

1 **CITY COUNCIL OF THE CITY OF ANNAPOLIS**

2
3 **RESOLUTION NO. R-29-09Amended**

4 **Introduced by Alderman Israel**

LEGISLATIVE HISTORY			
First Reading:	Public Hearing:	Fiscal Impact Note:	120 Day Rule:
04/13/09	N/A	Required	08/10/09
Referred to:	Meeting Date:	Action Taken:	
Finance	04/27/09	Favorable	

8
9 **A RESOLUTION concerning**

10
11 **Third Sundays 2009**

12
13 **FOR** the purposes of allowing the sale of goods and services outdoors in the Historic
14 District at Third Sunday events to be held each month from May through October,
15 2009, in Market Space, and waiving certain fees associated with City services in
16 conjunction with these events.

17
18 **WHEREAS,** the City Council recognizes that current economic conditions have
19 adversely affected locally-established merchants and other business
20 establishments; and

21
22 **WHEREAS,** the City government is strongly committed to maintaining and enhancing a
23 mix of small businesses that serve residents and visitors and provide
24 employment opportunities for local residents; and

25
26 **WHEREAS,** the Annapolis Hospitality Group (AHG) wishes to attract residents and
27 visitors to Market Space by blocking off the street on the third Sunday of
28 the month from May through October, 2009, encouraging established
29 businesses to display and sell their goods and services in the street,
30 allowing arts and crafts to be sold on the adjoining sidewalks, and providing
31 musical entertainment on a stage to be erected in the street along Hopkins
32 Plaza; and

33
34 **WHEREAS,** such events can adversely impact nearby residents and special measures
35 must be taken to protect their interests; and

36
37 **WHEREAS,** AHG is seeking the City’s approval through the Special Events Application
38 for Private Use of Public Space (SEAPUPS) to hold an event on the third

1 Sunday of each month from May to October in Market Space; and
2

3 **WHEREAS,** the Council recognizes that there is a general requirement in the C2 zoning
4 district that all business must be conducted within enclosed buildings, Sec.
5 21.42.080(D), the general prohibition on peddlers, hawkers, and itinerant
6 merchants in the Historic District except on days designated by the City
7 Council, Sec. 7.40.090, the responsibility to defray the expenses incurred
8 by the City government in connection with the Third Sunday events, except
9 as waived by the City Council, Sec. 6.04.010, and that these provisions of
10 law require Council action if the Third Sunday events are to be held, as
11 proposed; and
12

13 **WHEREAS,** the Council recognizes that certain City property, including the Market
14 House, is already the subject of leases approved by the Council and that
15 approval of the Third Sunday events is qualified by these leases.
16

17 **NOW, THEREFORE, BE IT RESOLVED BY THE ANNAPOLIS CITY COUNCIL** that
18 approval of the SEAPUPS is subject to the following conditions:

- 19 1. The Annapolis Hospitality Group (AHG) must obtain the written consent to hold the
20 Third Sunday events by the majority of businesses located on Market Space;
- 21 2. Residents of Cornhill, Fleet, and Pinkney Streets must be given prior written notice
22 by AHG of each Third Sunday event;
- 23 3. On Third Sundays from May through October, entry of motor vehicles from State
24 Circle onto Cornhill Street shall be limited to residents of Cornhill Street, and parking
25 on Cornhill Street shall be restricted to motor vehicles of Cornhill Street residents,
26 with egress via Fleet Street for Cornhill and Feet Streets to be determined by the
27 Police Department after consulting the Fire Department;
- 28 4. On the third Sundays of applicable months, parking on Price George Street from
29 East Street to Craig Street is limited to motor vehicles of residents of the designated
30 part of Prince George Street;
- 31 5. Any permission granted AHG is subject to any lease previously approved by the City
32 Council;
- 33 6. Beginning at 8 AM and ending at 8 PM on a Third Sunday, Market Space shall be
34 blocked to through vehicular traffic, parking meters shall not be used, tents may be
35 erected in the street, and a stage may be erected in the street adjoining Hopkins
36 Plaza;
- 37 7. Beginning at 11 AM, established merchants and businesses may display and sell
38 their wares in the street, arts and crafts may be displayed and sold on tables on
39 adjoining sidewalks, and amplified music may be performed on the stage subject to
40 applicable noise laws. Food may be served by established businesses, but no
41 alcoholic beverages may be sold or served in the street. There shall be no
42 admission charge;
- 43 8. AHG or its designee is required to obtain all City permits for SEAPUPS, temporary

1 structures, electrical connections, and pre/post event inspections determined
2 necessary for the safe execution of the event when those elements are required for
3 the execution of the day's activities; and,

- 4 9. Vendors selling arts and crafts will be sited in cooperation with the Police
5 Department, and each vendor must post applicable business licenses.
6

7 **AND, BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
8 **COUNCIL** that, notwithstanding the provisions of Sec. 21.42.080(D) of the Annapolis City
9 Code, business may be conducted outside of enclosed buildings in Market Space by
10 participants in Third Sunday events.
11

12 **AND, BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
13 **COUNCIL** that, pursuant to Sec. 7.04.090 of the Annapolis City Code, the Council
14 designates May17, June 21, July 19, August 16, September 20, and October 18, 2009, as
15 days when arts and crafts may be sold in Market Space by those entities associated with
16 Third Sunday events.
17

18 **AND, BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY**
19 **COUNCIL** that, pursuant to Sec. 6.04.210 of the Annapolis City Code, the Council finds that
20 waiving payment of the money that would otherwise result from the use of parking meters
21 in Market Space during Third Sunday events is in the public interest, and hereby waives
22 payment of these fees.
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26 **ADOPTED** this 27th day of April, 2009.
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29 **ATTEST:**

THE ANNAPOLIS CITY COUNCIL

30
31
32 _____
33 Regina C. Watkins-Eldridge, CMC
34 City Clerk

BY: _____
ELLEN O. MOYER, MAYOR