

## **ATTACHMENT A- Summary of Proposed Changes**

The following is a summary of the proposed street-food initiative amendments to the Seattle Municipal Code.

1. Add the following definitions:
  - a. Curb space
  - b. Food vehicle
  - c. Food vehicle zone
  - d. Block face
  - e. Corner curb radius area
  - f. Food service business
  - g. Mobile food vending
  - h. Pedestrian zone
  - i. Pedestrian visual corridor
  - j. Vend or vending
  - k. Vending cart
2. Traffic Code (Title 11) amendments:
  - a. Traffic engineer has authority to determine the location of and establish food vehicle zones.
  - b. Director of Transportation may authorize curb space parking permits for food vehicle vending.
  - c. Add the monetary penalty of \$42 for food vehicle zone parking infraction.
  - d. Add the ability for food vendors to detach and park a trailer or camper in a pedestrian mall, plaza, or sidewalk.
3. Street and Sidewalk Use Code (Title 15) amendments:
  - a. Sidewalk Café Chapter 15.16:
    - i. Clarify the permit expiration, renewal, administration, and revocation procedures.

- ii. Apply new definitions, exhibits, and applicable SMC cross-references.
- iii. Remove references to repealed Chapter 10.10.
- iv. Incorporate consistent language, setbacks, and other provisions as proposed in Chapter 15.17, Vending.
- v. Clarify and add insurance, indemnity, public notice of application, and maintaining public place provisions.
- vi. Incorporate requirements for the sidewalk café width and platforms that are currently in the Director's Rule.

b. Vending Chapter 15.17:

- i. Clarify when a Street Use vending permit is required.
- ii. Clarify the permit expiration, renewal, administration, and revocation procedures, including site competition lottery system and priority of use.
- iii. Clarify and add insurance, indemnity, and public notice of application provisions. Remove the permit condition of adjacent property owner approval for a vending site location.
- iv. Repeal duplicative Section 15.17.020, Mobile vending in restricted area.
- v. Add all events at the stadiums and exhibition event center (not just Safeco events) to be applied to the existing Stadium and Exhibition Center Event Vending Area and No Vending Zone.
- vi. Clarify the requirements and conditions for Stadium and Exhibition Center Event Vending, including: when and where vending can occur, permit conditions, and setback provisions consistent with other types of public place vending.
- vii. Clarify and amend the requirements for food and flower vending in the public place sidewalk or plaza, including: requiring a pedestrian zone, pedestrian visual corridor, and setbacks from street amenities consistent with the Sidewalk Café Ordinance 122824 model (Chapter 15.16); add setback from corner curb radii and business entrances; require 50-foot setback from existing food service or floral businesses;

require that a vending cart or food vehicle not be left unattended for longer than 30 minutes; a maximum of two vending carts per block face may be approved; remove the 200-foot setback requirement from public parks and add provision to seek the recommendation from the Superintendent of the Parks Department for new applications within 50-feet. Maintain the permit site requirements of a 200 feet setback from any public or private school containing a Kindergarten through 12<sup>th</sup> grade class

- viii. Add a new section describing the permit requirements and conditions for curbside vending from a food vehicle consistent with food and flower vending from a public place setbacks and requirements.
  - ix. Repeal Section 15.17.010 and add mobile food vending restriction areas to a new section describing the permit requirements and conditions for authorized mobile food vending of food exempt from a Health Department permit. Also include a 50-foot setback from any public park, as defined by Chapter 18.12., 1,000 feet from any public or private school containing a Kindergarten through 12<sup>th</sup> grade class, and 50 feet from any food service establishment for mobile food vending.
  - x. Clarify and amend the requirement for merchandise display on the public place, including: requiring a pedestrian zone, pedestrian visual corridor, and setbacks from street amenities consistent with the Sidewalk Café Ordinance 122824 model (Chapter 15.16) and proposed food and flower vending provisions.
  - xi. Add a new section regarding the permittee responsibilities to maintain the public place conditions, including: keeping the vicinity clean of refuse, maintaining the pedestrian zone and pedestrian visual corridor, requiring all vending-related items to be temporary and easily movable in order to clear the public place when required to do so.
  - xii. Add a new section authorizing the Director of Transportation to promulgate rules to implement Chapter 15.17.
- c. Add the ability for the Hearing Examiner to reduce the monetary penalty of a citation penalty issued to a first-time violator of Chapter 15.17 if a complete Street Use permit application has been submitted before the scheduled mitigation hearing.

- d. Increase the citation penalties for Chapter 15.17 related violations to \$1000 for first-time violations and \$2000 for subsequent violations within a 5-year period.
- e. Allow Street Use permit fees and citation penalties associated with vending activities be used by other City departments for vending enforcement as authorized by the Director of Transportation. The Department of Transportation shall use the vending-related Street Use permit fees and citation penalties to administer and enforce the vending program.

#### 4. Other

- a. Fix typographical errors and provide cross-references and new exhibits.
- b. Provide SMC 'clean-up' to conform to the City's Code Drafting standards.
- c. Add new permit types to the Street Use Permit Fee Schedule for Food vehicle zone vending, Temporary curb space vending, Mobile food vending (food exempt for Health permit), and Vending from a public place sidewalk or plaza; and amend the vending-related Street Use permit fees.
- d. Repeal the Seattle Food Code Chapter 10.10, consistent with its incorporation into the King County Board of Health Code, Resolution 29615.