

Senate Bill 946



California's Sidewalk Vending Law
(Amending SSFMC 6.04, 6.16 & 6.90)

Types of Vendors



Street Vendors operate from motorized vehicles such as food or ice cream trucks

Peddlers & Solicitors- those who travel business-to-business or door-to-door to sell merchandise or services

Sidewalk Vendors- operate from a non-motorized conveyance, such as fruit stand or push cart, located on sidewalk or public pedestrian paths

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SB 946 limits regulations local governments can place on sidewalk vendors

Any regulations **must** be related to **objective health, safety, or welfare** concerns

Cannot rely on “**perceived community animus or economic competition**” to regulate sidewalk vendors

Permits Required



Business license

Vending permit

Food handling permit (by San Mateo County)

Seller's permit (by State of California)

SSFMC 6.90.030



Must have business license and vending permit

Street or sidewalk vendors must be on street, sidewalk, or public pedestrian path

Cannot encroach onto private property w/o permission

Signage of “No peddlers or solicitors” - means just that

SSFMC 6.90.030



Street & sidewalk vendors cannot sell within:

50 feet- Street intersection, fire hydrants, emergency call boxes, utility cabinets, or fire escapes

200 feet- Certified farmers' market, swap meet, or special event with permit issued by City

500 feet- K-12 school, private or public

SSFMC 6.90.050



Additional operating conditions-

- 1) Must display permits
- 2) No dangerous conditions
- 3) No blocking vehicular/pedestrian traffic
- 4) No blocking access to property
- 5) Sanitary requirements (offer garbage cans, 50 ft. cleanup)

SSFMC 6.90.060 Penalties/Fines



With Permits:

\$100 – first

\$200 – second

\$500 – each additional

Without Permits:

\$250 – first

\$500 – second

\$1,000 – each additional

SSFMC 6.90.060 Penalties/Fines



Reduced fine to 20% of total if:

- 1) Requests it
- 2) Receiving public benefits, or
- 3) Monthly income = 125% less than Federal register poverty

Must offer alternate dispositions:

- 1) Allow community service
- 2) Waive administrative fines, or
- 3) Offer alternate disposition (SB 946 does not define this)

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