



Vendor In The Central Business District Instructions

1. The following Applications must be Complete:
 - Business License Application
 - Application For Vendors In The Central Business District And/Or Employees
 - Depending on business classification, a Background Check Application, may be required.

Note: This license has an approval process to be completed by the City before we issue this license.
2. The fee for a Street Vendor License is \$250. This License is only for the rental of the space in the CBD. A regular business license for the type of business, for example retail and restaurant, will be needed based on gross receipts. See Business License Application and Instructions.
3. Businesses/Individuals are subject to all ordinances of the City of Greenville, including, but not limited to, the sections of the ordinance below. **Please read the following sections of the ordinance/code carefully to see what is required to obtain a Vendor In The Central Business District, Business License.**

ARTICLE IX. STREET VENDORS*

*Cross reference(s)--Streets, sidewalks and other public places, ch. 36.

Sec. 8-261. Findings.

It is found and declared that:

- (1) The primary purpose of the public streets and sidewalks is for use by vehicular and pedestrian traffic.
 - (2) Vending on the public streets and sidewalks within the central business district and within 300 feet of the central business district promotes the public interest by contributing to an active and attractive pedestrian environment.
 - (3) Reasonable regulation of street and sidewalk vending is necessary to protect the public, health, safety and welfare.
 - (4) Vending within this area shall be restricted to specific locations and specific items as set forth in this article.
- (Code 1985, § 6-12-1)

Sec. 8-262. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning: Central business district means that area so designated in the city zoning ordinance (chapter 50) from time to time by the city council.

Permitted merchandise means food, beverages, flowers, cards, pens and souvenirs of the region. No items of clothing other than T-shirts or caps shall be permitted to be sold.

Stand means any table, showcase, bench, rack, pushcart, wagon or any other device or wheeled vehicle which may be moved without the assistance of a motor and which is not required to be licensed and registered by the department of motor vehicles, used for the displaying, storing or transporting of articles offered for sale by a vendor.

Vendor means any person engaged in the selling or offering for sale of food, beverages or permitted merchandise on the public streets or sidewalks, from a stand or motor vehicle or from his person.

(Code 1985, § 6-12-2)

Cross reference(s)--Definitions generally, § 1-2.

Sec. 8-263. Penalty.

Any person violating any provision of this article shall be guilty of a misdemeanor, and upon conviction shall be punished in accordance with section 1-5.

(Code 1985, § 6-12-12)

Sec. 8-264. License required.

It shall be unlawful to sell or offer for sale any food, beverage or permitted merchandise on any street or sidewalk within the city without first obtaining a license therefor, and it shall be unlawful to sell any other items not permitted by this article on the streets or sidewalks in the area of the central business district and within 300 feet of it. The required license shall be either a street vendor's license or an encroachment permit. Sales from vehicles are specifically prohibited in this area.

(Code 1985, § 6-12-3)

Sec. 8-265. Application for license; insurance.

The application for a vendor's license shall include the following:

- (1) The name and home and business address of the applicant, and the name and address of the owner, if other than the applicant, of the vending business.
- (2) A description of the type of food, beverage or merchandise to be sold.
- (3) The proposed location of the vending business.
- (4) A description and photograph of any stand to be used in the operation of the business.
- (5) Three prints of a full-face photograph, taken not more than 30 days prior to the date of the application, of any person who will sell or offer for sale any food, beverage or merchandise on any street or sidewalk within the city.
- (6) Proof of compliance with state requirements for licensing food vending carts.
- (7) Proof of an insurance policy, issued by an insurance company licensed to do business in the state, protecting the licensee and the city from all claims for damages to property and bodily injury, including death, which may arise from operation under or in connection with the license. Such insurance shall name the city as an additional insured and shall provide that the policy shall not terminate or be canceled prior to the expiration date without 30 days' advance written notice to the city. The policy shall be in the currently required amount.

(Code 1985, § 6-12-4)

Sec. 8-266. Issuance of license; fee; term; conditions.

- (a) Not later than 30 days after the filing of a completed application for a vendor's license, the applicant shall be notified by the revenue administrator of the decision on the issuance or denial of the license. Upon issuance of the license, a fee shall be due and payable as fixed from time to time by the city council and as set forth in the fee schedule in appendix A to this Code. This annual fee is in addition to the fee for the business license required for operation within the

city.

(b) No license shall be issued to an applicant where either the applicant or any employee has a conviction within the last ten years for a crime of violence, a crime involving moral turpitude, or a crime involving drug convictions. A license issued pursuant to this section is valid for a period of one year, from January 1 to December 31. The license fee may be prorated on a quarterly basis and the fee shall be paid for any portion of the quarter in which the business is operated. After March 31, three-fourths of the fee shall be due; after June 30, one-half of the fee shall be due; and after September 30, one-fourth of the fee shall be due. No part of the fee may be refunded. A license to vend on the sidewalk shall specify the location from which vending is permitted and shall only be valid for vending at that location. Vending licenses shall be issued only for those locations approved by the city manager, and each location may be restricted to sales of specific items of permitted merchandise. An encroachment permit application shall have priority over an application for a vendor's permit. A food vendor permit shall not be issued for a location in front of an existing restaurant or food business.

(Code 1985, § 6-12-5)

Sec. 8-267. Prohibited acts.

No vendor shall:

- (1) Leave any stand unattended.
- (2) Store, park or leave any stand overnight on any street or sidewalk, or park any motor vehicle other than in a lawful parking place in conformance with city and state parking regulations.
- (3) Sell food or beverages for immediate consumption unless he has available for public use his own or a public litter receptacle which is available for his patrons' use.
- (4) Leave any location without first picking up, removing and disposing of all trash or refuse remaining from sales made by him.
- (5) Allow any items relating to the operation of the vending business to be placed anywhere other than in, on or under the stand from which the business is operated.
- (6) Set up, maintain or permit the use of any table, crate, carton, rack or any other device to increase the selling or display capacity of his stand where such items have not been described in his application.
- (7) Solicit or conduct business with persons in motor vehicles.
- (8) Sell anything other than that which he is licensed to vend.
- (9) Vend without the insurance coverage specified.
- (10) Sell from a stand on the sidewalk so as to block the sidewalk or restrict the passageway to less than six feet, or so as to block the entranceway to any building, nor shall a license be issued for such activity under any circumstances. Also, no vending shall be permitted to block any driveway, crosswalk or bus stop.
- (11) Allow the stand or any other item relating to the operation of the vending business to lean against or hang from any building or other structure lawfully placed on public property, without the owner's permission.

(Code 1985, § 6-12-6)

Sec. 8-268. Maximum size of stands.

No vending stand shall exceed four feet in width and six feet in length and six feet in height.

(Code 1985, § 6-12-7)

Sec. 8-269. Display of licenses.

All licenses issued to a vendor shall be displayed at all times during the operation of the vending business, to include the vendor's license, business license, and any state inspection or license

required.

(Code 1985, § 6-12-8)

Sec. 8-270. Advertising on stands.

No advertising, except the posting of prices, shall be permitted on any stand except to identify the name of the product or the name of the vendor.

(Code 1985, § 6-12-9)

Sec. 8-271. Renewal of license.

All licenses issued under this article are valid for the entire licensing period unless revoked or suspended prior to expiration. An application to renew a license shall be made not later than 30 days before the expiration of the current license.

(Code 1985, § 6-12-10)

Sec. 8-272. Denial, suspension or revocation of license.

Any license issued under this article may be denied, suspended or revoked in accordance with sections 8-43, 8-44 and 8-45 for any reason stated therein or for any of the following causes:

- (1) Fraud or misrepresentation contained in the application for the license.
- (2) Fraud or misrepresentation made in the course of carrying on the business of vending.
- (3) Conduct of the licensed business in such a manner as to create a public nuisance or constitute a danger to the public health, safety, welfare or morals.
- (4) Conduct which is contrary to the provisions of this article.
- (5) Abandonment of the location by failure to operate a vending operation during at least three-fourths of the normal business days available.

(Code 1985, § 6-12-11)