

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:

4  
5 Spaces:

6 10 – Market Street, south side, 4<sup>th</sup> to 5<sup>th</sup> 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;

\*\*Arts Commission\*\*

**BOARD OF SUPERVISORS**

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, 4<sup>th</sup> to 5<sup>th</sup> 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

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**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.

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October 26, 2004 Board of Supervisors — ADOPTED

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

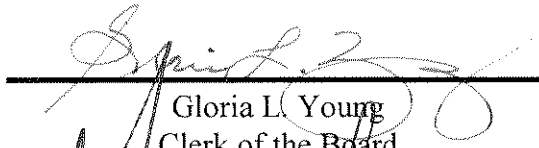
File No. 041099

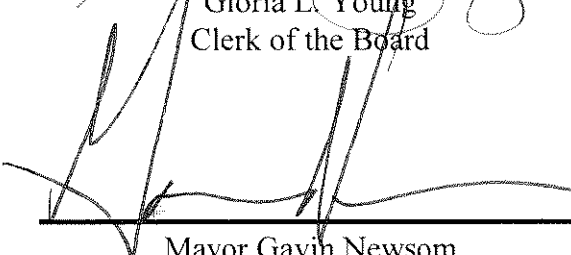
I hereby certify that the foregoing Resolution was ADOPTED on October 26, 2004 by the Board of Supervisors of the City and County of San Francisco.

NOV 04 2004

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Date Approved

  
Gloria L. Young  
Clerk of the Board

  
Mayor Gavin Newsom