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Please ADD as Public Comment for 13-1493

Eric Preven <esp3800@aol.com>

Tue, Jan 31, 2017 at 7:56 AM

To: holly.wolcott@lacity.org

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Ms. Wolcott:

On the agenda for the January 31, 2017 City Council meeting, item 30 deals with a report relative to creating a sidewalk vending permit system.

The CIS from Studio City Neighborhood is three years old and may not be an accurate reflection of the current views of the Studio City Neighborhood Council.

Brief Summary: The SCNC opposes legalizing and permitting street vending of food and merchandise on City sidewalks and parkways (see letter attached).

http://clkrep.lacity.org/onlinedocs/2013/13-1493_cis_9-22-14.pdf

To my knowledge the matter has not been on the SCNC agenda recently and so the above statement is not accurate.

In the interest of accuracy, please remove the CIS or re-tag it to reflect the view of the current Studio City Business Improvement District, if in fact the view reflected in the statement reflects their current view.

As for the Studio City Neighborhood Council, I will forward this to our president so that we can put the matter on an agenda and weigh-in appropriately and accurately.

Regards,

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You can find Studio City Business Improvement District here:

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ITEM NO. (30)

13-1493

PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT relative to creating a sidewalk vending permit system.

Recommendations for Council action, as initiated by Motion (Huizar – Price – Buscaino)

Date: 09/22/2014
Update to a Previous Input: No
Directed To: City Council and Committees
Council File Number: 13-1493
Agenda Date:
Item Number:

ITEM NO. (30)

[13-1493](#)

PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT relative to creating a sidewalk vending permit system.

Recommendations for Council action, as initiated by Motion (Huizar – Price – Buscaino):

APPROVE, in concept, a regulated sidewalk vending program for the City of Los Angeles with restrictions on zoning, placement and operations.

REQUEST the City Attorney to:

Prepare and present an ordinance to:

Immediately decriminalize violations of Los Angeles Municipal Code (LAMC) 42.00, et seq.

Authorize the Board of Public Works, or designee, to issue permits for stationary vending in commercial and industrial zones, with a maximum of two vendors per block face, and limited, mobile vending in residential areas.

Report on the feasibility of establishing an amnesty provision for existing sidewalk and vendor misdemeanors.

DIRECT the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO) to:

Research sidewalk vending policies and to report to the Public Works and Gang Reduction Committee relative to how other cities take into consideration nearby businesses when issuing sidewalk vending permits.

With the assistance of the City Attorney, Bureau of Engineering, Bureau of Street Services, Los Angeles Police Department, Economic and Workforce Development Department, City Clerk, Office of Finance, and any other City Department as necessary, to report in 60 days with recommendations relative to:

A two-tiered penalty structure, with greater penalties for vending without a permit, and less severe penalties for vending in violation of permit conditions.

A staffing plan and budget that will provide for efficient permitting and effective enforcement, to include options for:

Permit fees that will achieve full cost recovery.

General fund subsidized permit fees.

Additional funding strategies.

A process to create special vending districts to be initiated by Council, the Board of Public Works, or petition (with signatures from 20 percent of property owners or businesses in the proposed district), based on legitimate public health, safety and welfare concerns that are unique to specific neighborhoods with special circumstances.

Permit requirements that will help mitigate risk to the City, adjacent property owners and businesses, including a County of Los Angeles health permit, City of Los Angeles Business Tax Registration Certificate, liability insurance, agreement to indemnify and hold harmless the City of Los Angeles, the adjacent property owner and business, and Business Improvement District (BID), the exact address the applicant is seeking a vending permit (with a maximum of three locations authorized per vendor) or route where vending will occur consistent with the County of Los Angeles model, the consent of the adjacent property owner or business at that address, a list of the food or merchandise to be sold and clear photos of the proposed location showing the nearest obstructions.

An electronic notification system of permits issued.

Incentives to promote the sale of healthy food, including discounted permit fees, and authorization to vend near schools, as well as a list of what qualifies as a healthy food.

The creation of a special fund for the deposit of permit fees and collected fines to support permitting, education and enforcement.

A comprehensive outreach and education campaign.

Annual status reports, including number of permits issued, locations, violations, revenues and recommendations to improve the program.

Recommendations for operational requirements, location restrictions and cart standards.

Options to facilitate the collection of fees by BIDs from permitted sidewalk vendors.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: Yes

For: Historic Highland Park Neighborhood Council
Arroyo Seco Neighborhood Council
Mid-Town North Hollywood Neighborhood Council
Los Feliz Neighborhood Council
Greater Echo Park Elysian Neighborhood Council
Lake Balboa Neighborhood Council
Central Alameda Neighborhood Council
West Adams Neighborhood Council

For, if amended: Porter Ranch Neighborhood Council

Against: Harbor Gateway North Neighborhood Council
Studio City Neighborhood Council
Westside Neighborhood Council
Hollywood Hills West Neighborhood Council
Northridge East Neighborhood Council
Chatsworth Neighborhood Council
United Neighborhoods of Historic Arlington Heights Neighborhood Council
West Los Angeles Neighborhood Council

Against, unless amended: Arleta Neighborhood Council
Westwood Neighborhood Council

Neutral Position: Hollywood United Neighborhood Council

General Comments: Van Nuys Neighborhood Council
Downtown Los Angeles Neighborhood Council
Mar Vista Neighborhood Council

(Economic Development Committee waived consideration of the above matter)

cc - Cotton Candy Committee

 Walker's Street Vending Ideas CIS.pdf
367K

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September 18, 2014

Members of the
Economic Development Committee
200 N. Spring Street
Los Angeles, CA 90012

Re: Council File No. 13-1493 Street Vending of Food and Merchandise

Dear Councilmembers:

The board of the Studio City Neighborhood Council is opposed to legalizing and permitting street vending of food and merchandise on City sidewalks and parkways. Street vending has many negative impacts including: the creation of health hazards from the unsanitary and unregulated food distribution, the creation of safety hazards when children run across the street to vendors across from parks and schools, traffic hazards from vehicles illegally parked to purchase from sidewalk vendors particularly in areas with inadequate adjacent parking, the creation of unfair competition with licensed small restaurants and other businesses, creating an unhealthy environment by generating trash, food and beverage residue and increased animal excrement all in the public right-of-way, intrusion into residential neighborhoods impacting private property rights and the blocking of sidewalks impeding pedestrian access.

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With respect to the report of the chief legislative analyst on the City of Los Angeles Street Vending Policy we submit the following comments. The design of any street vending policy should include rules, regulations and enforcement provisions to protect the health, public safety and economic interests of business and property owners. Licenses and permits should be required of street vendors. Fees generated by the street vending program should be sufficient to cause the program to be self-supporting. There should be a dedicated staff to operate and enforce the street vending program, including the provision of overtime for calls made to the staff after hours and penalties to be imposed for non-compliance. Food and merchandise shall be permitted for sale on city sidewalks in Special Sidewalk Vending Districts and pre-designated areas of the city, only. There should be no street vending on any residential private property or public right of way in residential zones. Street vendors must be required to have certificate of liability insurance and a letter of consent from adjacent businesses before a vendor is permitted to sell. The regulations should govern the types of items vendors are permitted to sell. Before a street vendor can be licensed to sell in a certain area, a study of parking spaces available near that vending area shall be made. No vending shall be allowed from a shopping cart and restrictions on the types of vending units which are used for street vending shall be established. The policy should include a requirement that the permit shall be renewed every year and that an annual license fee shall be required. . To obtain a street vending license the vendor must get the following prior approvals: award letter from License and Vending Unit, food establishment, retail non-permanent location (if food will be sold), Los Angeles County Health Department approval, (if food will be sold), commercial activity license, BTRC (Business Tax Registration Certificate), W-9 (Federal Tax Identification Number), and any other relevant licenses.

Respectfully submitted,

John T. Walker, Ph.D.

John T. Walker, Ph.D., President
Studio City Neighborhood Council