

MOTION

On April 17, 2018, the Los Angeles City Council adopted rules and regulations for the establishment of a Sidewalk Vending Program (C.F. 13-1493). To further strengthen its intent, the City Council requested the City Attorney to prepare a draft ordinance with the goal of establishing a permit process by January 1, 2019. This was the culmination of a robust Citywide community engagement process which took into account the insight of community stakeholders such as sidewalk vendors, community advocates, business owners, business associations and health and public safety experts. These health and safety regulations included compliance with the American Disabilities Act (ADA), the California Food Retail Code and mechanisms to address concerns related to traffic and pedestrian congestion. The City Attorney transmitted a proposed ordinance on July 2, 2018 (C.F. 13-1493).

The City of Los Angeles embraces sidewalk vending through a regulated program that will enrich the City's streetscape by creating a vibrant marketplace, encourage entrepreneurship, and provide economic opportunity for families.

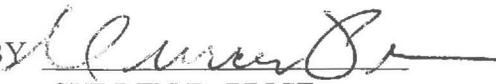
On September 17, 2018, Governor Brown signed Senate Bill 946 (Lara) which allows sidewalk vending to occur and establishes guidelines and requirements for cities who wish to regulate vendors. The bill also authorizes cities to develop additional regulations for sidewalks and parks based on health, safety and welfare concerns. Lastly, the bill becomes effective on January 1, 2019 and the City will need to have an adopted program prior to this date in order to enforce local regulations on vending on any sidewalks and in any parks.

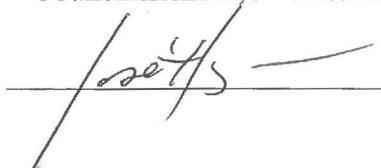
To ensure that the City's program is aligned with SB 946 and reflects the intent of the Council, it is imperative that City staff be requested to review the provisions of the bill, prepare a new ordinance and develop revised rules and regulations consistent with State law.

I THEREFORE MOVE that the City Council request the City Attorney, with the assistance of the CLA, to:

- 1) Draft a new Sidewalk Vending Ordinance consistent with SB 946, including provisions related to parks.
- 2) Revise the draft ordinance to remove sections related to rules and regulations (these will be part of a separate document to be submitted by the Bureau of Street Services and approved by Council), including but not limited to:
 - a. Section 42.13 C – Duties and Responsibilities of the Vending Service Provider
 - b. Section 42.13 E – Vending Licenses and Permits
 - c. Section 42.13 F – Additional Operating Requirements
 - d. Section 42.13 G – Placement of Stationary or Mobile Carts
 - e. Section 42.13 I – Other Provisions
- 3) Include any other necessary revisions to current provisions of the Administrative Code and/or Municipal Code to ensure consistency with State law.
- 4) Present the revised Sidewalk Vending Ordinance to the Economic Development Committee on October 9, 2018, or as scheduled by the Chair of the Economic Development Committee.

I FURTHER MOVE that the City Council instruct the Board of Public Works, Bureau of Street Services, with the assistance of the CLA and any other necessary department, to review SB 946 and submit to Council for approval, revised Rules and Regulations consistent with the intent of the Council and in compliance with State law.

PRESENTED BY 
CURREN D. PRICE
Councilmember, 9th District

SECONDED BY 

SEP 25 2018

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