

PARK AND RECREATION BOARD POLICY

SUBJECT: Vending in City Parks

BACKGROUND: Park and Recreation Department staff and the Park and Recreation Board review many requests for various types of concession activities for City parks. To provide an organized method for reviewing these requests, it is desirable to formulate a policy.

PURPOSE: To establish a policy for vending in City parks.

AUTHORITY:

1. Municipal Code sections:
 - a. 63.0102 - Use of Public Parks and Beaches Regulated; Solicitation for Business Prohibited
 - b. 63.20.20 - Sale or Rental of Merchandise, Goods, Property, Etc. Prohibited; Exceptions
2. Council Policies: 700-4 (Balboa Park Uses & Occupancy); and 700-8 (Mission Bay Park Policies).

POLICY:

1. All vending in parks shall be in accordance with applicable Codes, Regulations and Policies.
1. Vending in parks will be limited to those items and services which will increase the general public's enjoyment of the facility or meet his or her needs while using the facility.
2. Vending activities shall be subordinate to and compatible with other park uses. Concession stands shall be designed and constructed in a manner that is aesthetically pleasing with the adjacent area and consistent with the area's use. Permanent stands and mobile units will be located in a manner to insure a smooth flow of pedestrian and vehicular traffic.
3. Limited vending of food and beverages from pushcarts, or other mobile units, in selected areas of major parks or park systems, such as Balboa Park, Mission Bay Park and Shoreline Parks, is encouraged to provide better service to

the public and to provide pedestrian-related activities and color in these areas. The rights to such incidental vending will be granted to a master concessionaire, where feasible.

4. Free Speech Table Permits are required for non-profit free speech activities. Permits are issued by the corresponding Division.

PROCEDURE:

1. Food and Beverages

- A. All requests for food and beverage vending in major parks or park systems will be referred to the appropriate master concessionaire, if available.
- B. If there is no master concessionaire, a written proposal will be submitted to the respective Park and Recreation Department geographic Division office for consideration.
 - 1) Proposals will be reviewed by staff to determine whether they are consistent with this policy. If not, staff will reject such proposals.
 - 2) Staff will determine whether a Request for Proposals (RFP) or a temporary Right-of-Entry Permit is appropriate.
 - 3) Temporary operations may be approved by staff for up to a one-year period.
 - 4) Permanent operations may be approved for longer periods with Park and Recreation Board and/or City Council approval.
 - 5) Requirements for approved operations will include insurance, permit processing fees, business license, Police Department permits, Health Department clearance, and others deemed appropriate by staff.

2. Other Vending: Follow Procedure 1.b.

SUBSTANTIATION: Park and Recreation Board Minutes of March 15, 1984,
(pages 2523-24).
Park and Recreation Board Minutes of 11/15/01 (page 4).

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