tank for potable water? _____

What is the size of the water tank inlet? _____

What is the size of the waste holding tank? _____

Where will potable water be obtained from to fill the tank(s)? _____

Is the potable water tank made of safe / food grade materials? Yes No

Will a hose be used to supply the water system? Yes No

The water supply system and hoses carrying water must be constructed with approved food-contact materials and must be installed to preclude the backflow of contaminants into the potable water supply.

What is the source of water? Well Public

Will ice be used in the operation? Yes – Source? _____ No

How and where will grease, garbage and other waste materials be disposed? _____

Are windows and doors screened? Yes No

Are light fixtures shielded in the food preparation area? Yes No

Has the ventilation system been approved by the Framingham Fire Department? Yes No

Describe the material(s) used inside the truck:

Floor: _____ Walls: _____ Ceiling: _____

Are the floor and wall junctures coved and sealed? Yes No

Describe or identify the location for the storage of personal clothing and belongings: _____

Check the type of cooking equipment provided:

Broiler Fryer Grill Microwave Rice Cooker Steam Kettles Stove

Other, specify: _____

Are steam tables provided? Yes – How many? _____ No

Are mechanical refrigerators and freezers provided? Yes No

If yes, how many refrigerators? _____ How many freezers? _____

Is the equipment certified or classified for sanitation by an American National Standards Institute (ANSI) accredited certification program such as National Sanitation Foundation (NSF) or Underwriters Laboratories (UL)? Yes No

12. Food Operation Information

Either list your food menu items or attach a copy of your menu to this application: _____

List Sources of food (where are foods purchased from): _____

Describe where and how TCS food(s) are stored and prepared: _____

Describe where and how TCS food(s) are cooled (if applicable): _____

Will TCS food(s) be stored on the MFE overnight? Yes No

If yes, where will the MFE be parked and how will it be powered? _____

Will condiments be used for self-service by the customers? Yes No

If yes, describe how condiments will be protect: _____

Are calibrated food thermometers available during all operations and service? Yes No

Are foods labeled and dated? Yes No

If yes, describe your labeling and date marking system: _____

What type of sanitizer is used?

Quaternary Brand Name: _____ Contact Time: _____

Chlorine Brand Name: _____ Contact Time: _____

Note: Sanitizer is NOT a cleaner and shall only be used after proper washing with soap and rinsing with potable water.

Provide location(s) of toilet facilities for employee use: _____

Do you have a "Food Employee Reporting Agreement" Written Employee Health Policy? Yes No

- If yes, submit a copy
- If no, use the Employee Health Policy Form on page 10.

For Ice Cream Trucks: Per Massachusetts State Law and 520 CMR 15.00, all vendors selling any ice cream, frozen dairy or frozen water-based food products on a truck must undergo a CORI / SORI Check with a Police Department in Massachusetts. A Clearance Permit / Letter issued by the Chief of Police or the board or officer having control of the police in a City or Town, or person authorized by them, must be supplied to the Framingham Department of Public Health along with our application before a permit will be issued. This law applies even if other food items are sold from the truck.

13. Statement

Statement: I, _____ attest to the accuracy of the

Print Name

information provided in this application and fully understand that any deviation from the above without prior approval from the Framingham Public Health Department may nullify the final approval. I affirm to comply with the 2013 FDA Food Code, 105 CMR 590.000 and Local Regulations. I agree to allow the regulatory authority access to the establishment / mobile food operation as specified under §8-402.11 and to the records specified under §§ 3-203.12 and 5-205.13 and subparagraph 8-201.14(D) (6) and other information required by the regulatory authority. Pursuant to M.G.L. CH. 62C, § 49A, I certify under the penalties of perjury that to the best of my knowledge and belief, I have filed all State tax returns and paid all State taxes required under law.

Federal Identification Number: _____ Signature: _____

For all applicants, submit the following documents:

- Completed "**Mobile Food Operation Permit to Operate and Plan Review Application.**" Please print legibly.

An incomplete application and/or missing documents may delay the review process and issuing a permit.

Fee: Your permit fee is determined by the box you checked in **Section 8 above "Type of Operation(s)"** on page 2 and 3.

- If you checked box A and/or box B (Section 8 on page 2) = **Annual Permit Fee is \$50.00**
- If you checked box C – H = (Section 8 on page 2 & 3) = **Annual Permit Fee is \$100.00**

Make checks payable to "City of Framingham." Credit cards are only accepted online at this time. **All fees are non-refundable.**

Applications will not be processed until the fee has been received.

- Completed "**Workers' Compensation Insurance Affidavit**" form – See page 8. Attach a copy of your Policy Declaration page (showing the Policy Number and Expiration Date).
- Menu - Include the Consumer Advisory (for raw / undercooked food if applicable) and the Allergy Awareness language on your menu board.
- Copy of your servicing area agreement (if applicable).
- Provide a copy of servicing area food establishment permit (if applicable).
- Copy of most recent routine food inspection report performed at your servicing area (if applicable).

- Copy of State Hawkers & Peddlers License – Any person who goes from town to town or from place to place in the same town selling goods to people passing by is required to obtain a Hawker and Peddler license from the Massachusetts Division of Standards. **A Hawker & Peddler license is required for all individuals who are customer facing.** For details visit:

<https://www.mass.gov/how-to/hawker-and-peddler-application>

- Copy of the City of Framingham’s Hawkers & Peddlers License (if applicable). See table on page 15. For details and questions, contact the Licensing Department at 508-532-5402 or visit the website below:

<https://www.framinghamma.gov/398/Licensing>

- Completed “**Application for License to Manufacture Frozen Desserts**” for new Mobile Food Establishments selling soft serve ice cream only. This license expires annually on February 29th. See page 16.



For Soft Serve Frozen Dessert: Laboratory results must be submitted to the Framingham Public Health Department within 30 days of the start of operation and monthly thereafter. A laboratory list is provided on page 21.

- For Ice Cream Trucks: A Permit / Letter issued by the Chief of Police or the board or officer having control of the police in a City or Town, or person authorized by them, must be supplied to the Framingham Public Health Department before a permit will be issued.

- Copies of Person-in-Charge (PIC) Certified Food Protection Manager AND Allergy Awareness Certificates (if applicable). Please check the expiration date on the certificates. If your certification is expired, submit a copy of the invoice for recertification. For certification, visit the website below:

<https://www.mass.gov/lists/retail-food>

This is not applicable to MFE selling commercially pre-packaged food items only.

For **NEW & Modified Operation** applicants, in addition to the above documents, submit the following:

- Layout of the vehicle – Pictures are acceptable. Identify the equipment on the vehicle.

Do NOT submit the following:

Maintain a completed “**Food Employee Reporting Agreement**” form and “**Vomit and Diarrheal Event Clean-up Procedures**” on your Mobile Food Establishment at all times. Templates are provided on page 10 & 11.

For Official Use Only

Approved as submitted

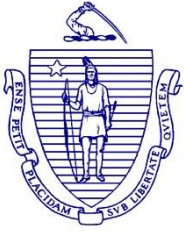
Approved as submitted with the following conditions: _____

Disapproved as submitted – Reason(s): ** _____

****Applicant can resubmit an updated application or provide additional information to address the reason(s) why the application was disapproved.**

Date Reviewed: _____ **Reviewed By:** _____ **Title:** Public Health Inspector

Date Permit was Issued: _____



The Commonwealth of Massachusetts
 Department of Industrial Accidents
 1 Congress Street, Suite 100
 Boston, MA 02114-2017
 www.mass.gov/dia

Workers' Compensation Insurance Affidavit: General Businesses.
 TO BE FILED WITH THE PERMITTING AUTHORITY.

Applicant Information

Please Print Legibly

Business/Organization Name: _____

Address: _____

City/State/Zip: _____ Phone #: _____

<p>Are you an employer? Check the appropriate box:</p> <p>1. <input type="checkbox"/> I am an employer with _____ employees (full and/or part-time).*</p> <p>2. <input type="checkbox"/> I am a sole proprietor or partnership and have no employees working for me in any capacity. [No workers' comp. insurance required]</p> <p>3. <input type="checkbox"/> We are a corporation and its officers have exercised their right of exemption per c. 152, §1(4), and we have no employees. [No workers' comp. insurance required]**</p> <p>4. <input type="checkbox"/> We are a non-profit organization, staffed by volunteers, with no employees. [No workers' comp. insurance req.]</p>	<p>Business Type (required):</p> <p>5. <input type="checkbox"/> Retail</p> <p>6. <input type="checkbox"/> Restaurant/Bar/Eating Establishment</p> <p>7. <input type="checkbox"/> Office and/or Sales (incl. real estate, auto, etc.)</p> <p>8. <input type="checkbox"/> Non-profit</p> <p>9. <input type="checkbox"/> Entertainment</p> <p>10. <input type="checkbox"/> Manufacturing</p> <p>11. <input type="checkbox"/> Health Care</p> <p>12. <input type="checkbox"/> Other _____</p>
-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

*Any applicant that checks box #1 must also fill out the section below showing their workers' compensation policy information.

**If the corporate officers have exempted themselves, but the corporation has other employees, a workers' compensation policy is required and such an organization should check box #1.

I am an employer that is providing workers' compensation insurance for my employees. Below is the policy information.

Insurance Company Name: _____

Insurer's Address: _____

City/State/Zip: _____

Policy # or Self-ins. Lic. # _____ Expiration Date: _____

Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).

Failure to secure coverage as required under Section 25A of MGL c. 152 can lead to the imposition of criminal penalties of a fine up to \$1,500.00 and/or one-year imprisonment, as well as civil penalties in the form of a STOP WORK ORDER and a fine of up to \$250.00 a day against the violator. Be advised that a copy of this statement may be forwarded to the Office of Investigations of the DIA for insurance coverage verification.

I do hereby certify, under the pains and penalties of perjury that the information provided above is true and correct.

Signature: _____ Date: _____

Phone #: _____

<p><i>Official use only. Do not write in this area, to be completed by city or town official.</i></p>	
<p>City or Town: _____</p>	<p>Permit/License # _____</p>
<p>Issuing Authority (circle one):</p> <p>1. Board of Health 2. Building Department 3. City/Town Clerk 4. Licensing Board 5. Selectmen's Office</p> <p>6. Other _____</p>	
<p>Contact Person: _____</p>	<p>Phone #: _____</p>

www.mass.gov/dia

Information and Instructions

Massachusetts General Laws chapter 152 requires all employers to provide workers' compensation for their employees. Pursuant to this statute, an **employee** is defined as "...every person in the service of another under any contract of hire, express or implied, oral or written."

An **employer** is defined as "an individual, partnership, association, corporation or other legal entity, or any two or more of the foregoing engaged in a joint enterprise, and including the legal representatives of a deceased employer, or the receiver or trustee of an individual, partnership, association or other legal entity, employing employees. However, the owner of a dwelling house having not more than three apartments and who resides therein, or the occupant of the dwelling house of another who employs persons to do maintenance, construction or repair work on such dwelling house or on the grounds or building appurtenant thereto shall not because of such employment be deemed to be an employer."

MGL chapter 152, §25C(6) also states that "**every state or local licensing agency shall withhold the issuance or renewal of a license or permit to operate a business or to construct buildings in the commonwealth for any applicant who has not produced acceptable evidence of compliance with the insurance coverage required.**" Additionally, MGL chapter 152, §25C(7) states "Neither the commonwealth nor any of its political subdivisions shall enter into any contract for the performance of public work until acceptable evidence of compliance with the insurance requirements of this chapter have been presented to the contracting authority."

Applicants

Please fill out the workers' compensation affidavit completely, by checking the boxes that apply to your situation and, if necessary, supply your insurance company's name, address and phone number along with a certificate of insurance.

Limited Liability Companies (LLC) or Limited Liability Partnerships (LLP) with no employees other than the members or partners, are not required to carry workers' compensation insurance. If an LLC or LLP does have employees, a policy is required. Be advised that this affidavit may be submitted to the Department of Industrial Accidents for confirmation of insurance coverage. **Also be sure to sign and date the affidavit.** The affidavit should be returned to the city or town that the application for the permit or license is being requested, **not** the Department of Industrial Accidents. Should you have any questions regarding the law or if you are required to obtain a workers' compensation policy, please call the Department at the number listed below. Self-insured companies should enter their self-insurance license number on the appropriate line.

City or Town Officials

Please be sure that the affidavit is complete and printed legibly. The Department has provided a space at the bottom of the affidavit for you to fill out in the event the Office of Investigations has to contact you regarding the applicant.

Please be sure to fill in the permit/license number which will be used as a reference number. In addition, an applicant that must submit multiple permit/license applications in any given year, need only submit one affidavit indicating current policy information (if necessary). A copy of the affidavit that has been officially stamped or marked by the city or town may be provided to the applicant as proof that a valid affidavit is on file for future permits or licenses. A new affidavit must be filled out each year. Where a home owner or citizen is obtaining a license or permit not related to any business or commercial venture (i.e. a dog license or permit to burn leaves etc.) said person is NOT required to complete this affidavit.

The Department's address, telephone and fax number:

The Commonwealth of Massachusetts
Department of Industrial Accidents
1 Congress Street
Boston, MA 02114-2017
Tel. # 617-727-4900 ext. 7406 or 1-877-MASSAFE Fax
617-727-7749
www.mass.gov/dia

Food Employee Reporting Agreement

Preventing Transmission of Diseases through Food by Infected Food Employees

Do Not Submit - Maintain Completed Forms on your MFE at all times

Name of Establishment: _____

Address: _____ Framingham, MA 0170 _____

The purpose of this agreement is to ensure that Food Employees and Applicants who have received a conditional offer of employment notify the Person in Charge when they experience any of the conditions listed so that the Person in Charge can take appropriate steps to preclude the transmission of foodborne illness.

I AGREE TO REPORT TO THE PERSON IN CHARGE:

A. SYMPTOMS OF:

1. Diarrhea
2. Vomiting
3. Jaundice
4. Sore throat with fever
5. Lesions containing pus on the hand, wrist, or an exposed body part (*such as boils and infected wounds, however small*)

B. MEDICAL DIAGNOSIS OF BEING ILL WITH:

Norovirus, shiga toxin-producing *E. Coli*, *S. typhi* (typhoid fever), *Shigella* spp., non-typhoidal *Salmonella*, and Hepatitis A, as well as other diseases that may be transmitted through food per 105 CMR 300.000. Contact the Food Protection Program at 617-983-6712 or The Epidemiology Program at 617-983-6800 for additional information.

C. PAST MEDICAL DIAGNOSIS OF DISEASES LISTED ABOVE:

Have you ever been diagnosed as being ill with one of the diseases listed above? Yes No

If yes, what was the date of the diagnosis? _____

D. HIGH-RISK CONDITIONS

- Exposure to or suspicion of causing any confirmed outbreak of the diseases listed under Part B above.
- A household member has been diagnosed with diseases listed in Part B above.
- A household member attending or working in a setting experiencing a confirmed outbreak of one of the diseases listed in part B above.

I have read (or had explained to me) and understand the requirements concerning my responsibilities under 105 CMR 590 & 2013 Food Code and this agreement to comply with the reporting requirements specified above involving symptoms, diagnoses, and high-risk conditions specified. I also understand that should I experience one of the above symptoms or high-risk conditions, or should I be diagnosed with one of the above illnesses, I may be asked to change my job or to stop working altogether until such symptoms or illnesses have resolved.

I understand that failure to comply with the terms of this agreement could lead to action by the food establishment or the food regulatory authority that may jeopardize my employment and may involve legal action against me.

Name of Food Employee or Conditional Food Employee: _____ Date: _____

Signature of Food Employee: _____

Signature of Permit Holder or Representative: _____ Date: _____

Vomit & Diarrheal Clean-up Procedure

Do Not Submit - Maintain a Completed Form on your MFE at all times

Name of Food Establishment: _____

Address: _____ Framingham, MA 0170 _____

Why do we have this procedure?

Vomiting and diarrhea can be symptoms of several very contagious diseases and it is the responsibility of food service management to protect both employees and customers from transmission of these diseases. The most important ways of accomplishing this task is:

1. Ensure that all employees understand the importance of frequent handwashing and that they know where and how to wash their hands;
Ensure that employees understand their responsibility to report all disease symptoms, such as vomiting, diarrhea, jaundice, fever and sore throat; diagnosis of diseases; and exposure to others who are sick to the Person in Charge;
2. as vomiting, diarrhea, jaundice, fever and sore throat; diagnosis of diseases; and exposure to others who are sick to the Person in Charge;
3. Ensure that employees are trained and do not handle food that is ready to eat with their bare hands;
4. Ensure that employees understand the importance of following all regular cleaning and sanitizing procedures on a daily basis and special cleaning and sanitizing procedures such as this one.

New employees will be trained in all of the above-mentioned procedures within the first week of hiring. Reminder trainings will be done for all food service staff on an **ANNUAL** basis.

Vomit/Diarrhea Clean-Up Kit

Describe the location of supplies and extra supplies

A vomit/diarrhea clean-up kit is stored in a labeled bin located: _____

Extra supplies are located: _____

The following are items that should be in your Clean-up Kit:

1. Personal Protective Equipment (PPE)
 - Disposable gloves, nitrile or non-latex
 - Face and eye shields (clean and sanitize after use)
 - Disposable shoe covers
 - Disposable aprons
 - Masks
 - Hair covers
2. Paper towels
3. Absorbent material: Examples include baking soda, Red Z powder, or kitty litter
4. Scoop or scraper, preferably disposable
5. Large plastic bags with twist ties
6. Caution tape for closing off areas

Buckets, wiping cloths, detergent and sanitizers will also be needed and are available in various locations throughout the food service area. The Person-in-Charge is responsible for refilling the clean-up kit after use. Extra supplies will be on hand. All supplies will be purchased or ordered at the time of the incident so that the kit is ready for use as soon as possible after the incident.

When a Vomiting or Diarrhea Incident Occurs

1. Remove the following from the area if **no contact** with vomit or diarrhea:
 - a. Employees and/or customers
 - b. Packaged food or food in closed containers
 - c. Portable equipment, linens and open single-use and single- service articles.

For diarrhea, the immediate area that is visibly soiled should be the area of clean-up concentration. For vomiting, since particles can be in the air, an area of 25 feet in all directions should be considered the clean-up area. This is very important when considering which employees or customers need to be removed; the food; and open single-use and single-service articles that need to be discarded; the linens that will need to be washed; and the equipment that will need to be cleaned and sanitized.

2. If vomiting occurred, completely close off area around the spill for 25 feet in all directions. Use caution tape from the Clean-up Kit.

Some small food service establishments will have to close during the clean-up of a vomiting incident either by an employee or a customer. **In the case of closure, the Regulatory Authority should be called immediately to report the incident.** A sign can be put at the entrance stating that the food service establishment will be closed until a time judged to be sufficient to accomplish the required clean-up.

- a. Due to its small size _____ will close after a vomiting Incident until clean-up is completed.
Name of Establishment
- b. _____ will determine what areas will need to be cleaned and sanitized, but will remain open with limited service, unless the incident occurs in the food preparation area.
Name of Establishment

3. A trained employee should put on Personal Protective Equipment, gloves last.

All employees are trained in this clean-up procedure. If staffing allows, cooks should not be the first choice for carrying out the clean-up.

4. Sprinkle _____ On vomit/fecal matter to soap up liquid.
Kind of absorbent material

Using the scraper or scoop from the Clean-up Kit, and paper towels, carefully wipe up vomit/fecal matter and discard in a plastic trash bag. Then remove and discard gloves.

If staffing allows, a separate employee, wearing gloves and a mask, can hold the trash bag open by folding the top back over their hands so that the top of the bag is not contaminated in the process of discarding the paper towels, gloves, etc.

5. Wash hands and put on new disposable gloves and wash the area involved with detergent and warm water.

All surfaces within the incident area, plus all doorknobs, railings, wall corners or other places that you know are frequently touched should then be washed with soap and water. All restrooms should be cleaned also, even if they were not known to be affected by the incident. They are often used by employees and customers when they are not feeling well and the infectious germs will be there even if they cannot be seen.

All areas washed as described above will then be sanitized.

6. Sanitize hard or porous surfaces with chlorine bleach solution allowing the area to remain **wet for no less than 5 minutes**; follow policy directions for other surfaces or when using other sanitizers.

Bleach concentrations:

5.25% Sodium Hypochlorite or 6% dish machine sanitizer	1 2/3 cup bleach per gallon of water (1-part bleach to 10 parts water)	5000 PPM
8.25% concentrated Sodium Hypochlorite	1 cup bleach per gallon of water (1-part bleach to 16 parts water)	5000 PPM

Sanitizer to be used in this establishment will be _____ and
will be left wet on hard surfaces for minutes _____ Minutes before drying with paper towels.

Ammonium chloride sanitizers are ineffective against Norovirus so if those are the standard sanitizers used in a food service establishment, then chlorine bleach (or some other commercial product approved by the EPA to kill Norovirus) must be kept on hand for use during a vomit/diarrhea incident.

Bleach is available in several different concentrations so food service establishments need to be aware of the concentration they have available. Once opened, a bottle of bleach maintains its strength for 30 days so **PUT THE DATE ON THE BOTTLE WHEN YOU OPEN IT.** Discard it after 30 days.

Remember that bleach will discolor many items such as carpets, flooring, etc. Test a small area if there is any reason to believe that there will be a problem. Steam cleaning of carpets and upholstery is recommended once the vomit/diarrhea has been removed. Linens should be washed in hot water and dried in a hot dryer.

Open windows or increase ventilation as much as possible during the clean-up.

Make sure that all high-touch areas and restrooms are sanitized before areas are re-opened.

7. When totally finished cleaning up, dispose of all paper towels and PPE in the plastic bag. Tie the bag closed and double bag it before putting it in your regular trash.
Rinse food contact surfaces with clean water to remove chlorine residue left on the surface
8. because you used 5000 PPM to kill the infectious agents and re-sanitize with your usual 100 ppm sanitizer.

Re-Opening Establishment or Cleaned Areas

When the above-described clean-up procedure has been completed, the areas may be re-opened. Establishments that closed for clean-up should call the Regulatory Authority and report that they are ready to re-open. The Regulatory Authority may, or may not, want to actually visit the establishment prior to re-opening.

Establishments should anticipate that some customers may request some kind of compensation. Management should discuss that with employees as part of the training on this procedure. The decision concerning compensation is entirely up to the establishment management.

Monitoring Employees for Illness

After incidents involving diarrhea, and particularly vomiting, all employees, but particularly those involved in the clean-up, will be monitored for signs of illness for several days. The Person-in-Charge will remind employees to report symptoms of any illness.

Incident Report

It is advisable for the Person-in-Charge to complete an incident report describing the date and time of the incident; which employees were in charge of the clean-up; an overall description of the area of the incident; how it was cleaned and sanitized; and the other areas of the establishment cleaned and sanitized. It should also state what food was discarded. This report should be kept in the establishment files in case there are any future questions about the incident.

References

- "Clean-up and Disinfection for Norovirus ("Stomach Bug") Poster from disinfect-for-health.org.
 - Food Code, U.S. Public Health Service, FDA, 2013, Annex 3, Public Health Reasons/Administrative Guidelines, pages 395-397.
 - "Food Safety Sample SOP," NFSMI and USDA, Revised 2013.
 - "Guidelines for Responding to Vomiting and Diarrhea in Food Establishments," Rhode Island Department of Health, Yankee Conference Presentation by Cathy Feeney and Lydia Brown, September 22, 2016.
 - "Norovirus Information Guide," from SafeMark Best Practices, the Food Marketing Institute and Ecolab, July 2010.
 - "White Paper: Guidelines for Response to Vomiting and Diarrheal Incidents in Food Service Establishments," prepared by Paula Herald, PH.D., CP-FS, Technical Consultant, The Steritech Group, Inc., www.steritech.com.
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Framingham Ice Cream Vendor Truck Requirements

Do not submit – Keep for your records

Situation	Framingham Hawker / Peddler License Required?
Food truck on private property	No (provided truck operator is duly licensed by the Commonwealth of Massachusetts Division of Standards under G.L. c. 101 and the Framingham Board of Health)
Food truck on city street	No (provided truck operator is duly licensed by the Commonwealth of Massachusetts Division of Standards under G.L. c. 101 and the Framingham Board of Health)
Food truck at event	No (provided truck operator is duly licensed by the Commonwealth of Massachusetts Division of Standards under G.L. c. 101 and the Framingham Board of Health)
Ice cream truck on private property (not really an event i.e. company invites 1 vendor)	No (provided truck operator is duly licensed by the Commonwealth of Massachusetts Division of Standards under G.L. c. 101 and the Framingham Board of Health)
Ice Cream truck parked on city street (not an event- i.e. in front of City Hall)	Yes
Ice Cream truck at farmer's market, festival or similar event	No (provided that Ice Cream Truck Vendor participates as a pre-arranged vendor and remains stationary at such event location, and vendor/truck operator otherwise is duly licensed by State and BOH)

Notes

Ice Cream Truck is defined as any motor vehicle used for selling, displaying or offering to sell ice cream.

All permits must be conspicuously displayed and clearly visible on the windshield of any ice cream truck.

Ice Cream is defined as any frozen dairy or frozen water-based food product.

Ice Cream Truck Vending is defined as the selling, displaying or offering to sell ice cream or any other prepackaged food product from an ice cream truck.



(508) 532-5470
health@framinghamma.gov
www.framinghamma.gov

MEMORIAL BUILDING
150 Concord Street, Room 205
Framingham, MA 01702

**Application for License to Manufacture Frozen Desserts & Frozen Dessert Mix
For Mobile Food Establishment**

According to M.G.L. c. 94, §65 G-U, frozen desserts manufacturers, both retail and wholesale, shall be licensed and inspected by the local Boards of Health. Frozen desserts are regulated in accordance with 105 CMR 500.000 - Good Manufacturing Practices for Food.

The following are the types of establishments that are considered frozen dessert manufacturers:

1. Wholesale manufacturing plants that pasteurize raw milk and cream;
2. Wholesale manufacturers who purchase a pasteurized mix and manufacture ice cream;
3. Retail manufacturers who purchase a pasteurized mix and manufacture ice cream, soft-serve ice cream or frozen yogurt in a frozen dessert freezing / dispensing machine.

Note: A "Frozen dessert freezing / dispensing machine is any machine that freezes, mixes and dispenses frozen desserts.

Complete the application below. Please print legibly. An incomplete application and/or missing documents may delay the review process and issuing a permit. Frozen dessert licenses expire annually on the last day of February.

**1. Type of Application
Select one of the following:**

Date: _____

New Application for License
Complete **All** sections of this application

Renewal of an existing License
 Check this box if there have been no changes to your operation. If there are no changes, complete sections A, B, C, D, E, F, G, H, I (skip sections J & K).

2. Establishment / Business Information

Name of Establishment / Business: _____

Brand / Trade Name under which products will be sold: _____

Address: _____

Phone Number: _____

Will the product(s) be manufactured at the establishment listed above? Yes No

If No, List the location(s) of each establishment (plant) where the product(s) will be manufactured: _____

3. Owner Information

Name of Owner: _____

Address: _____ Phone Number: _____

Email: _____

If Corporation, Association or Partnership, please attach a list of the Officer's Names, Address and Phone Numbers

4. Person-in-Charge (PIC) Information

Name of PIC: _____ Phone Number: _____
Title: _____ Email: _____

5. Applicant Information

Name of Applicant: _____
Address: _____ Phone Number: _____
Title: _____ Email: _____

6. Emergency Contact Information

Name of Emergency Contact: _____ 24 Hour Phone Number: _____

7. Type of Operation

Retail Manufacturer Wholesale Manufacturer

8. Type of Product(s)

Frozen Desserts include but is not limited to ice cream, French ice cream, low fat ice cream, nonfat ice cream, frozen custard, gelato, ice milk, sherbet, sorbet, frozen yogurt, water ice, quiescently frozen confection, quiescently frozen dairy confection, frozen dietary dairy dessert, any soy-based frozen dessert, any rice-based frozen dessert, and any other similarly constituted product marketed as a frozen dessert including products made from the milk of cows, sheep, goats, and other dairy animals. Frozen Dessert Mix is any unfrozen mixture to be used in the manufacture of frozen desserts or milk shakes.

<input type="checkbox"/> Frozen Custard	<input type="checkbox"/> Gelato	<input type="checkbox"/> Ice Cream: Soft-Serve	<input type="checkbox"/> Ice Cream: Not Soft-Serve
<input type="checkbox"/> Sherbet	<input type="checkbox"/> Frozen Yogurt Not Soft-Serve	<input type="checkbox"/> Frozen Yogurt Soft-Serve	<input type="checkbox"/> Sorbet

Other - Specify: _____

9. Operation & Equipment Information

New applicants must complete. Renewing applicants can skip this section.

If Frozen Yogurt is manufactured, will it contain "friendly" cultured bacteria (live cultures)? Yes No

Will a Frozen Dessert Freezing / Dispensing Machine (Soft-Serve Machine) be used? Yes No

If Yes, what type of machine will be used? _____ How many? _____

If No, describe how the product will be prepared and the storage of the final product: _____

Submit the specification sheets for the machine (if applicable)

Will commercially pasteurized product(s) be used? Yes No

If No, describe what will be used and how: _____

Will the above final product be pasteurized? Yes No

If Yes, describe the pasteurization process: _____

No milk or cream from a source outside of the United States, subject to the Federal Import Milk Act, 21 U.S.C §141 et seq., shall be used unless the importer has documentation to show that the exporter is in compliance with 21 CFR Part 1210.

10. Describe the Following
New applicants must complete. Renewing applicants can skip this section.

Source of Ingredient(s): _____

How will the refrigerated and frozen product be delivered and transported? _____

If transported, how will the product temperature be monitored? _____

How often will the surfaces and equipment be cleaned and sanitized? _____

What are the procedures for **cleaning and sanitizing** the equipment and surfaces? _____

Type of Sanitizer: Quaternary Brand Name: _____ Chlorine Brand Name: _____

11. Testing Requirements and Standards

Frozen desserts produced shall have the final product tested by a laboratory approved by the Massachusetts Department of Public Health (MDPH) **at least once a month. The laboratory must submit copies of the results to the Framingham Public Health Department. Non-dairy frozen desserts do not require bacteriological testing.** Non-dairy frozen desserts include sorbet, water ices, Italian ice, slush and some frozen coffee beverages.

Bacterial and other Standards **shall not exceed** the following standards:

Item	Standard Plate Count (SPC)	Coliform Count
Finished products produced by means other than a Soft-Serve Machine	30,000/ml	20/g
Finished products produced in a Soft-Serve Machine	30,000/ml	50/g

If Frozen Yogurt contains "Live Cultures", SPC laboratory testing is not required **

Copies of all required test results shall be submitted directly to the Framingham Public Health Department by the certified laboratory within three (3) business days of the completion of the tests. See page 8 for a list of laboratories.

Statement: Pursuant to M.G.L. Chapter 62C, § 49A, I, _____ certify
Print Name

under the penalties of perjury that to the best of my knowledge and belief, I have filed all State tax returns and paid all State taxes required under law. I hereby attest to the accuracy of the information provided in this application. I understand any changes made to the submitted application must be submitted to the Framingham Public Health Department for review and approval prior to implementation. Additionally, I certify I will manufacture such products only from pure and wholesome ingredients and only under sanitary conditions.

To obtain a Frozen Dessert Permit, for both New and Renewing Applicants, submit the following:

- Completed "**Application for License to Manufacture Frozen Desserts and Frozen Dessert Mix.**"
Incomplete applications and missing documents may delay the review process and issuing a license.
- Fee made payable to the "City of Framingham."
All fees are nonrefundable.
 - **License Fee (Retail – Soft-Serve): \$5.00**
 - **License Fee (Wholesale – Distributes to Retail Businesses): \$200.00**
- Completed "Workers' Compensation Insurance Affidavit": General Business – See page 8. Attach a copy of the workers' compensation policy declaration page (showing the policy number and expiration date).
- Laboratory results must be submitted to the Framingham Public Health Department within 30 days of the start of operation and monthly thereafter. See page 21 for a list of laboratories.
- Copy of Certified Food Manager and Allergy Awareness Certificates.

All applications, training & information can be found on the City of Framingham's Public Health website:
<https://www.framinghamma.gov/3319/Food-Related>

For New Applicants, including existing Mobile Food Establishments adding Frozen Dessert Manufacturing to their operation, in addition to above, submit the following:

- Copy of your "Food Employee Reporting Agreement" (Health Policy) – See template on page 10.
- For New Mobile Food Establishments and Existing Mobile Food Establishments adding Frozen Dessert Manufacturing to their existing operation, submit Equipment Specification sheet(s) used in the process (i.e. Soft-Serve Machine(s) etc.).
- For New Food Establishments and Existing Mobile Food Establishments adding Frozen Dessert Manufacturing to their existing operation, provide a sketch of the processing area and / or the placement of the Soft Serve Machine(s).

Incomplete applications and missing documents may delay the review and permit process.

Signature: _____ Print Name: _____

For Official Use Only

Approved as submitted

Approved as submitted with the following condition(s): _____

Disapproved as submitted – Reason(s): ** _____

**** Applicant can resubmit an updated application or provide additional information to address the reason(s) why the application was disapproved.**

Date Reviewed: _____ Reviewed By: _____ Title: Public Health Inspector

Date Permit was Issued: _____

LABORATORIES

Do not submit – Keep for your records

The following is a list of laboratories located in Massachusetts

Advanced Food Labs Inc.	31-B Foodmart Road Boston, MA	617-269-6424	https://www.advancedfoodlabs.com
Analytical Testing Laboratory Co., Inc.	345 Trapelo Road Belmont, MA	617-484-7400	https://atllabfood.com
G & L Labs Inc.	246 Arlington Street Quincy, MA	617-328-3663	www.gllab.com
Lapuck Laboratories, Inc.	70 Shawmut Road Canton, MA	781-401-9999	info@lapucklabs.com
Microbac	117 Flanders Road Suite 101 Westborough, MA	508-329-7927	https://www.microbac.com
Morrell Associates	1661 Ocean Street P.O. Box 268 Marshfield, MA	781-837-1395	https://www.morrell-associates.com/