

**From:** [Lazar, Howard](#)  
**To:** [Bill and Bob Clark](#); [DeCaigny, Tom](#); [Page, Ritchie, Sharon](#)  
**Cc:** [Licouris, Alyssa](#); [amychuang](#); [calloway](#); [casscaldersmith](#); [gchew](#); [ecoamazons](#); [jd.beltran](#); [jd.beltran](#); [jsartscommission](#); [kathyleathe](#); [plangst](#); [roberto.o](#); [sfartscommission](#); [sherene](#); [sppjo](#)  
**Subject:** RE: Street Artist Application/Examination fee  
**Date:** Tuesday, May 28, 2013 9:04:13 AM

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Dear Mr. Clark:

As you have requested, we will include your e-mail letter (below) with the file on the Application/Examination Fee and will post your letter as an explanatory document with the Arts Commission's agenda.

Sincerely,

**Howard Lazar**

Street Artists Program Director

San Francisco Arts Commission  
25 Van Ness Avenue, Suite 345  
San Francisco, CA 94102  
T: 415-252-2583 F: 415-252-2595  
sfartscommission.org

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**From:** Bill and Bob Clark [REDACTED]  
**Sent:** Monday, May 27, 2013 2:13 PM  
**To:** Lazar, Howard; Lazar, Howard; DeCaigny, Tom  
**Cc:** Licouris, Alyssa; amychuang; calloway; casscaldersmith; gchew; ecoamazons; jd.beltran; jd.beltran; jsartscommission; kathyleather; plangst; roberto.o; sfartscommission2013; sherene; sppjo  
**Subject:** Street Artist Application/Examination fee

Mr DeCaigny and Mr Lazar,

At the May 8, 2013 Street Artist Program Committee meeting the Committee approved a proposal to raise the Street Artist Program Application/Examination fee from \$25 to \$50.

We want to register our opposition to the imposition of any Application/Examination fee for an application form to apply for a Street Artist Certificate.

Our opposition to the imposition of an Application/Examination fee to obtain an application form for a street artist certificate is because there is no language in Proposition "L", the Street Artist Ordinance, giving the Arts Commission or the Board of Supervisors the authority to amend Proposition "L" to charge an Application/Examination fee.

Section 3 of Proposition "L", the Street Artist Ordinance entitled "Application" states,

"SEC. 3. APPLICATION.

Every person desiring certification as a street artist or craftsperson pursuant to this ordinance shall file

an application with the Art Commission upon a form provided by said Commission. Except as otherwise provided herein, said application shall specify:

(a) The applicant's residence address, place of employment where the work of art is produced and the mailing address of a person through whom the applicant may always be reached shall appear on the application.

(b) A description of the art or craft item for which the applicant seeks certification.

(c) A declaration under penalty of perjury that the art or craft item for which applicant seeks certification is of the applicant's own creation or the creation of the applicant's family unit, and that the applicant neither employs other persons nor is employed by another person in the production of the art or craft item for which applicant seeks certification."

Also, there is no language in Proposition "L", The Street Artist Ordinance, allowing the Arts Commission or the Board of Supervisors to amend Proposition "L" in any manner.

Section 390 of the SF Charter states, "No measure approved by the electorate under the provisions of the Charter or this Code shall be subject to veto, amendment or repeal except by vote of the electorate, unless the measure otherwise provides."

Since Proposition "L" does not contain language giving the Arts Commission or the Board of Supervisors the authority to amend it at all then in order for the Arts Commission to charge an Application/Examination fee before someone can obtain an application form from the Arts Commission and have that application form processed by the Arts Commission it is necessary for that amendment of Proposition "L" to be approved by the voters of San Francisco.

Therefore, we are requesting the Arts Commission approve a motion to have the Board of Supervisors repeal the Application/Examination fee instead of raising the Application/Examination fee from \$25 to \$50.

Unfortunately, we will not be able to attend the next Arts Commission meeting when the proposal to raise the Application/Examination fee will be voted on so we are requesting that a copy of this email be included in the file on this matter and posted with the agenda item as an explanatory document.

William J. Clark  
Robert J. Clark