

**PEDDLER BUSINESS LICENSE
STANDARDS OPERATING REQUIREMENTS**

5.92.050 -Peddlers and Commercial Solicitors - Operating Requirements.

1. Generally.

(a) No person shall peddle or solicit for commercial purposes in any area of the city which is zoned for residential use, from 8:00 p.m. until 9:00 a.m. of the following day.

(b) No person shall peddle or solicit for commercial purposes at any dwelling, including but not limited to a house, apartment, or condominium where there is a sign indicating "No Solicitations," "Do Not Disturb," or otherwise indicating that the occupants do not wish to be solicited or in any other way have their privacy disturbed.

(c) No peddler or commercial solicitor shall touch, come into physical contact with, or affix any object to another person or any member of the public, without first receiving express permission therefor from such member of the public.

(d) No peddler or commercial solicitor shall persistently and importunately solicit any member of the public after such member of the public expresses his or her desire not to be solicited.

(e) No peddler or commercial solicitor shall intentionally and deliberately obstruct the free movement of any member of the public on any street, sidewalk or other place or in any place open to the public generally.

(f) No peddler or commercial solicitor shall solicit from a captive audience. "Captive audience" shall be defined as purposefully stationary persons, such as persons in line or seated in public areas.

(g) No peddler or commercial solicitor shall threaten any injury or damage to any member of the public who declines to be solicited.

(h) No peddler or commercial solicitor shall accept food stamps in return for goods, wares or merchandise.

(i) No peddler or commercial solicitor shall use any vehicle horn for the purpose of advertising.

(j) No person shall solicit, peddle, conduct or consummate the sale of any living animal or animals, and no person shall convey as part of any commercial transaction any living animal or animals, on any city street, sidewalk, right-of-way or other public property.

2. Liquids and Edibles.

(a) Short-Term Operation on Public Streets. Peddlers that operate any lunch, meal or eating, food or produce sale or catering cart, wagon, trailer or truck on a public street or highway that remain in the same location on a short-term basis shall:

(i) Not conduct business or operate on the same block for any longer than allowed by parking restrictions on the block but in no event for longer than sixty minutes, and shall not within a period of four hours again operate such vehicle within the limits of such block

(ii) Not conduct business or operate within one block of any public or private school grounds on days that school is open between the hours of 8:00 a.m. and 5:00 p.m.;

PEDDLER BUSINESS LICENSE
STANDARDS OPERATING REQUIREMENTS - continued

- (iii) Not conduct business within one block of any city park at which acity-sponsored special event is taking place without having obtained a special event permit pursuant to Chapter 19.54 of this code;
 - (iv) Only conduct business from a licensed vehicle or licensed trailer on a public street while parked in a legal parking space;
 - (v) At all times operate in compliance with the California Vehicle Code, the West Hollywood Traffic Code and with all posted parking, stopping and standing restrictions
 - (vi) Not encroach on to a public sidewalk with any part of a vehicle, wagon, trailer or truck or any other equipment or furniture related to the operation of the business without a minimum eight-foot clearance;
 - (vii) Comply with all applicable food labeling requirements established by the State of California and all requirements of the West Hollywood Health Code;
 - (viii) Provide garbage receptacles for immediate use by customers; and
 - (ix) Pick up, remove and dispose of all garbage, refuse or litter consisting of foodstuffs, wrappers, and/or materials dispensed from the vending vehicle and any residue deposited on the street from the operation thereof, and otherwise maintain in a clean and debris-free condition the entire area within a twenty-five foot radius of the location where mobile food vending is occurring.
- (b) Long-Term Operation on Public Streets. Peddlers that seek to operate any lunch, meal or eating, food or produce sale or catering cart, wagon, trailer or truck that remain in the same location on a public street or highway for longer than sixty minutes shall:
- (i) Obtain an encroachment permit from the city, if available at that location and during the requested hours;
 - (ii) Operate exclusively from the location and for the time periods designated in the encroachment permit, approved locations to be established by resolution of the City Council;
 - (iii) Comply with West Hollywood Health Code requirements relative to access to bathroom facilities;
 - (iv) Comply with all operating conditions imposed in the encroachment permit;
 - (v) Comply with all applicable food labeling requirements established by the State of California and all requirements of the West Hollywood Health Code;
 - (vi) Not encroach on to a public sidewalk with any part of a vehicle, wagon, trailer or truck or any other equipment or furniture related to the operation of the business without a minimum eight foot clearance;
 - (vii) Provide garbage receptacles for immediate use by customers; and
 - (viii) Pick up, remove and dispose of all garbage, refuse or litter consisting of foodstuffs, wrappers, and/or materials dispensed from the vending vehicle and any residue deposited on the street from the operation thereof, and otherwise maintain in a clean and debris-free condition the entire area within a twenty-five foot radius of the location where mobile food vending is occurring.

(c) Operation on Private Property. Peddlers that operate any lunch, meal or eating, food or produce sale or catering cart, wagon, trailer or truck on private property shall:

- (i) Have written documentation of the property owner's authorization to operate on the property in their possession while operating in the city;
- (ii) Not remain in any single location in excess of two hours in any twenty-fourhour period without obtaining a conditional use permit (WHMC Chapter 19.52) or a temporary use or special event permit (WHMC Chapter 19.54) as provided in Title 19 of this code;
- (iii) Confine the entire operation on the private property, including queing of patrons;
- (iv) Comply with all applicable food labeling requirements established by the State of California and all requirements of the West Hollywood Health Code;
- (v) Provide garbage receptacles for immediate use by customers; and
- (vi) Pick up, remove and dispose of all garbage, refuse or litter consisting of foodstuffs, wrappers, and/or materials dispensed from the vending vehicle and any residue deposited on the street from the operation thereof, and otherwise maintain in a clean and debris-free condition the entire area within a twenty-five foot radius of the location where mobile food vending is occurring.

(d) Peddling (as defined in Section 5.92.010(4)) of food, edibles, produce, victuals and liquids without a business license or an encroachment permit (when required as provided in subsection (b) of this section) and/or in violation of conditions imposed in a business license or encroachment permit is a misdemeanor punishable as provided in Section 1.08.010(a) of this code

As an applicant for a West Hollywood Peddlers Business License, I have read and agree to abide by the standard operating requirements as listed above.

Applicant Signature

Date

Applicant Name

NOTE

SUBMITTAL OF THIS BUSINESS LICENSE APPLICATION DOES NOT AUTHORIZE THE COMMENCEMENT OF BUSINESS OPERATIONS AS THE LIVSCAN RESULTS AND APPLICATION WILL BE VETTED THROUGH LASD/MAJOR CRIMES BUREAU/ LICENSING DETAIL. IF APPROVED, A BUSINESS LICENSE CERTIFICATE WILL BE ISSUED.

APPROVAL OF LICENSE IS CONTINGENT TO LASD APPROVAL.