



Legislation Details (With Text)

**File #:** 25960      **Version:** 1      **Name:** Freakfest-suspend, October 27, 2012  
**Type:** Resolution      **Status:** Passed  
**File created:** 4/10/2012      **In control:** STREET USE STAFF COMMISSION  
**On agenda:** 5/15/2012      **Final action:** 5/15/2012  
**Enactment date:** 5/18/2012      **Enactment #:** RES-12-00402

**Title:** To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00p.m. October 27 to 3:00a.m. October 28, 2012 in the areas specified in the Street Use Permit Frank Productions, Inc. will obtain for Freakfest 2012.

**Sponsors:** Michael E. Verveer, Scott J. Resnick

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
5/15/2012	1	COMMON COUNCIL	Adopt	Pass
5/2/2012	1	STREET USE STAFF COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
4/25/2012	1	VENDING OVERSIGHT COMMITTEE		
4/19/2012	1	DOWNTOWN COORDINATING COMMITTEE		
4/17/2012	1	STREET USE STAFF COMMISSION	Refer	
4/17/2012	1	STREET USE STAFF COMMISSION	Refer	
4/17/2012	1	COMMON COUNCIL	Referred	
4/10/2012	1	STREET USE STAFF COMMISSION	Referred for Introduction	

**Fiscal Note**

No appropriation required.

**Title**

To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00p.m. October 27 to 3:00a.m. October 28, 2012 in the areas specified in the Street Use Permit Frank Productions, Inc. will obtain for Freakfest 2012.

**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, Section 9.13(6)(k)3. authorizes the Common Council to invalidate street vending licenses, Mall-Concourse Vending Licenses and sidewalk cafe licenses within the perimeter of a special event in order to encourage the integrity, comprehensiveness and success of a special event; and

WHEREAS, FREAKFEST 2012 is such a special event; and

WHEREAS, Frank Productions, Inc., as organizer of the event, will obtain a Street Use Permit for the setup and conduct of this event from 6:00p.m. October 27 to 3:00a.m. October 28, 2012 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 Commission; and

WHEREAS, Frank Productions, Inc. wishes to insure the integrity, comprehensiveness and success of Freakfest 2012 by retaining control over the vending of both goods and food, and has demonstrated that special conditions exist which warrant such action by the Council; and

WHEREAS, Frank Productions, Inc. agrees to comply with all recommendations of the Street Use Staff Commission and the Vending Coordinator concerning the location of vending sites and use of electricity; and

WHEREAS, street vending, Mall/Concourse vending licenses and sidewalk cafe licenses will be invalidated at this location not more than ten times in the year 2012, including this event;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council hereby SUSPENDS the vending restrictions relating to handcrafted goods and personally prepared food set forth in 9.13(6)b of the Madison General Ordinances for the participants in this event on the dates and times indicated above and in the portions of streets and sidewalks detailed in the Street Use Permit for Freakfest 2012;

BE IT FURTHER RESOLVED, that any vending taking place within the perimeter of the event as detailed in the Street Use Permit for Freakfest 2012 from 6:00p.m. October 27 to 3:00a.m. October 28, 2012 shall be limited to food, beverages, goods, and promotional items (such as t-shirts, posters, and souvenirs) which are related to the purpose of the event;

BE IT FINALLY RESOLVED that the Common Council hereby INVALIDATES all Mall/Concourse vending licenses, within the streets and sidewalks detailed in Street Use Permit from 6:00p.m. October 29 to 3:00a.m. October 30, 2012.