

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.**

7
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 craftsman 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, 4th to 5th 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, 4th to 5th 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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City and County of San Francisco

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

Tails
Resolution

File Number: 031729

Date Passed:

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

November 18, 2003 Board of Supervisors — ADOPTED

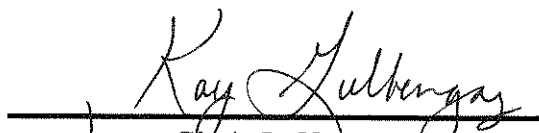
Ayes: 10 - Daly, Dufty, Gonzalez, Hall, Ma, Maxwell, McGoldrick, Newsom, Peskin, Sandoval
Excused: 1 - Ammiano

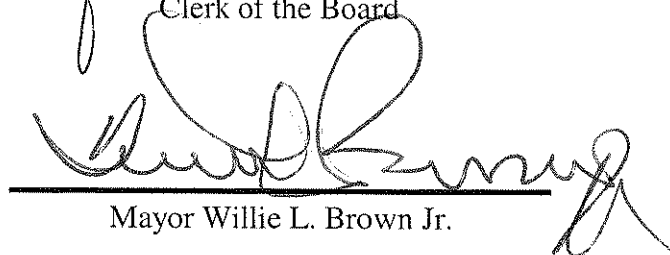
File No. 031729

I hereby certify that the foregoing Resolution was ADOPTED on November 18, 2003 by the Board of Supervisors of the City and County of San Francisco.

NOV 21 2003

Date Approved


for Gloria L. Young
Clerk of the Board


Mayor Willie L. Brown Jr.