



CITY OF CARMEL BY THE SEA

COMMUNITY PLANNING AND BUILDING

SIDEWALK VENDING APPLICATION

Fee: \$ 425

Receipt: _____

Date: _____

Time Received: _____

Application No: _____

Applicant Information

To be filled out by individual applying to be a sidewalk vendor:

Name of Applicant _____

Mailing Address _____

Email Address _____

Phone# _____

Signature of Applicant

Date

Permit Guidelines

1. No person, either for themselves or any other person, shall engage in any sidewalk vendor activities within the City without first applying for and receiving a permit from the Community Planning and Building Director.
2. No more than ten (10) permits shall be issued by the City that allow sidewalk vending in the commercial or residential districts in order to protect the public health, safety, and welfare. No more than one commercial/residential permit shall be issued to an individual sidewalk vendor and only one vending receptacle is permitted per permit.
3. No more than three (3) permits shall be issued by the City that allow sidewalk vending in Devendorf Park in order to prevent undue concentrations of commercial activity and protect the character of the park. No more than one Devendorf Park permit shall be issued to an individual sidewalk vendor and only one vending receptacle is permitted per permit.
4. Permits shall be issued in order that they are received and deemed complete. Permits are valid for a period of 6 months from the date of issuance.
5. This application shall be accompanied by information required on the attached Information Checklist.

For City Use Only

Decision Maker _____ Action _____ Date of Action _____

By signing and submitting this application, the applicant:

1. Acknowledges that the use of public property as authorized by State Legislation shall be at the sidewalk vendor's own risk, and the sidewalk vendor uses public property at their own risk.
2. Agrees to comply with all City ordinances as well as Federal and State laws relating to side walk vending.
3. Acknowledges that all materials submitted as part of this application package are considered to be public information, may be posted on the internet, distributed to the necessary Committees, Commissions and Council as part of the approval process, and reviewed by the public.
4. I agree to obtain insurance to protect the City from liability associated with the sidewalk vendor's activities and to name the City as an additionally insured. The insurance shall be maintained during the duration of the permit.
5. Declare under penalty that I am the owner of said sidewalk vending business and that the foregoing statements and answers and all data information, documents and evidence herewith submitted are to the best of my knowledge and belief, true and correct.
6. Agrees to, at its sole expense, to defend, indemnify, release and hold harmless the City, its City Council, boards, commissions, officers and employees from and against any and all claims, demands, obligations, damages, actions, causes of action, suits, losses, judgments, fines, penalties, liabilities, costs and expenses (including without limitation, attorney's fees, disbursements and court costs) of every kind and nature whatsoever which may arise from or in any manner relate (directly or indirectly) to the permit or the vendor's sidewalk vending activities. This indemnification shall include, but not be limited to, damages awarded against the City, if any, costs of suit, attorneys' fees, and other expenses incurred in connection with such claim, action, or proceeding whether incurred by the permittee, City, and/or the parties initiating or bringing such proceeding.

Signature of Legal Property Owner or Agent

Date

INFORMATION REQUIRED

- Provide proof of a valid California Department of Tax and Fee Administration seller's permit which notes the City as a location or sub-location, which shall be maintained for the duration of the sidewalk vendor's permit.
- Identify whether you will be selling food, merchandise, or both.
- If selling food, proof of a valid Health permit issued by the Monterey County Health Department in accordance with Part 7 of the California Health and Safety Code, if Vending food.
- The location(s) in the City where you intend to operate.
- The day(s) and hours of operation that you intend to operate.
- Whether you intend to operate as a stationary sidewalk vendor or a roaming sidewalk vendor and, if roaming, the intended path of travel.
- The dimensions of the sidewalk vendor's sidewalk vending receptacle(s), including a picture of each sidewalk vending receptacle operating under the permit and any signs that will be affixed thereto.
- Include a description of the type of food to be sold, whether such foods are prepared on site, whether such foods will require a heating element inside or on the sidewalk vending receptacle for food preparation, and the type of heating element, if any.
- Provide a description of the type of merchandise to be sold.