

1 [Street Artist Winter Holiday Spaces].
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3 **Resolution approving temporary selling spaces in the Downtown area and at Harvey**
4 **Milk Plaza for street artists certified by the Arts Commission, City and County of San**
5 **Francisco, for the winter holiday season, 2004, beginning on November 15, 2004 and**
6 **ending on January 15, 2005.**
7

8 WHEREAS, The Street Artists Ordinance adopted by the voters of San Francisco as
9 Proposition "L" at the election held on November 4, 1975, authorizes the Board of
10 Supervisors, by resolution, to designate sales areas where any street artist or craftsperson
11 previously certified may sell art or craft items; and

12 WHEREAS, A survey by the Arts Commission found that in recent years more street
13 artist spaces in the Downtown area have been eliminated due to construction, curb zone
14 changes, newsracks, planter boxes, etc.; and

15 WHEREAS, The winter holiday season is the street artists' busiest selling period; and

16 WHEREAS, Last year and the previous twenty-one years the Board of Supervisors in
17 resolutions approved temporary selling spaces for the street artists for the winter holiday
18 selling season; and

19 WHEREAS, Last year and the previous eight years and the year of 1992 the Board of
20 Supervisors approved temporary selling spaces for street artists at Harvey Milk Plaza for the
21 winter holiday selling season; and

22 WHEREAS, The Arts Commission, after conducting a public hearing, recommends the
23 renewal of the previous year's temporary sales spaces in the Downtown area; and

24 WHEREAS, The Arts Commission recommends the renewal of the previous year's
25 temporary sales spaces at Harvey Milk Plaza; now, therefore, be it

1 RESOLVED, That the Board of Supervisors hereby approves the following temporary
2 selling spaces for street artists certified by the Arts Commission, for the winter holiday season
3 of 2004 beginning on November 15, 2004 and ending on January 15, 2005:

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5 Spaces:

- 6 10 – Market Street, south side, 4th to 5th Streets
- 7 2 – Market Street, north side, Montgomery to Kearny Streets
- 8 2 – Market Street, north side, Grant to Kearny Streets
- 9 10 – Market Street, north side, Battery to Sansome Streets
- 10 5 – Stockton Street, west side, Post to Sutter Streets
- 11 1 – Stockton Street, east side, Post to Sutter Streets
- 12 6 – Stockton Street, east side, O'Farrell to Geary Streets
- 13 3 – Stockton Street, east side, Market to O'Farrell Streets
- 14 2 – Montgomery Street, west side, Post to Sutter Streets
- 15 2 – Post Street, north side, Montgomery to Kearny Streets
- 16 2 – Post Street, south side, Grant to Kearny Streets
- 17 5 – California Street, north side, Sansome to Montgomery Streets
- 18 2 – California Street, south side, Sansome to Montgomery Streets
- 19 3 – Harvey Milk Plaza (upper level)
- 20 4 – Harvey Milk Plaza (lower level)
- 21 12 – Grant Avenue, west side, Post Street to Maiden Lane; and be it

22 FURTHER RESOLVED, That the five (5) temporary spaces on Stockton Street, west
23 side, Post to Sutter Streets, are exempt from the provisions of Police Code Section
24 2405(c)(8)(1) which prohibits street artists from selling, offering for sale or soliciting offers to
25 purchase on any sidewalk adjacent to a curb which has been designated as a white zone;

1 and be it

2 FURTHER RESOLVED, That the two (2) temporary spaces on Post Street, south side,
3 Grant to Kearny Streets, are exempt from the provision of Police Code Section 2405(c)(8)(1);
4 and be it

5 FURTHER RESOLVED, That the one (1) temporary space on Stockton Street, east
6 side, Post to Sutter Streets, is exempt from the provision of Police Code Section
7 2405(c)(8)(1); and be it

8 FURTHER RESOLVED, That one (1) of the five (5) temporary spaces on Stockton
9 Street, west side, Post to Sutter Streets, is exempt from the provision of Police Code Section
10 2405(c)(6) which prohibits artists from selling, offering for sale or soliciting offers to purchase
11 on any sidewalk within ten (10) feet from the outer edge of any entrance to any building
12 including, but not limited to, doors, driveways, emergency exits measured in each direction
13 parallel to the building line and thence at a 90-degree angle to the curb; and be it

14 FURTHER RESOLVED, That the two (2) temporary spaces on Post Street, north side,
15 Montgomery to Kearny Streets, are exempt from the provisions of Police Section 2405(c)(6)
16 and 2405(c)(8)(3) which prohibits street artists from selling, offering for sale or soliciting offers
17 to purchase on any sidewalk adjacent to a curb which has been designated a yellow zone;
18 and be it

19 FURTHER RESOLVED, That the two (2) temporary spaces on Montgomery Street,
20 west side, Post to Sutter Streets, are exempt from the provisions of Police Code Section
21 2405(c)(6), 2405(c)(8)(3), and 2405(c)(16) which requires street artists to engage in their
22 activities in such a manner that at all times there shall remain open for the passage of
23 pedestrians a space of at least eight (8) feet in width, as measured on a line perpendicular to
24 the curb line, between the edge of the sidewalk farthest from the curb and the street artists'
25 activities; and be it

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FURTHER RESOLVED, That two (2) of the three (3) temporary spaces on Stockton Street, east side, Market to O'Farrell Streets, are exempt from the provision of Police Code Section 2405(c)(6); and be it

FURTHER RESOLVED, That five (5) of the ten (10) temporary spaces on Market Street, south side, 4th to 5th Streets, are exempt from the provision of Police Code Section 2405(c)(6); and be it

FURTHER RESOLVED, That the four (4) spaces in the lower level of Harvey Milk Plaza are exempt from the provision of Police Code Section 2405(c)(6).



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Resolution

File Number: 041099

Date Passed:

Resolution approving temporary selling spaces in the Downtown area and at Harvey Milk Plaza for street artists certified by the Arts Commission, City and County of San Francisco, for the winter holiday season, 2004, beginning on November 15, 2004 and ending on January 15, 2005.

October 26, 2004 Board of Supervisors — ADOPTED

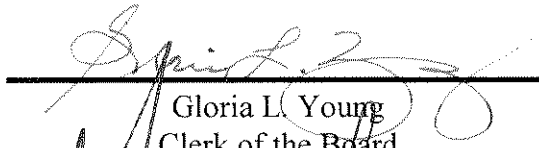
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Gonzalez, Ma, Maxwell, McGoldrick, Peskin, Sandoval

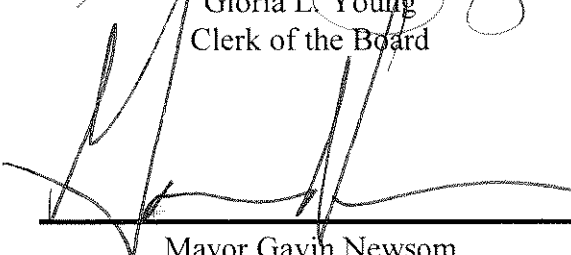
File No. 041099

I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

NOV 04 2004

Date Approved


Gloria L. Young
Clerk of the Board


Mayor Gavin Newsom