

SCHEDULE 13
to City of Guelph By-law Number (2009)-18855

[Amended By (2010)-18949; (2012)-19396]

STREET VENDOR (CITY TENDERED)

The provisions of this Schedule shall apply in respect of Street Vendors.

INTERPRETATION

1. In addition to the terms defined in Section 1 of this By-law, the following terms shall have the corresponding meanings for the purposes of this Schedule:
 - (a) "Cart" means a vehicle which is on wheels and is capable of being moved from Premises to Premises on a daily basis, but does not include a motor vehicle or a Refrigerated Bicycle Cart;
 - (b) "Permitted Parksite" means a City-owned park set out in Section 10 of this Schedule;
 - (c) "Stand" means a frame, base or display structure upon which items or goods are displayed for sale and which is capable of being removed on a daily basis;
 - (d) "Street Site" means a location in the Central Business District as determined by the City;
 - (e) "Street Vendor" means any Person who Provides Goods for Sale from a Cart or Stand.

ADDITIONAL LICENCE REQUIREMENTS

2.
 - (a) A separate Licence shall be required for each Cart or Stand used in Street Vending operations.
 - (b) Notwithstanding Section 18(a) of the By-law, every Licensee holding a Business Licence for a Street Vendor Business shall ensure that the Business Licence relating thereto is affixed to the, cart or stand, as the case may be, in a conspicuous place clearly visible to the public at all times during the Hours of Operation of the Business

ADDITIONAL APPLICATION REQUIREMENTS

3. In addition to all other requirements of this By-law, every Applicant for Inspections, a Business Licence and a Business Licence renewal to operate as a Street Vendor shall provide to the Issuer of Licences:
 - (a) the serial number of the Cart or Stand which is to be used by the applicant in the Street Vendor operation;
 - (b) an up-to-date list of the name and address of every employee who will be operating the Street Vendor's Cart or Stand which may be used for notification purposes of health and/or public safety matters; and,
 - (c) two passport-sized photographs of every employee who will be operating the Street Vendor's Cart or Stand. One photograph will be attached to the photo identification tag of the employee issued by the Issuer of Licences and the other will remain filed with the Issuer of Licences.

NUMERICAL LIMITATIONS

4. (a) A maximum of four Street Vendor Licences shall be permitted to operate in the Central Business District as defined in the City's Official Plan, 2001, and of those four, a maximum of three shall be permitted to Provide for Sale non-food items; and
- (b) A maximum of one Street Vendor Licence shall be issued per park location.

TENDER CALL FOR CENTRAL BUSINESS DISTRICT LICENCES AND LICENCES FOR OTHER SITES

5. (a) The City shall issue a tender call to allocate the locations available for street vending in the Central Business District, to persons who meet the requirements of this Schedule and By-law, and the conditions identified in the tender call, and the City shall award tenders in accordance with its tendering procedures; and
- (b) The City shall issue a tender call to allocate the locations identified in the Permitted Parksites as identified in Section 10 of this Schedule, who meet the requirements of Section 4 of this Schedule and the conditions identified in the tender call and the City shall award tenders in accordance with its tendering procedures.

CONDITIONS

6. (a) Every Street Vendor Licensee shall ensure that only the Cart or Stand identified by serial number on his or her Licence is operated; and
- (b) Every Street Vendor Licensee shall ensure that the Cart or Stand is not operated in any location other than the park site or street site identified on the Business Licence;
7. Notwithstanding any other restrictions in this Schedule, a Street Vendor may be permitted to operate in any other City-owned park provided permission to do so has been given by the City as per the terms of the applicable tender call.
8. (a) Every Street Vendor Licensee selling food items shall ensure that a metal or non-absorbent sheet is under the Cart or Stand at all times and such sheet is of sufficient size and properly positioned so that no fluids or food items from the Cart or Stand make contact with the sidewalk or any other City-owned property and such sheet shall be of size and material to the satisfaction of the City;
- (b) Every Street Vendor Licensee shall ensure that:
 - (i) the maximum area occupied by his or her Cart or Stand is 2.3 square metres (25 square feet);
 - (ii) he or she maintains his or her Cart or Stand in good repair to the satisfaction of the City; and
 - (iii) his or her Cart or Stand is not located in such a manner that it unreasonably confines, impedes or presents a hazard to pedestrians or other users of a sidewalk, an untravelled portion of a municipal road allowance or any area of a park;

- (iv) any propane tank used in the Street Vendor's operation is affixed to the cart or stand and is covered to ensure no one can touch the valves;
 - (v) the cart or stand used for the selling of food items contains a sink which has hot and cold running water;
 - (vi) every Sale Sign associated with his or her cart or stand is affixed to such cart or stand; and
 - (vii) the City is notified, immediately of any changes to the name and/or address of every employee operating the Street Vendor Cart or Stand;
- (c) Every Street Vendor Licensee shall maintain, at his or her own expense, any sidewalk, or untravelled portion of the municipal road allowance, or area of a park, in which his or her Cart or Stand is being operated, in a clean, sanitary, neat and undisturbed condition;
 - (d) Every Licensee shall supply a refuse container to be made available to its customers, to the satisfaction of the City;
 - (e) Every Street Vendor Licensee shall ensure that he or she vacates and removes his or her Cart or Stand from any portion of a sidewalk, road allowance or park at the request of the City at any time when the City requires said area for the purposes of a parade, special event, pedestrian or vehicular traffic, or public safety or any other municipal purpose; and
 - (f) [deleted by By-law (2010)-18949]

DISPLAY OF PHOTO IDENTIFICATION

- 9. In addition to all other requirements of this By-law, every Street Vendor Licensee shall ensure that any person operating their licensed Street Vendor Cart or Stand wears current photo identification as issued by the City at all times while operating the Cart of Stand and that it is worn in a conspicuous manner visible to the customers.

PERMITTED PARKSITES

- 10. Permitted Park sites

Bailey Park
 Bristol Street Park
 Dovercliffe Park
 Eramosa River Park
 Goldie Mill Park
 Green Meadows Park
 Hugh Guthrie Park
 W.E. Hamilton Park
 Hanlon Creek Park
 Howitt Park
 Lyon Park
 Margaret Greene Park
 Peter Misersky Park
 Royal City Park
 Silvercreek Park
 South End Community Park
 Willowdale Park
 York Road Park