

File No. 111068

Committee Item No. 5

Board Item No. \_\_\_\_\_

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Land Use and Economic Development Date October 17, 2011

Board of Supervisors Meeting

Date \_\_\_\_\_

#### Cmte Board

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| <input type="checkbox"/>            | <input type="checkbox"/> | Motion                                       |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Resolution                                   |
| <input type="checkbox"/>            | <input type="checkbox"/> | Ordinance                                    |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Budget Analyst Report                        |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Analyst Report                   |
| <input type="checkbox"/>            | <input type="checkbox"/> | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/> | Introduction Form (for hearings)             |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/> | MOU  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Contract/Agreement                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Form 126 – Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Public Correspondence                        |

#### OTHER (Use back side if additional space is needed)

- |                                     |                          |            |
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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Maps _____ |
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Completed by: Alisa Miller Date October 14, 2011

Completed by: \_\_\_\_\_ Date \_\_\_\_\_

An asterisked item represents the cover sheet to a document that exceeds 25 pages.  
The complete document can be found in the file.

1 [Street Artist Spaces - Grant Avenue, O'Farrell to Sutter Streets]

2  
3 **Resolution approving re-designation of 22 selling spaces on Grant Avenue, O'Farrell to**  
4 **Sutter streets, for street artists certified by the Arts Commission, City and County of**  
5 **San Francisco; exempting said spaces from the regulation of Police Code Section**  
6 **2405(c)(8)(2) prohibiting selling adjacent to a yellow zone.**

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 craftsman  
11 previously certified may sell art or craft items; and

12 WHEREAS, The Board of Supervisors by Resolution No. 572-77 previously designated  
13 thirty (30) spaces on Grant Avenue, O'Farrell to Sutter streets, as a street artist sales area;  
14 and

15 WHEREAS, Subsequent to the designation by the Board of Supervisors of Grant  
16 Avenue, O'Farrell to Sutter streets, as a street artist sales area, the curb adjacent to twenty-  
17 two (22) spaces of the thirty (30) spaces of said area was designated as a yellow zone; and

18 WHEREAS, Ordinance No. 388-83 authorizes the Board of Supervisors in a resolution  
19 designating or re-designating spaces in a street artist sales area to exempt the area from one  
20 or more of the regulations set forth in subsection (c) of Police Code Section 2405 if the Board  
21 finds that the exemption will not be inconsistent with or interfere with the purposes of the  
22 regulation from which the area is exempted; and

23 WHEREAS, The Board of Supervisors finds that use of the twenty-two (22) spaces on  
24 Grant Avenue, O'Farrell to Sutter Streets, as a street artist sales area will not be inconsistent  
25 with or interfere with the purpose of the adjacent yellow zone; now, therefore be it

1 RESOLVED, That the following selling spaces are hereby re-designated for street  
2 artists certified by the Arts Commission:

3 Spaces:

4 2 – Grant Avenue, east side, O’Farrell to Geary streets

5 5 – Grant Avenue, east side, Geary to Maiden Lane

6 1 – Grant Avenue, west side, Geary to Maiden Lane

7 9 – Grant Avenue, east side, Post to Sutter streets

8 5 – Grant Avenue, west side, Post to Campton Place

9 FURTHER RESOLVED, That the twenty-two (22) spaces hereby re-designated in the  
10 sales area for street artists on Grant Avenue, O’Farrell to Sutter streets, are exempt from the  
11 provision of Police Code Section 2405(c)(8)(2) which prohibits street artists from selling  
12 adjacent to a yellow zone.



SAN FRANCISCO ARTS COMMISSION

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2011 OCT -4 PM 1:18

BY         6        

October 4, 2011

EDWIN M. LEE  
MAYOR

JD BELTRAN  
INTERIM DIRECTOR OF  
CULTURAL AFFAIRS

Ms. Angela Calvillo  
Clerk of the Board  
Board of Supervisors  
City Hall, Room 244  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

*File 111068*

PROGRAMS

CIVIC ART COLLECTION  
CIVIC DESIGN REVIEW  
COMMUNITY ARTS  
& EDUCATION  
CULTURAL EQUITY GRANTS  
PUBLIC ART  
STREET ARTISTS LICENSES

ARTS COMMISSION GALLERY  
401 VAN NESS AVENUE  
415.554.6080

WWW.SFARTSCOMMISSION.ORG

ARTSCOMMISSION@SFGOV.ORG

**Subject:** Resolution approving re-designation of twenty-two (22) selling spaces on Grant Avenue, O'Farrell to Sutter streets, for street artists; and exempting spaces from prohibiting selling adjacent to a yellow zone

Dear Ms. Calvillo:

On behalf of the Arts Commission and its licensed street artists, we are respectfully requesting that you please submit to the Board the enclosed resolution approving a re-designation of twenty-two (22) selling spaces on Grant Avenue, O'Farrell to Sutter streets, for street artists certified by the Arts Commission; and exempting these spaces from the regulation of Police Code Section 2405(c)(8)(2) which prohibits street artists selling adjacent to a yellow zone.

This resolution reflects the unanimous approval of the full Arts Commission on October 3, 2011 to request the Board of Supervisors for re-designation of these spaces with their exemption from the yellow zone regulation.

In 1977, these twenty-two spaces were part of thirty spaces on Grant Avenue, O'Farrell to Sutter streets, designated for the street artists by the Board of Supervisors in Resolution No. 572-77. Since that time, they have been in continuous use by the artists. However, the twenty-two spaces have been adversely impacted by the creation of an adjacent yellow zone which has now automatically eradicated the artists' right to use the spaces.



CITY AND COUNTY OF  
SAN FRANCISCO

Making matters more acute, the winter holiday selling season is rapidly upon us and if the artists were unable to use these spaces especially for the season, it could spell economic setback for many of them.

We would greatly appreciate your submitting the enclosed resolution to the Board for its referral to the Land Use Committee. We will request the Committee's Chair to calendar the item for a hearing as soon as possible.

An electronic version of this legislation is also being sent to you.

If you have questions, please call me: 252-2583.

Sincerely,

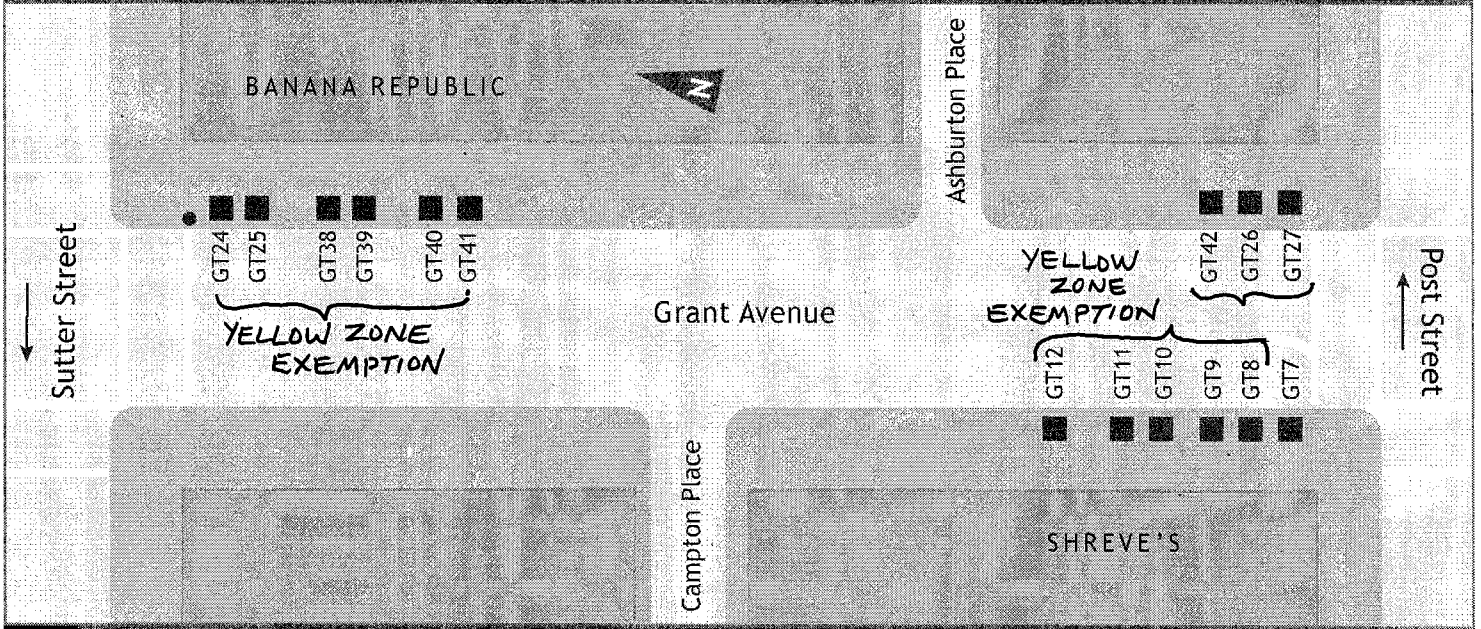


Howard Lazar  
Street Artists Program Director

Enclosures: Original resolution draft and 4 copies  
Maps of Grant Avenue street artist spaces

Cc: Arts Commissioners Greg Chew, John Calloway, Amy Chuang,  
Sherene Melania, Jessica Silverman – Street Artists Program  
Committee  
Interim Director of Cultural Affairs JD Beltran

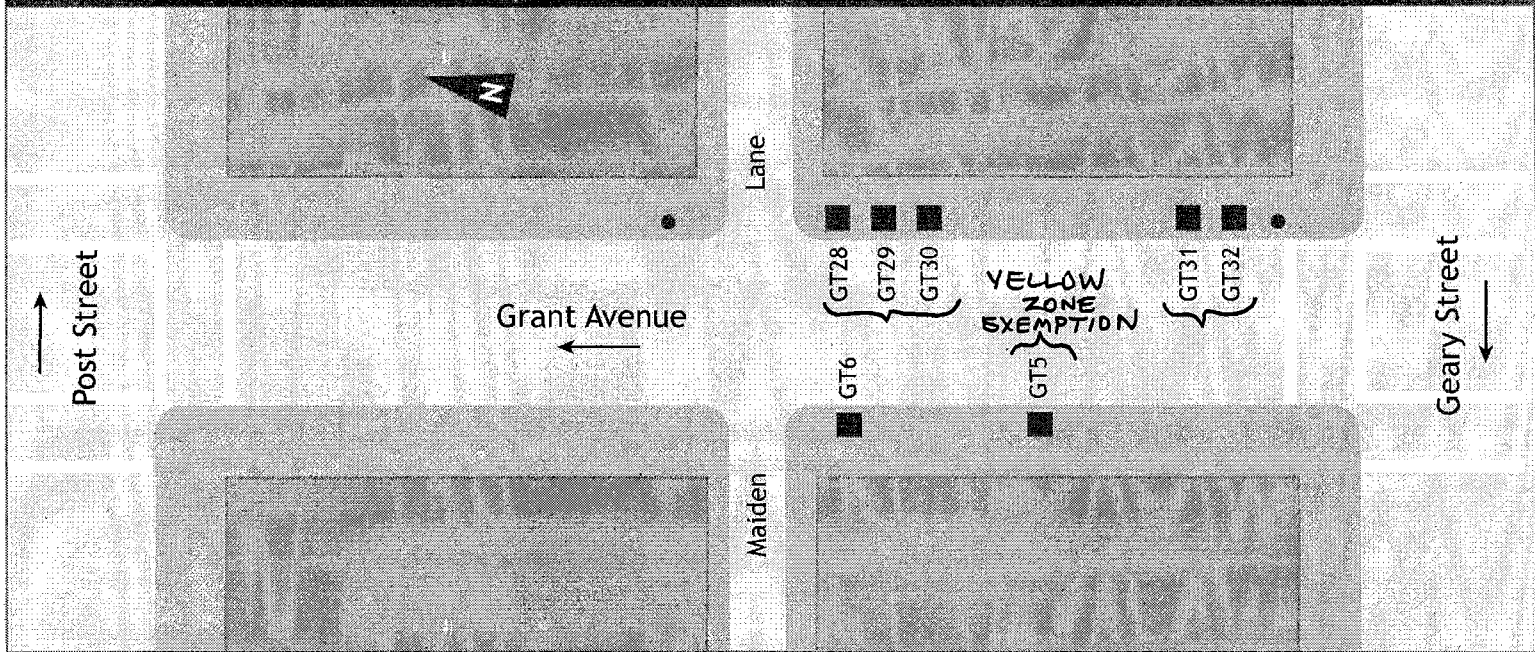
Map 27: SF Street Artists Program Selling Area Spaces: Grant between Sutter and Post



San Francisco Arts Commission Street Artists Program

[www.sfartscommission.org/street\\_artists](http://www.sfartscommission.org/street_artists)

Map 28: SF Street Artists Program Selling Area Spaces: Grant between Post and Geary



Map 29: SF Street Artists Program Selling Area Spaces: Grant between Geary and O'Farrell

