

Sidewalk Vendor Regulation

Ordinance Introduction

December 13, 2023

Error in Original Introduction



“Merchandise” omitted from a key section

Sec. 4.08.030. - Prohibited acts with a license.

- (a) Except as otherwise provided in ~~(e)~~(b), it is unlawful for a person to sell food, ~~or~~ beverages **or merchandise** upon a public sidewalk or pedestrian path from a conveyance, including, without limitation, a pushcart, stand, display, pedal-driven cart, wagon, showcase or rack, within 1,500 feet of:
- (1) A resort hotel, as defined in NRS Chapter 463;
 - (2) An event facility that has seating capacity for at least 20,000 people and is constructed to accommodate a major or minor league sports team;
 - (3) A convention facility operated by a county fair and recreation board; or
 - (4) A median of a highway, if the median is adjacent to a parking lot.
- ~~(b) — It is unlawful for a person to sell food, beverages or merchandise within 1,500 feet of:~~
- ~~(1) — A resort hotel, as defined in NRS Chapter 463;~~
 - ~~(2) — An event facility that has seating capacity for at least 20,000 people and is constructed to accommodate a major or minor league sports team;~~
 - ~~(3) — A convention facility operated by a county fair and recreation board; or~~
 - ~~(4) — A median of a highway that is adjacent to a parking lot.~~

Update to Original Introduction



Reference to Health District Requirements

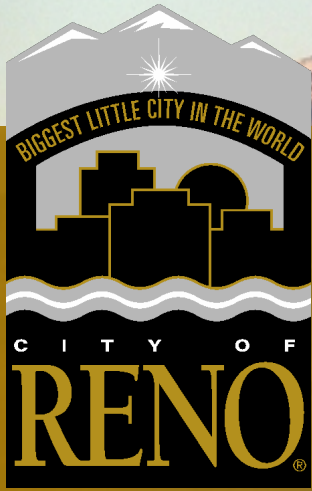
Sec. 4.08.070. - Inspections

- ~~(a) — No sidewalk vendor shall sell food products for human consumption unless the vendor has been issued a health permit by the local health department. Certificates issued from the health department shall be properly and conspicuously displayed at all times during the operation of the vending business.~~
- ~~(b) — The vendor must have any temporary or permanent changes of food product approved by the health department.~~

~~Any vender that is required to obtain permits or licenses through the local health authorities shall do so before selling any products and have them conspicuously displayed at all times during operation of the vending business.~~

How does this ordinance impact Special Events?

- All vendors (including sidewalk vendors) authorized by the promoter to participate in the event may do so after meeting the necessary requirements
- Vendors not participating in the event would be subject to RMC Chapter 4.08 standards

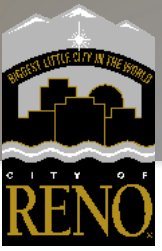


Sidewalk Vendor Regulation

Ordinance Introduction

November 15, 2023

Summary



- Senate Bill 92 – 2023 Legislative Session
- Current Regulation (RMC Chapter 5.15)
- Review of Council Direction (09/13/23)
- Recommendations

Summary



General Purpose of SB92

- Cities **may** adopt an ordinance to regulate sidewalk vendors
- Cities **may not** enact or enforce a complete prohibition on sidewalk vendors
- Provides a set of requirements and discretionary options
- Creation of Task Force on Safe Sidewalk Vending

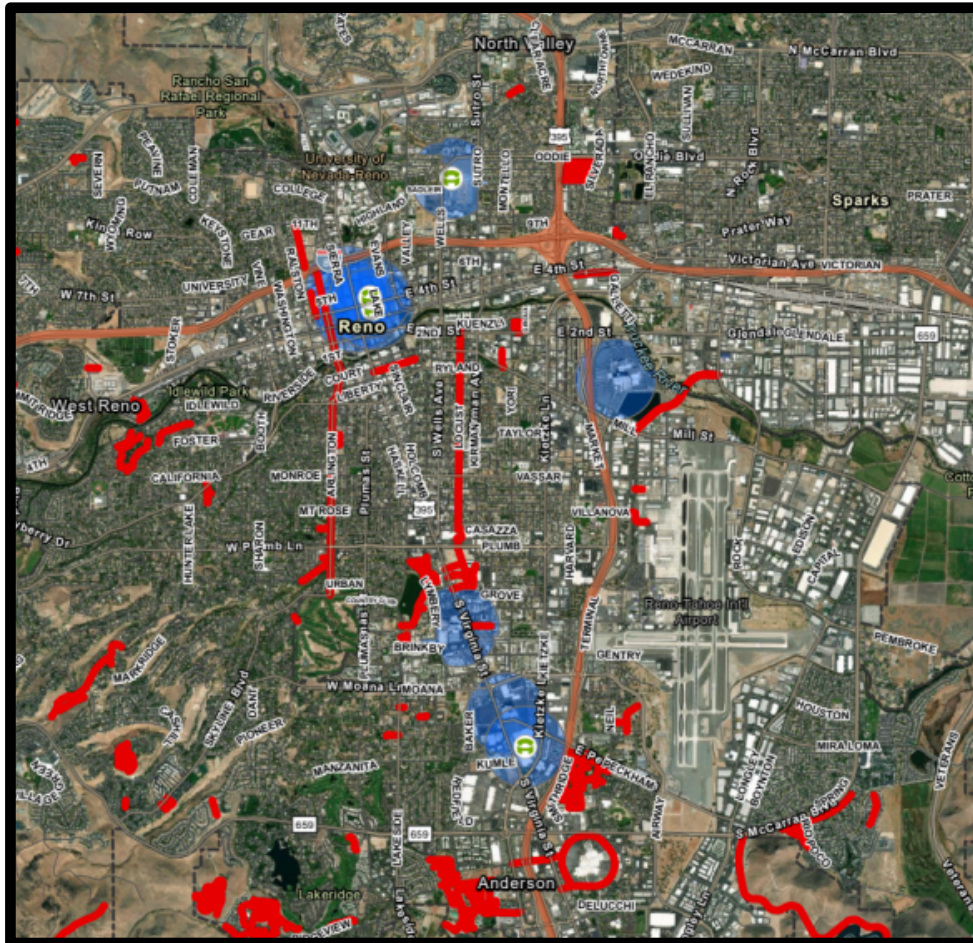
State Requirements

- Criminal enforcement may not be imposed on vending in residential areas
- Hours of operation may not be more restrictive than those imposed on similar home-based businesses
- May not operate within 1,500 feet of:
 - A resort hotel
 - A convention facility
- A map must be posted on the City website displaying the permissible zones for sidewalk vending

Background

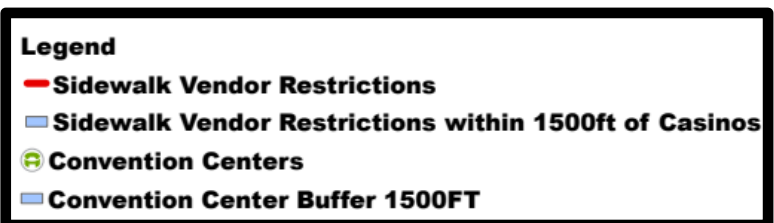


Citywide Map



**Map is in draft form*

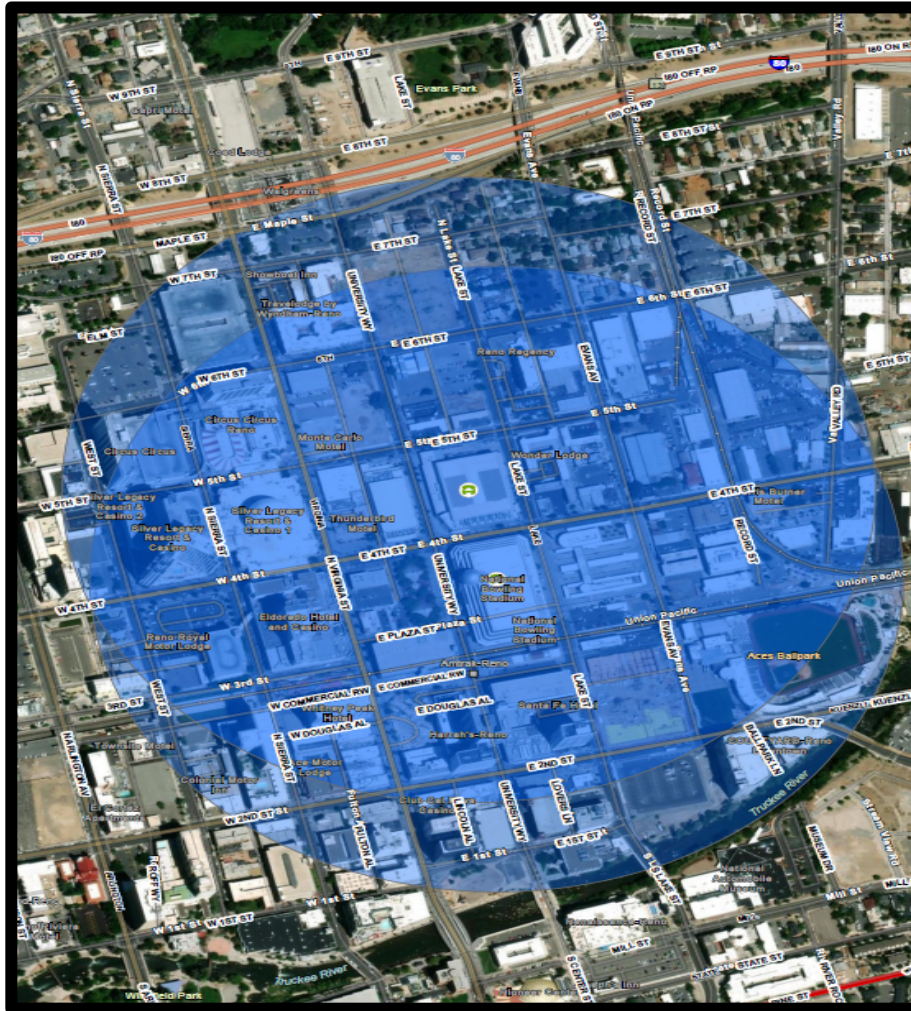
- No operation within 1,500 feet of resort hotels or convention space
- Private streets cannot be regulated



Background



Downtown Map



Vending essentially prohibited downtown

Legend

- Sidewalk Vendor Restrictions
- Sidewalk Vendor Restrictions within 1500ft of Casinos
- Convention Centers
- Convention Center Buffer 1500FT

**Map is in draft form*

Background



Current Licensing Requirements



Health Department Approval



State of Nevada Business License



Reno Business License



Fingerprints



Personal History Statement



Assigned Location

Council Direction

- Implement State mandated requirements
- Move to Title 4 to lessen barriers to entry
- Remove location assignment
- Maintain current distancing requirements with regard to similar businesses (100ft) and special events (300ft)
- General administrative clean-up
 - Gender specific and other outdated language
 - Remove cart design requirements; Health already regulates
 - Adjust licensing period to be consistent with other license types

Proposed Licensing Requirements



Health Department Approval



State of Nevada Business License



Reno Business License



~~Fingerprints~~



~~Personal History Statement~~



~~Assigned Location~~

Discussion



Communication/Outreach

- Local and Social media
- In-person discussion/education
- Regional collaboration



Staff Recommendation



Staff recommends Council refer the ordinance introduction for a second reading and adoption.