

1 [Street Artist Winter Holiday Spaces]

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3 **Resolution designating 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, 2003, beginning on November 15, 2003 and**  
6 **ending on January 15, 2004.**

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

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

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

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

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

21 WHEREAS, The Arts Commission, after conducting a public hearing, recommends the  
22 renewal of the previous year's temporary sales spaces in the Downtown area with the addition  
23 of twelve spaces on Grant Avenue, west side, Post Street to Maiden Lane; 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 designated the following temporary  
2 selling spaces for street artists certified by the Arts Commission, for the winter holiday season  
3 of 2003 beginning on November 15, 2003 and ending on January 15, 2004:

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5 Spaces:

6 12 – Market Street, south side, 4<sup>th</sup> to 5<sup>th</sup> Streets

7 5 – 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 2405 (c)  
24 (8)(1) which prohibits street artists from selling, offering for sale or soliciting offers to purchase  
25 on any sidewalk adjacent to a curb which has been designated as a white zone; and be it

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

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

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

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

18 FURTHER RESOLVED, That the two (2) temporary spaces on Montgomery Street,  
19 west side, Post to Sutter Streets, are exempt from the provisions of Police Code Section  
20 2405(c)(6), 2405(c)(8)(3), and 2405(c)(16) which requires street artists to engage in their  
21 activities in such a manner that at all times there shall remain open for the passage of  
22 pedestrians a space of at least ten (10) feet in width, as measured on a line perpendicular to  
23 the curb line, between the edge of the sidewalk farthest from the curb and the street artists'  
24 activities; and be it

25 FURTHER RESOLVED, That two (2) of the three (3) temporary spaces on Stockton

1 Street, east side, Market to O'Farrell Streets, are exempt from the provision of Police Code  
2 Section 2405(c)(6); and be it

3 FURTHER RESOLVED, That five (5) of the twelve (12) temporary spaces on Market  
4 Street, south side, 4<sup>th</sup> to 5<sup>th</sup> Streets, are exempt from the provision of Police Code Section  
5 2405(c)(6); and be it

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

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