

1 [Creation of and Allocation of Street Artist Spaces to Drumm Street Lottery]

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4 **Resolution creating a Drumm Street Lottery; allocating Street Artist spaces to Drumm**  
5 **Street Lottery; and giving authority to Program Director to allocate additional spaces to**  
6 **Drumm Street Lottery.**

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8 WHEREAS, Police Code Section 2406(b) grants authority to the San Francisco Arts  
9 Commission to establish and supervise a lottery system for Street Artist selling areas  
10 designated by the Board of Supervisors, also known as Street Artist spaces;

11 WHEREAS, Police Code Section 2406(e) allows the Commission to adopt reasonable  
12 rules and regulations as are necessary to effectuate the lottery;

13 WHEREAS, The Commission has approved a Street Artist lottery system;

14 WHEREAS, Circumstances affecting the manner in which the lottery system best  
15 meets the needs of Street Artists have changed;

16 WHEREAS, The Drumm Street Artist spaces were initially put into the Downtown  
17 Lottery, which is held at Beach and Hyde Streets, a few miles away from the location of the  
18 Drumm Street spaces, which is inconvenient for the Street Artists wishing to sell in those  
19 spaces;

20 WHEREAS, The time scheduled for the Downtown Lottery also is inconvenient for the  
21 Street Artists wishing to sell at the Drumm Street spaces;

22 WHEREAS, Often Street Artists wishing to sell at the Drumm Street spaces choose to  
23 do so because no Street Artist spaces are available at Justin Herman Plaza;

24 WHEREAS, Street Artists rarely seek to sell at the Drumm Street spaces on any days  
25 other than Saturday or Sunday or for the Winter Holiday Season; and

1 WHEREAS, There are currently eight spaces at the Market and Drumm Streets area;  
2 now, therefore, be it

3 RESOLVED, That an additional lottery may take place for the Drumm Street spaces;  
4 and, be it

5 FURTHER RESOLVED, That if more than one Street Artist wishes to sell in the same  
6 Drumm Street space on the same day, creating a need to determine which Street Artist may  
7 sell in the space chosen by more than one Street Artist, all of those Street Artists who are  
8 present at 8:00 a.m. on that day shall conduct a lottery for all of the Drumm Street spaces  
9 pursuant to the same procedures that exist for the other lotteries, except that the lottery shall  
10 be for a one day period only. When by 8:00 a.m. the Street Artists present do not wish to sell  
11 in the same space, the Street Artists may use these spaces on a first come first serve basis;  
12 and, be it

13 FURTHER RESOLVED, That the Street Artist Program Director may allocate additional  
14 Street Artist spaces, including any spaces the Board of Supervisor may approve in the future,  
15 to the Drumm Street Lottery, based on the Director's determination that it is the most  
16 convenient lottery for such spaces, considering the time of day of the lottery and geographical  
17 proximity to where the Drumm Street Lottery is held. The Program Director shall provide 30  
18 days' notice prior to making the allocation by sending an email to the email address on file  
19 with the Commission for each Street Artist holding a valid Street Artist permit and posting the  
20 notice on the Street Artist Program website.