

**Title**

to SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 24, July 1, 8, 15, 22 and 29, 2009 (rain dates June 25, July 2, 9, 16, 23 and 30, 2009) from 3:00 p.m. to 11:59 p.m. during CONCERTS ON THE SQUARE and authorizing the Wisconsin Chamber Orchestra, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 10 blocks of E. & W. Main St. and N. & S. Pinckney and the 100 blocks of E. Washington and MLK Jr. Blvd.

**Body**

WHEREAS, Section 9.13 (6) of the Madison General Ordinances and the regulations adopted therein control street vending on the State Street Mall/Capitol Concourse area; and

WHEREAS, Section 9.13 (6)(k)1. allows the Common Council to suspend specifically enumerated vending ordinances or regulations and establish alternate rules and procedures during a special event; and

WHEREAS, CONCERTS ON THE SQUARE is such a special event; and

WHEREAS, the sponsor of the event, WI CHAMBER ORCHESTRA, wishes to suspend MGO Sec. 9.13(6)(b) regarding handcrafted, homemade goods and personally prepared foods; and

WHEREAS, no vending licenses or sidewalk cafe licenses will be invalidated; and

WHEREAS, all licensed vendors holding Mall/Concourse licenses and assigned sites within the perimeter of the event will be relocated to a location on the State Street Mall/Concourse Area outside the perimeter of the event pursuant to the authority in Sec. 9.13(6)(k)5; and

WHEREAS, the event sponsor wishes to select additional vendors, salespersons and vending sites to sell products during the special event; and

WHEREAS, WI CHAMBER ORCHESTRA agrees to limit any vendors selected by its event to selling food and beverages and promotional materials specifically related to the event; such as T-shirts, posters, souvenirs or other related items; and

WHEREAS, the event sponsor shall obtain a Special Event Vending License for all selected vendors, as required by sec. 9.13(2) and(3); and

WHEREAS, WI CHAMBER ORCHESTRA agrees to obtain a Street Use Permit for the setup and conduct of this event from 3:00 p.m. to 11:59 p.m. on June 24, July 1, 8, 15, 22 and 29, 2009 (rain dates June 25, July 2, 9, 19, 23 and 30, 2009) on the 10 blocks of E. & W. Main St. and N. & S. Pinckney and the 100 blocks of E. Washington and Martin Luther King Jr. Blvd. and agrees to comply with the conditions of the permit, including but not limited to any conditions placed on the permit by the Street Use Staff Team; and

WHEREAS, the sponsors agree to comply with all recommendations of the Street Use Team and Vending Coordinator concerning the location of vending sites and use of electricity;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council hereby SUSPENDS the vending restrictions relating to handcrafted goods, personally prepared food set forth in 9.13(6)(b) of the Madison General Ordinances for the above-mentioned location on the above-mentioned dates and times

BE IT FURTHER RESOLVED that the Common Council establish an alternate rule for vending to allow the event sponsor the right to select additional vendors, salespersons and vending sites for the above-mentioned location on the above-mentioned dates and times; subject to the conditions of the Street Use Permit for placement of vending sites and equipment.

BE IT FINALLY RESOLVED that the Common Council establish alternate rules limiting any such vendors or sales persons to vending only foods, beverages and promotional goods or materials related to the event; such as T-shirts, posters, souvenirs or other related items, for the above-mentioned location on the above-mentioned dates and times.