

(GENERAL)

COMPTROLLER
FILE NUMBER

291057

RULES AND REGULATIONS for the administration
and regulation of the Pike Place Market,
promulgated by the Pike Place Market
Preservation and Development Authority
pursuant to SMC 17.32.180

FILED October 27, 1981

Tim Hill, City Comptroller

BY Thomas J. Dugan DEPUTY

ACTION OF THE COUNCIL

REFERRED	TO
REFERRED	TO
REFERRED	TO
REPORTED	DISPOSITION
RE-REFERRED	TO
REPORTED	DISPOSITION

REPORT OF COMMITTEE

Mr. President:

Your.....Committee

to which was referred the within.....

would respectfully report that we have considered the same and respectfully recommend that.....

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CHAIRMAN

CHAIRMAN

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**Pike Place Market
Preservation & Development Authority**

85 Pike Street Room 500 Seattle Washington 98101.....phone 206-625-4764

October 26, 1981

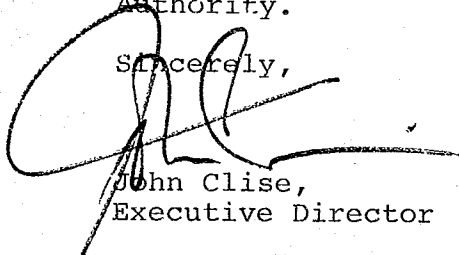
Mr. Tim Hill
City Comptroller
Municipal Building
Seattle, WA 98104

Dear Mr. Hill:

The Pike Place Market Preservation and Development Authority, through its Market Master, has promulgated rules and regulations for the administration and regulation of the Market. As provided in Seattle Municipal Code § 17.32.180, those rules and regulations have been promulgated in accordance with the Administrative Code of the City of Seattle and have been posted in a conspicuous place upon a bulletin board at the Market Master's office and upon bulletin boards in at least three places in the Market.

Recently, it has been suggested that the Market make these regulations further available to the public by filing copies with the Comptroller of the City of Seattle. Although the
→ Market does not believe that such filing is required by Seattle Municipal Code § 17.32.180, the Market does feel that any increase in the public availability of these rules and regulations will benefit both the Market and the citizens of Seattle. Accordingly, we hereby tender to you for filing the enclosed rules and regulations of the Pike Place Market Preservation and Development Authority.

Sincerely,


John Clise,
Executive Director

JC:moe

Enclosures: Two (2)

291057

RULES FOR DAY STALLS
Effective October 15, 1976

Day Stall Priority and Use

The following are the rules for persons renting day stalls in the Arcades. The Market Master has the authority to interpret these guidelines.

Priorities

1. Farmers as defined by City of Seattle Ordinance 102826, as amended.
2. Arts/Crafts persons making and selling their own creations; also those Arts/Crafts persons named below who were grandfathered at the time the City acquired the Market, July 1, 1974.

Robert Knudson - miscellaneous novelty items and turquoise jewelry

David Schaible - Mexican shirts, blouses, shawls, sweaters, blankets, pipes, jewelry, sandals, chess sets, trays, boxes and candle holders

Sung Chen Kuo - Chinese jade rings, brooches, silver heishi chokers, shell heishi, coral and turquoise rings and earrings

Firdi Richardson - Phillipine and Taiwanese seed and shell jewelry and novelties

Betty Bennett - costume jewelry, ponchos and miscellaneous small gift items

Linda Crew - belt buckles

Helen Bennett - dolls, ponchos, costume jewelry and miscellaneous small gift items

Market Space Assignment:

1. Farmers have first choice for all day stall space.
2. Arts/Crafts have first choice on all space not taken by Farmers.

Table Assignment:

1. Farmers by traditional rotation
2. Arts/Crafts by existing seniority list.

Seniority List Rules: Arts/Crafts

1. To maintain position on seniority list, one must come a minimum of two week days (Monday, Tuesday, Wednesday, Thursday, Friday) each week. Saturday does not count.

2. After maintaining your position on the seniority list for one full quarter you are eligible for 2 weeks vacation. The two weeks each quarter will be cumulative to a maximum of 8 weeks per year, provided there is continued minimum attendance each week. Seniority rights continue during leave. A person's name is dropped 10 spots on the seniority list when the renter is absent for a full week longer than his accrued leave, dropped another 10 spots after the second week of absence. After 3 weeks the renter's name will be dropped completely. Sickness will not count as leave provided the Market Master is notified and such absence is not abused. This will take effect, retroactive one year upon adoption of these guidelines.
3. In accordance with the City Ordinance, craftspeople are encouraged to merchandise their own goods. Arts/Crafts permit holders may use an "agent" registered with the Market Master if the permit holder needs extra time related to his/her product away from the Market. However, if in the opinion of the Market Master, the use of an "agent" by a permit holder is being abused, the permit holder can be dropped from the seniority list.
4. Arts/Crafts seniority rights are not transferable.

Seniority List Rules: Grandfathered Arts/Crafts

1. The above-named persons are limited to selling the merchandise listed after their names but may add handcrafted items to their permit by following the procedures outlined in the Qualifications section.
2. If a grandfathered Arts/Crafts person is dropped from the seniority list for either a violation of the rules or for excessive absences (as defined above), that permit shall be withdrawn and shall not be reinstated.
3. Grandfathered Arts/Crafts rights are not transferable.

* * * *

Market Master may change starting time for table call-out during slow season from regular time.

1. Regular times for call-out:
 - a. Farmers - 8:30 a.m. at Section Section
 - b. Arts/Crafts - 9:00 a.m. in Flower Row
2. When a person's name is called from the seniority list, he/she is free to choose a stall from those that are available. If a person is not present or does not answer when their name is called, they drop to the bottom of the Arts/Crafts list for that day and must wait until the Market Master completes the regular table assignments to get a table (if available). In the event of an emergency, exceptions may be made at the discretion of the Market Master.

Rules for Day Stalls, Page 3

3. Tables shall be set up within a reasonable time of their assignment reflecting the level of business activity during that day. Under all circumstances, the tables will be set up by 11:00 a.m. In the event tables are not set up by the designated time, unused space shall revert to the management and can be reassigned by the Market Master.
4. Anyone coming after the call-out of tables has been made must obtain Market Master permission to take a table and make arrangements for payment of rent at that time.

Table Size

1. Farmers tables are a minimum of 7.3 feet to 10 feet maximum, except during bedding plant season (normally April through May) during which time farmers selling bedding plants exclusively shall be allowed tables fifty percent larger than usual.
2. Arts/Crafts minimum stall size is four feet.
3. Tables are rented on a daily basis.
4. If the permanent day stalls are filled up, the Market Master may allow craftspersons to set up temporary tables on the Joe Desimone bridge and other areas that are appropriate in the Market Master's judgement.

Table Fees

1. Farmers tables are \$3.00 per weekday and Saturday.
2. Arts/Crafts rental fee is \$3.00 per weekday; \$4.00 on Saturday, and \$10.00 on Sunday.
3. Payment for tables or arrangements to do so must be completed with the Market Master by 11:30 a.m.
4. No tables are refundable except for renters of exposed tables where, in the opinion of the Market Master, a change of weather before 11:00 a.m. makes the tables unuseable.

Displays and Selling

1. Table displays generally may not exceed twelve inches in height in front and eighteen inches in height in the back; Market Master may use his/her discretion in allowing higher displays where such display will in no way obscure surrounding merchandise.
2. Table signs are permitted as long as they do not exceed a 5" x 7" limitation. Non-table signs are acceptable, subject to approval by the Historical Commission.
3. One must sell from behind one's table only.
4. No hawking or deliberate crowd gathering demonstrations are permitted.

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5. There must be at least one person (craft person or his appointed agent) behind each rented table, but not more than two people at any given time.
6. Babies and young children are permitted behind tables while their parents sell as long as they do not create a nuisance or disturbance to others. There is no age limit--children are allowed until they start causing trouble.
7. Musical instruments which qualify as "permitted merchandise" may be sold, but they may not be played to attract a crowd or as a means of promoting sales generally. It is permissible to give a short demonstration to an individual potential buyer.
8. Those Arts/Crafts persons grandfathered as of July 1, 1974, and listed in the first section 2 of this document, must place a sign on their table informing the public identifying those items offered for sale which are not handcrafted by the seller.

General Rules

1. All persons renting tables must have a valid City business license, a State registration certificate, and a Pike Place Market Permit (from Market Master). Permits are issued for a calendar year. (New permits due each
2. An artist/craftsperson must state specifically the class of "permitted merchandise" made and sold by permittee. If a permit holder wants to change his/her class of "permitted merchandise" or add a new class, a new permit must be taken out. The crafts-person's seniority will be maintained.
3. In compliance with the City Health Code, footwear must be worn at all times.
4. A 10-week maternity-paternity is granted to families when a baby is born. (Name will not be dropped for 10 weeks.)
5. Clothing should be presentable, so as not to offend others. It should be appropriate for prevailing weather conditions.
6. No pets allowed.
7. Trading of assigned tables must be approved by the Market Master.
8. No companies, groups, partnerships or other business organizations with more than two members, partners, etc., can sell in the day stalls.
9. Only one day stall anywhere in the Market can be rented by a single business concern.
10. Organizations may not sell at the Market (such as church or fraternal organizations.)

I, the undersigned, a notary public in and for the State of Washington hereby certify that, on the ____ day of _____ 198__, personally appeared before me _____ to me known to be the individual described in and who executed the foregoing instrument, and acknowledge that ____ signed and sealed the same as ____ free and voluntary act and deed, for the uses and purposes therein mentioned.

GIVEN, under my hand and official seal the day and year last above written.

Notary Public in and for the
State of Washington

STREET MUSICIANS
RULES AND REGULATIONS

I. Authority

Seattle City License Code Section 348 as amended by Ordinance #104656 and Ordinance #104657 both passed by the City Council and approved by Mayor Uhlman on June 25, 1975.

II. Definitions

"Street Musician"--anyone who engages in the playing of any musical instrument, singing, or vocalizing with or without musical accompaniment.

"Market Master"--the agent of the PDA authorized to exercise the powers and duties as defined in Section III.

"Pike Place Market"--means those portions of the Pike Place Historical District, as defined by Ordinance #100475 which are owned or managed by the Pike Place Market Preservation & Development Authority (see map enclosed).

III. Powers and Duties of the Market Master

- A. Grant permission to Street Musicians to engage in the presentation of entertainment and passively accept donations in connection therewith at Market locations approved and designated by the Market Master.
- B. Set times and places for playing.
- C. Require written applications.
- D. Issue permit subject to revocation for material change or violation.
- E. Charge \$5.00 annual fee.
- F. Issue permit and badge for calendar year (January 1 through December 31).
- G. Act on complaints.
- H. Suspend or revoke permit.
- I. Require compliance with other terms and conditions reasonably necessary for the orderly and efficient functioning of the Market in its primary use.
- J. Deny a permit or permit renewal to any applicant seeking to procure a permit or renewal by fraud, concealment, or misrepresentation of fact or who has failed to comply with these rules and regulations.

IV. Rules

- A. Permits - all persons engaged as Street Musicians must have a current permit. Holders of permits agree to abide by all rules and regulations stated herein.
- B. Solicitation- no active begging or soliciting of donations by word of mouth, gestures, signs or other devices, animals or second parties. Donations may only be accepted passively in a receptical provided for the purpose.
- C. Hours - performing limited to hours of 10:00a.m. to 10:00p.m. unless otherwise posted by the Market Master.
- D. Performance
 1. Musicians may perform only at permitted locations set forth in Section V.
 2. No devices for the electronic amplification of any sound are allowed. No brass instruments, drums, or any other music is permitted at locations inside arcades or covered holding areas when played at levels which block normal verbal communication at the nearest place of business.
 3. Musicians may play in any location for no more than one hour at a time.
 4. The maximum number of musicians is limited to the corresponding number stenciled on the red location circle (described in Section V.). The Market Master shall have the discretion to require a reduction of the number of performers when the volume of music is at a level which blocks normal verbal communications at the nearest place of business, or when necessary to facilitate crowd dispersal as described in Section E., below.
- E. Crowding - The Seattle Fire Code prohibits blockage of streets, sidewalks, and stairs. Furthermore, crowds formed to listen shall not block pedestrian access to merchants' stalls in public ways.

Within the one hour time period allowed per location, musicians shall not play for longer than 30 minutes without taking a break for at least 5 minutes and may be required to break sooner for crowd dispersal if the crowd is not in compliance with the Fire Code, is blocking access to merchants' stalls, is hampering the free flow of pedestrians or is disturbing the peace.

F. Application Process

1. Obtain application form from Market Master at PDA office between 10:00am and 12:00pm, Monday through Friday,
2. Present completed application and \$5.00 permit fee to Market Master
3. Market Master shall issue permit and badge when satisfied that information is accurate and the fee has been paid.
4. Permit will expire on last day of calendar year (12/31).

G. Enforcement

1. Market Master may at any time suspend or revoke any permit where such permit is procured by fraud, concealment, or misrepresentation of fact.
2. Market Master may suspend a permit for up to 30 days for a first violation of these rules and regulations; and may revoke a permit for second or subsequent violations within the same license period. Any defenses or other considerations such as severity, extent and proximity of violations shall be weighed by the Market Master in the context of the grievance procedure herein provided.

3. Grievance Procedure: In the event a Street Musician's permit is suspended or revoked, he/she may appeal the decision by requesting, in writing and within seven (7) calendar days, a hearing regarding the suspension or revocation before the Property Manager of the PDA. The Property Manager shall conduct such hearing within seven (7) calendar days of receipt of such notice of appeal and render a decision in writing within three (3) days of such hearing.

A Street Musician may also appeal other rulings of the Market Master related to these regulations by using the procedure outlined above.

4. Pursuant to the Seattle License Code, performance without a current valid permit or with a suspended or revoked permit shall subject the musician to removal or arrest by the Seattle Police Department.

- H. Effective Date- Rules and regulations governing Street Musicians of the Pike Place Market will be effective August 1, 1979.

V. Locations

All performing locations will be marked by a red circle with a number inside, designating the maximum number of entertainers or musicians who may perform at that location. As stated in Section IV, D-4, the Market Master shall have the discretion to require a reduction of the number of performers when the volume of music is at a level which blocks normal verbal communication at the nearest place of business, or when necessary to disperse crowds.

LOCATIONS AT WHICH NO MORE THAN ONE OR TWO MUSICIANS ARE PERMITTED:

- A. Under the clock at the main Market entrance. The exact location is curbside, just north of first pillar and south of the farmer's tables. No performing is allowed here on Friday and Saturday. One musician only.
- B. Southeast corner of Pine Street and Pike Place.
- C. North Arcade Entrance (Near Desimone Bridge and Genzale's Produce). MUST PLAY IN STREET and not inside the arcade. NO PLAYING ALLOWED HERE ON FRIDAY AND SATURDAY.
- D. Northwest corner of Desimone Bridge, near stairs.
- E. Outside Crumpet Shop on First Avenue Sidewalk.
- F. Corner of First and Pine, by Salvation Army.
- G. South tip of Triangle Building by metal stairs.
- H. Landes block, First Avenue courtyard.
- I. Post Alley courtyard, near Con Shop.
- J. Soames-Dunn courtyard (only after gaining permission of courtyard restaurants).

GROUP LOCATIONS

More than two musicians are permitted up to the maximum indicated by red location circle. One or two musicians may also play here.

- K. In the middle of tongue which runs along the south side of Pike Street (separating Pike and Lower Pike Street).
 - L. Walkway on -1 level, looking down hillclimb towards Western Avenue.
 - M. Tip of North Arcade, at intersection of Pike Place, Virginia, and Western.
 - N. Tip of the tongue at the south west corner of Pike Street and First Avenue.
 - O. South east corner of Stewart Street and Pike Place intersection.
- VI. Map (available at the PDA office).
- VII. Application Form (available at the PDA office).

PUBLIC RESTROOMS IN MAIN ARCADE
south — downstairs by Tolmich's Bakery
north — down ramp by City Fish

