

270-09

FILE NO. 090755

RESOLUTION NO.

1 [Street Artist Spaces]

2
3 **Resolution approving permanent designation of nine (9) former temporary selling**
4 **spaces for weekend usage on Market Street, north side, at Steuart Street, for street**
5 **artists certified by the Arts Commission, City and County of San Francisco; exempting**
6 **said spaces from the regulations of Police Code Section 2405 relating to street artist**
7 **display size and bus zone.**

8
9 WHEREAS, The Street Artists Ordinance adopted by the voters of San Francisco as
10 Proposition "L" at the election held on November 4, 1975, authorizes the Board of
11 Supervisors, by resolution, to designate sales areas where any street artist or craftsperson
12 previously certified may sell art or craft items; and

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

16 WHEREAS, At the request of the Arts Commission, the Board of Supervisors in
17 Resolution No. 359-08 designated for weekend usage by street artists certified by the Arts
18 Commission nine (9) temporary spaces on Market Street, north side, at Steuart Street, for a
19 period of six (6) months; and,

20 WHEREAS, The Board of Supervisors in Resolution No. 359-08 exempted said nine
21 spaces on Market Street, north side, at Steuart Street, from the provisions of Police Code
22 Section 2405(c)(1), (c)(2), (c)(3), and (c)(4) which prohibit street artists from selling, offering
23 for sale or soliciting offers to purchase on any sidewalk in an area not more than four and one-
24 half (4-1/2) feet from the curb line of any sidewalk, within eighteen (18) inches from the curb

1 line of any sidewalk, not more than five (5) feet above any sidewalk, and not more than four
2 (4) feet long; and

3 WHEREAS, The Board of Supervisors in Resolution No. 359-08 resolved that the
4 displays of street artists selling, offering for sale or soliciting offers to purchase in any of the
5 said nine spaces on Market Street, north side, at Steuart Street, be not more than fourteen
6 (14) feet from the curb line of the sidewalk, not within four (4) feet of the curb line of the
7 sidewalk, not more than seven (7) feet above the sidewalk, and not more than ten (10) feet
8 long; and

9 WHEREAS, The Board of Supervisors in Resolution No. 359-08 exempted said nine
10 spaces from Police Code Section 2405(c)(8)(1) which prohibits street artists from selling,
11 offering for sale or soliciting offers to purchase on any sidewalk which has been designated as
12 a bus zone, due to the bus zone adjacent to the nine spaces being inoperative on weekends;
13 and

14 WHEREAS, The Board of Supervisors in Resolution No. 359-08 designated said nine
15 spaces as subject to review by a committee of the Board of Supervisors after six months in
16 order to determine whether or not said spaces endanger the public or result in congested
17 pedestrian traffic and to consider whether said spaces shall be made permanent; and

18 WHEREAS, The Board of Supervisors, after conducting a public hearing, hereby finds
19 that the nine street artist spaces designated in Resolution No. 359-08 for Market Street, north
20 side, at Steuart Street, for a period of six months, do not endanger the public or result in
21 congested pedestrian traffic; and

22 WHEREAS, The Arts Commission has requested permanent designation of the said
23 nine spaces for weekend usage by street artists; now, therefore, be it

24 RESOLVED, That the following former temporary selling spaces for weekend usage
25 by street artists certified by the Arts Commission are hereby permanently designated:

Name of Supervisor/Committee/Department

BOARD OF SUPERVISORS

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Spaces

9 – Market Street, north side, at Steuart Street

FURTHER RESOLVED, That the nine (9) spaces on Market Street, north side, at Steuart Street, are exempt from the provisions of Police Code Section 2405(c)(1), (c)(2), (c)(3), (c)(4), and (c)(8)(1); and be it

FURTHER RESOLVED, That the displays of street artists selling, offering for sale or soliciting offers to purchase in any of the nine (9) spaces on market Street, north side, at Steuart Street, shall be not more than fourteen (14) feet from the curb line of the sidewalk, not within four (4) feet of the curb line of the sidewalk, not more than seven (7) feet above the sidewalk, and not more than ten (10) feet long.



City and County of San Francisco

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

Tails
Resolution

File Number: 090755

Date Passed:

Resolution approving permanent designation of nine (9) former temporary selling spaces for weekend usage on Market Street, north side, at Steuart Street, for street artists certified by the Arts Commission, City and County of San Francisco; exempting said spaces from the regulations of Police Code Section 2405 relating to street artist display size and bus zone.

June 30, 2009 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

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I hereby certify that the foregoing Resolution was ADOPTED on June 30, 2009 by the Board of Supervisors of the City and County of San Francisco.

7/10/2009

Date Approved

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom