

REVISED LEGISLATIVE DIGEST

(Amended in Committee, 3/2/2022)

[Various Codes - Street Vendor Regulation]

Ordinance amending the Public Works Code to regulate vending, require permits for vending, and authorize permit fees and enforcement actions; amending provisions of the Administrative, Business and Tax Regulations, Park, and Police Codes to conform with those amendments; amending the Port Code to merge its permit program with the Public Works permit program; repealing reporting provisions from the Health Code; and adopting findings under the California Environmental Quality Act.

Existing Law

Street vending in the City is largely unregulated. Public Works Code Article 5.8 (Sections 184.80 et seq.) establishes the Department of Public Works' regulatory program for mobile food facilities, but does not regulate stationary vendors or roaming vendors. Port Code Article 2A establishes a regulatory program for stationary and roaming vending in areas under the Port's jurisdiction.

Amendments to Current Law

The ordinance would create a new City-wide regulatory program for street and sidewalk vending that would require permits to vend merchandise, pre-packaged food, or both, authorize a permit fee, establish rules and regulations to govern the time, place, and manner of vending, ban vending at United Nations Plaza except during the farmers' market, and establish enforcement methods including administrative citations and impoundment. The ordinance requires the Department of Public Works to engage in outreach and education before enforcement begins. The ordinance does not regulate vending on property under the jurisdiction of the Recreation and Parks Department, except for UN Plaza and Hallidie Plaza. The ordinance requires the Department of Public Works to report to the Board of Supervisors regarding the implementation and enforcement of this regulatory program. The ordinance amends the Port Code and includes a sunset provision to phase out the Port's regulatory vending program in order to merge the program with the Public Works permit program. The ordinance amends provisions of the Administrative, Business and Tax Regulations, Park, and Police codes and repeals a reporting provision from the Health Code.

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