



CITY OF PACIFIC GROVE
300 Forest Avenue, Pacific Grove, California 93950

AGENDA REPORT

TO: HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL
FROM: James Colangelo, City Manager
MEETING DATE: May 17, 2006

SUBJECT: **GRANT AN EXCEPTION TO MUNICIPAL CODE SECTION 11.32.010 REGARDING THE OBSTRUCTION OF STREETS AND SIDEWALKS FOR A SIDEWALK SALE IN THE DOWNTOWN AREA DURING THE MEMORIAL DAY WEEKEND**

RECOMMENDATION:

Grant the exception.

DISCUSSION:

The Business Improvement District Advisory Committee is planning to hold a sidewalk sale during the Memorial Day weekend in the downtown area. Municipal Code Section 11.32.010 states:

11.32.010 - Goods, stands, etc. prohibited - Exceptions

It is unlawful for any person to place or cause to be placed upon any public street, alley or sidewalk, any rack, sign, stand, or any materials or goods. Goods or merchandise, while being received or removed, and materials used in the course of repairs or construction, may be permitted to remain immediately in front of the premises for which they are intended, providing not less than four feet of sidewalk and not less than two-thirds of the roadway are left unobstructed to traffic, and provided proper warning lights are maintained at night. Provided, however, that the city council may in the interest of public service grant exceptions to this section provided it does not constitute a public hazard or nuisance.
(Ord. [328 N.S.](#), 1959; Ord. [210 N.S.](#) § 8-3040, 1952).

The merchants will maintain appropriate walkways and the Business Improvement District will provide insurance.

FISCAL IMPACT:

The event is not anticipated to result in any cost to the City. Additional sales tax revenues may result from this event.

RESPECTFULLY SUBMITTED:

James J. Colangelo

Digitally signed: I have reviewed this document

James J. Colangelo
CITY MANAGER