

## Sidewalk Vendor Licensing Process

Two Chapters of the Municipal Code regulate sidewalk vendors - 12.20 & 5.56

12.20 (E) (sidewalk cafes)

12.20(F)(sidewalk vendors)

5.56 Vendor license

5.56.040 Application to the Common Council (actually submitted to the Finance Office) to include:

- A. A valid copy of all necessary permits required by State and County health authorities.
- B. Means to be used in conducting business, including but not limited to, a description of any mobile container or device to be used for transport or to display approved items or services.
- C. Previous experience in the business, if the applicant has not been licensed before.

5.56.050 Annual Fee - \$100

Information is then forwarded to the Legal & Finance Committee by the Finance Office for recommendation to the Council.

5.56.090 The Common Council shall approve the issuance of a sidewalk vendor license applied for under this article, if it is satisfied that the applicant has met the following requirement:

- A. That he or she is a fit person to engage in the business.

**(NOTE: This is different than the advice given on the fly by the City Attorney during the Council meeting on February 7, 2011. There is no fitness requirement in Chapter 12.20 – there is under this subsection of Chapter 5.56.)**

- B. Business is operated in compliance with all applicable requirements of the City Ordinance and State Law.

### **City Attorney's Recommendations:**

- 1) Rewrite ordinance to require application to be made to City Finance Office**
- 2) Require background check for vendors (similar to ice cream vendors).**
- 3) Allow administrative approval w/ appeal to Council in case of denial.**