



We Are Columbia

**COLUMBIA ECONOMIC AND COMMUNITY DEVELOPMENT COMMITTEE
MEETING AGENDA
TUESDAY, NOVEMBER 14, 2017**

The Columbia Economic and Community Development Committee will conduct a Meeting on Tuesday, November 14, 2017 at 9:00 a.m. in the City Hall, Conference Room, 1737 Main Street, Second Floor, Columbia, SC 29201.

Prior to entering the meeting please turn all electronic communication devices to the silent, vibrate or off position. All presenters are asked to speak directly into the microphone for recording purposes.

CALL TO ORDER

COMMITTEE DISCUSSION

1. The Committee is asked to review the Sidewalk Vending Ordinance and update it to modern classifications of carts.

ADJOURNMENT



We Are Columbia

MEETING DATE: November 14, 2017

DEPARTMENT: City Clerk

FROM: *Erika Moore, City Clerk*

SUBJECT: **The Committee is asked to review the Sidewalk Vending Ordinance and update it to modern classifications of carts.**

FINANCIAL IMPACT:

STRATEGIC GOALS: **Grow opportunities for entrepreneurship**

Sec. 11-252. - Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Cart means any portable vending device, pushcart or other wheeled vehicle or device which may be moved without the assistance of a motor and which is not required to be licensed and registered by the department of motor vehicles, used for the displaying, storing or transporting of articles offered for sale by a vendor, and which does not exceed four feet in width, six feet in length, and five feet in height, excluding canopy or cover.

Vending district means the zone or area specifically designated for vending franchises.

Vendor means any person engaged in the selling, or offering for sale, of food, beverages or merchandise on the public streets or sidewalks, from a cart.

ATTACHMENTS:

- ARTICLE VII. - PEDDLERS AND SOLICITORS, DIVISION 3. - SIDEWALK VENDING
- Business_License_Sidewalk_Vending_Cart (PDF)

MEMORANDUM

TO: ECONOMIC & COMMUNITY DEVELOPMENT COMMITTEE

FROM: CITY OF COLUMBIA- BUSINESS LICENSE

SUBJECT: COMMITTEE MEETING: SIDEWALK VENDING ORDINANCE &
MODERN CLASSIFICATION OF CARTS

DATE: NOVEMBER 14, 2017

List of Recommendations for Committee consideration:

1. Define "Cart"
2. Discuss design requirements and allowable accessories (i.e., umbrellas, coolers, and others).

Jurisdiction	Definition	Dimensions	Accessories	Permit Cycle	Permit Fee
<p>Athens-Clarke County, GA</p> <p>https://athensclarkecounty.com/DocumentCenter/View/781</p> <p>https://www.athensclarkecounty.com/Faq.aspx?QID=63</p>	<p><u>Differentiates between cart and stand.</u></p> <p>Cart: A nonmotorized, but mobile, pushcart which may be moved without the assistance of a motor, or a pedal-driven cart, used for the displaying, storing or transporting of goods or merchandise offered for sale by a street merchant, and any such cart shall be constructed in accordance with the size, design, quality and all other regulations of this chapter.</p> <p>Stand: Any table, which shall be skirted on at least three (3) sides, or any other structure, and which table or structure is movable and used for the purpose of displaying, goods, merchandise or services to the public. Any such stand shall be constructed in accordance with the size, design, quality and all other regulations of this chapter.</p>	<p>Any cart, stand or skirted table shall not be larger than four feet wide by six feet long and seven feet high, including all attachments, extensions and merchandise.</p>	<p>Grocery carts and wood or cardboard boxes are prohibited from being used as displays.</p>	<p>Dependent on location (i.e., some locations are per trimester and others are from April 1 - October 31).</p> <p>No proration of fees</p>	<p>Varies based on location, ranging from \$25 - \$165.</p>
<p>City & Borough of Juneau, AK</p> <p>http://www.juneau.org/cddftp/StreetSidewalkVending.php</p> <p>http://www.juneau.org/cddftp/codes/62_10.pdf</p>	<p>Cart means any cart, counter, table, stand, box or other object which is placed on a sidewalk or street from or over which a person offers goods or services for sale.</p>	<p>Vending carts may not exceed 15 square feet in plan area as measured squaring off all projections such as handles, wheels and shelves.</p> <p>The manager may permit deviations from the requirements of this subsection consistent with the safe and convenient use of the public streets and sidewalks.</p>	<p>An umbrella or awning may be added, but its open diameter or length may not exceed eight feet and no part of the projecting area may be less than seven vertical feet from the sidewalk or street.</p>	<p>January 1 - December 31</p> <p>Fees Prorated</p>	<p>\$200 annually</p>
<p>City of Greenville, SC</p> <p>http://www.greenville.org/323/Downtown-Street-Vendors</p>	<p>Stand means any table, showcase, bench, rack, pushcart, wagon or any other device or wheeled vehicle which may be moved without the assistance of a motor and which is not required to be licensed and registered by the department of motor vehicles, used for the displaying, storing or transporting of articles offered for sale by a vendor.</p>	<p>No vending stand shall exceed four feet in width and six feet in length and six feet in height.</p>	<p>Shall not set up, maintain or permit the use of any table, crate, carton, rack or any other device to increase the selling or display capacity of his stand where such items have not been described in his application.</p>	<p>January 1 - December 31</p> <p>Fees Prorated</p>	<p>\$250</p>

Jurisdiction	Definition	Dimensions	Accessories	Permit Cycle	Permit Fee
<p>City of Portland, OR</p> <p>https://www.portlandoregon.gov/transportation/article/82676</p> <p>https://www.portlandoregon.gov/transportation/article/275061</p> <p>www.portlandonline.com Section 17.26</p>	<p>Does not define "cart"; however, cart must meet the City Engineer's design, dimension, and construction guidelines (please see attached documents).</p>	<p>The length of the mobile device or pushcart cannot exceed (6) six feet.</p> <p>The height of the mobile device or pushcart, excluding canopies, umbrellas, or transparent enclosures, cannot exceed (5) five feet.</p>	<p>Umbrellas or canopies shall have a minimum clearance of (7) seven feet and a maximum height of (9.5) nine feet six inches above the sidewalk.</p> <p>Umbrellas or canopies may not exceed (40) forty square feet in area.</p>	<p>January 1 - December 31</p> <p>No proration of fees</p>	<p>\$75 annually</p>
<p>Nashville, TN</p> <p>http://www.nashvilleclerk.com/business/sidewalk-encroachment-permit/</p> <p>http://www.nashvilleclerk.com/wp-content/uploads/2011/01/13.08.040.pdf</p>	<p>"<u>Street vendor</u>" or "<u>vendor</u>" means any individual, including an employee or agent of a group of individuals, partnership, or corporation, who sells, or offers to sell services, food, beverages, goods, or merchandise on any public way whether such activity involves the sale of such items from the vendor's person or <u>by use of a stand</u>.</p> <p>"<u>Stand</u>" means any table, tarp, display, bench, booth, rack, handcart, pushcart, wagon or any other fixture or device which is not required to be licensed and registered by the department of motor vehicles, and is used for the display, storage, or transportation of food, beverages, goods or merchandise on any public way.</p>	<p>Based on the district, Clerk's office must be contacted for site specific requirements.</p>	<p>Based on the district, Clerk's office must be contacted for site specific requirements.</p>	<p>Permit valid for one (1) year from date of issuance.</p>	<p>Contact Clerk's office.</p>
<p>Salt Lake City, UT</p> <p>http://www.slcdocs.com/cam/Ch5o65VendCarts.pdf</p>	<p>Does not define "cart"; however, uses the term pushcart consistently throughout the Code.</p>	<p>The mobile device or pushcart shall not exceed three feet (3') in width and eight feet (8') in length including the hitch.</p> <p>The height of the mobile device or pushcart, excluding canopies, or umbrellas, shall not exceed five feet (5').</p> <p>The mobile device or pushcart shall be on wheels and of sufficiently lightweight construction that it can be moved from place to place by one adult person without any auxiliary power.</p> <p>The device or cart shall not be motorized so as to move on its own power.</p>	<p>Umbrellas or canopies shall be a minimum of seven feet (7') above the sidewalk if they extend beyond the edge of the cart.</p> <p>Umbrellas or canopies shall not exceed thirty four (34) square feet in area.</p> <p>The vendor shall be limited to three (3) coolers (stacked), one beverage container, one trash receptacle and one chair external to the cart.</p> <p>Coolers shall not exceed 3.75 square feet each in size.</p>	<p>All permits expire December 31</p>	<p>\$285 annually, plus \$28 application fee</p>
<p>St. Louis, MO</p> <p>https://www.stlouis-mo.gov/government/city-laws/ordinances/ordinance.cfm?ord=65061</p>	<p>"<u>Sidewalk Vendor</u>" means any person who sells or offers for sale on any public sidewalk or public right of way, <u>from a booth, stall, stand, table, wagon, pushcart, handcart or other non-motorized vehicle</u>, or from a pack, basket or similar container, or hand held display.</p>	<p>None listed; however, all vending businesses must conform to district specific rules and regulations.</p> <p>A pushcart shall not be motor powered.</p>	<p>None listed; however, all vending businesses must conform to district specific rules and regulations.</p>	<p>January 1 - December 31</p> <p>No proration of fees</p>	<p>\$200 annually, plus \$25 application fee</p>

CLARIFICATION OF
VENDING CART DESIGN REQUIREMENTS &
PERMITTED ACCESSORIES

The Do's

Examples of well-designed sidewalk vending carts.



umbrella

high-quality wood materials

spoke wheels



canopy

well-crafted, creative design

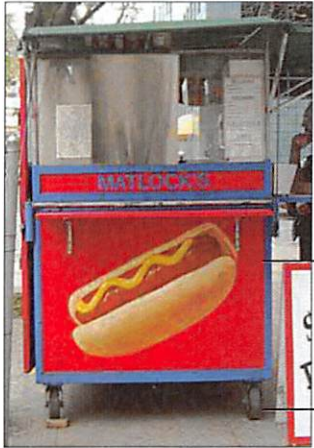
caster wheels



umbrella

fenders

spoke wheels that sit tightly up against cart



playful graphics

caster wheels



canopy

propane tank contained within cart

high-quality construction

spoke wheels



spacious cart holds all equipment

caster wheels

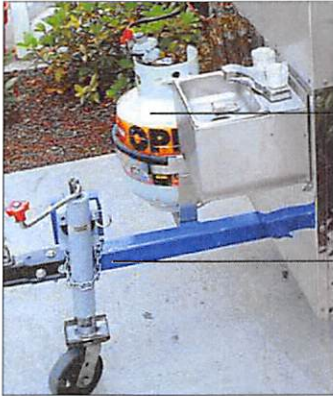
Attachment: Business_License_Sidewalk_Vending_Cart (3914 : Review of Sidewalk Vending Ordinance)



The Don'ts



Examples of design features that are discouraged.



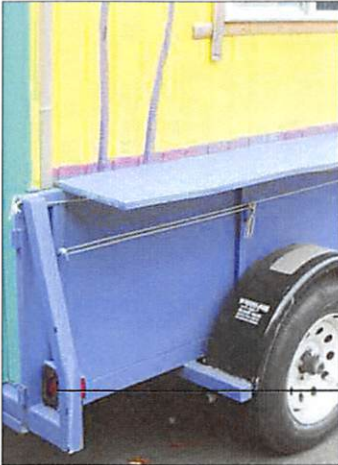
Propane tank not enclosed

hitch has not been removed



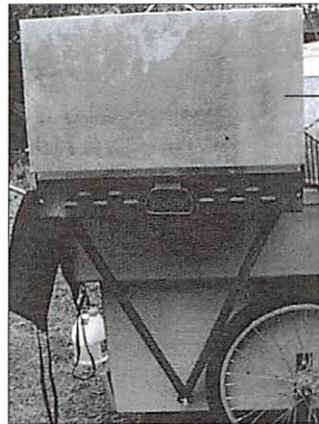
poorly crafted design and low-quality materials

vehicle-type wheels



vehicle-type wheels

tail light has not been removed



grill is separately attached and not contained within cart



wash buckets not securely attached to outside of cart



accessory equipment on sidewalk



accessory equipment on separate shelving unit outside cart

propane tank on sidewalk