

ORDINANCE NO.98-006

ADOPTED BY THE SACRAMENTO CITY COUNCIL

ON DATE OF JAN 27 1998

AN ORDINANCE AMENDING SECTION 7.05.057 OF THE SACRAMENTO CITY CODE, AND ADDING SECTION 7.05.058 TO THE SACRAMENTO CITY CODE, TO AUTHORIZE THE SALE OF FOOD AND BEVERAGES ON THE SIDEWALKS AND BOARDWALKS OF OLD SACRAMENTO

BE IT ENACTED BY THE COUNCIL OF THE CITY OF SACRAMENTO:

SECTION 1.

Section 7.05.057 of the Sacramento City Code is hereby amended to read as follows:

7.05.057 Vendors of merchandise with fixed business locations permitted to vend from sidewalk during specified special events

Section 7.05.055 notwithstanding, a vendor who has a fixed business location within Old Sacramento from which the vendor regularly sells goods, wares, or merchandise other than food or beverages may vend these goods, wares, or merchandise from the sidewalk or boardwalk immediately adjacent to the fixed business location during the following special events: Jazz Jubilee, Children's Festival, Railroad Festival, Thursday Night Afterglow, and any other Old Sacramento special event for which the director of the Downtown Department determines that sidewalk vending is appropriate. All tables and vending carts used for this purpose shall be approved in advance by the director of the Downtown Department, or the director's designee, and shall be positioned so as to leave a minimum of six (6) feet clear on every sidewalk or boardwalk for pedestrians.

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SECTION 2.

Section 7.05.058 is hereby added to the Sacramento City Code to read as follows:

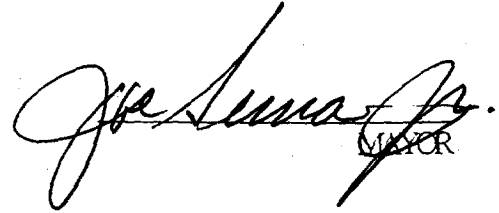
7.05.058 Food and beverage vendors with fixed business locations permitted to vend from sidewalks year-round.

- (a) Section 7.05.055 notwithstanding, a vendor who has a fixed business location within Old Sacramento from which the vendor regularly sells food or beverages may apply for a permit, revocable at will by the Director, to vend food or beverages from the sidewalk or boardwalk immediately adjacent to the fixed business location at any time. No alcoholic beverages shall be sold or consumed on the sidewalk or boardwalk. All tables, chairs, and vending carts used for this purpose shall be approved in advance by the director of the Downtown Department, or the Director's designee, and shall be positioned so as to leave a minimum of six (6) feet clear on every sidewalk or boardwalk for pedestrians.
- (b) The provisions of Title 12 of this code and the Zoning Ordinance relating to outdoor sidewalk cafes notwithstanding, an application for a revocable permit under this section shall be submitted to the Old Sacramento Management office, and shall be accompanied by a non-refundable application fee set by resolution of the City Council. At the Director's discretion, the permit may be renewed annually upon payment of a renewal fee set by resolution of the City Council.
- (c) Prior to selling food or beverages from the sidewalk or boardwalk, each vendor shall:
 - (1) Through Old Sacramento Management, obtain written approvals from the Fire Department and the Police Department for the furnishings to be used and their placement on the sidewalk or boardwalk.
 - (2) Provide and thereafter maintain comprehensive general liability insurance in an amount not less than one million dollars, naming the City of Sacramento, and its officers, employees, agents and volunteers as additional insureds. The form and substance of the insurance required shall be approved by the City Risk Manager.
- (d) The Director may establish reasonable rules and regulations concerning the sale of food and beverages from the sidewalk or boardwalk.

DATE PASSED FOR PUBLICATION: January 20, 1998
DATE ENACTED: January 27, 1998
DATE EFFECTIVE: February 26, 1998

ATTEST:

CITY CLERK


MAYOR

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