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A BILL
25-68

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

To amend the Department of Health Functions Clarification Act of 2001 to revise the definition of cottage food products and amend packaging and labeling requirements for food produced by cottage food businesses; to amend the Vending Regulation Act of 2009 to provide for new definitions; to establish hours of operation for vendors; to prohibit criminal background checks for vendors; to establish food cart design standards and processes for approved food cart design approval by the Department of Health; to provide for locations at which food vending carts may be serviced and stored; to establish fees for a business license, site permit, and certain vending lotteries; to remove criminal penalties for a violation of the act or vending regulations and require a revised schedule of penalties; to provide civil enforcement officers the authority to request reasonable identification for individuals who vend without a license; to allow the Mayor to establish Sidewalk Vending Zones and to prescribe specific requirements for sidewalk vending zones; to establish specific requirements for sidewalk vending zone managers and to require the Mayor to issue a request for proposals for any sidewalk vending zone manager; to establish the Columbia Heights-Mount Pleasant Sidewalk Vending Zone and require the Mayor to issue a request for proposals and execute a contract within a specific period of time for a sidewalk vending zone manager within the Columbia Heights-Mount Pleasant Sidewalk Vending Zone; to establish an amnesty program for street vendors that will waive delinquent debts incurred by vendors; and to require the Mayor to commission a study to identify spaces, locations and improvements that can be made to better accommodate vending activity within or near the Columbia Heights-Mount Pleasant Sidewalk Vending Zone.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the “Street Vendor Advancement Amendment Act of 2023.”.

34 Sec. 2. Part C of The Department of Health Functions Clarification Act of 2001, effective
35 January 25, 2014 (D.C. Law 20-63; D.C. Official Code § 7-742.01 *et seq.*), is amended as
36 follows:

37 (a) Section 4931(3) (D.C. Official Code § 7-742.01(3)) is amended to read as follows:

38 “(3) “Cottage food product” means food that is prepared, processed, or packaged
39 in a cottage food business and sold directly to consumers, including through direct, retail, and
40 online sales, within the District of Columbia. For purposes of this paragraph, the term cottage
41 food product shall not include uncooked or raw meat products, or raw dairy products.”.

42 (b) Section 4932(c) (D.C. Official Code § 7-742.02(c)) is amended to read as follows:

43 “(c)(1) The owner of a cottage food business may sell only cottage food products that are
44 prepared, processed, and stored on the premises.

45 “(2) For any pre-packaged cottage food products, a label must be affixed to the
46 package that contains the following information:

47 “(A) The cottage food business identification number;

48 “(B) The name of the cottage food product;

49 “(C) The ingredients of the cottage food product;

50 “(D) Allergen information as specified by federal labeling requirements;

51 “(E) If any nutritional claim is made, nutritional information as specified
52 by federal labeling requirements; and

53 “(F) The following statement printed in 10-point or larger type in a color
54 that provides a clear contrast to the background of the label: “Made by a cottage food business
55 that is not subject to the District of Columbia's food safety regulations.”

56 “(3) For any cottage food products that are difficult to properly label or package,
57 or for any cottage food products that will be sold through a vending cart and are not pre-
58 packaged, the owner of the cottage food business must have a receipt, placard or signage in
59 easily readable type at the point-of-sale that contains the information required for pre-packaged
60 food items in paragraph (2) of this subsection.”.

61 Sec. 3. The Vending Regulation Act of 2009, effective October 22, 2009 (D.C. Law 18-
62 71; D.C. Official Code § 37-131.01 et seq.) is amended as follows:

63 (a) Section 2 (D.C. Official Code § 37-131.01) is amended to read as follows:

64 For purposes of this chapter, the term:

65 “(1) “Fund” means the Vending Regulation Fund established by section 8(b).

66 “(2) “Public market” means a vending operation that takes place in an area of
67 public space set aside and permitted on a regular basis for the sale of goods, merchandise, or
68 services provided onsite, including a farmers market, flea market, or antique market.

69 “(3) “Sidewalk vending zone” means a geographically defined area with 3 or
70 more vending locations at which a person may vend.

71 “(4) “Sidewalk vending zone manager” means a non-profit organization
72 headquartered in the District of Columbia that oversees sidewalk vendors operating within a
73 sidewalk vending zone.

74 “(5) “Sidewalk vendor” means a person who engages in business while occupying
75 a portion of the public right-of-way other than that reserved for vehicular travel.

76 “(6) “Vending cart” means a wheeled, non-motorized, self-contained apparatus
77 designed to be pulled by a vehicle or pushed by hand, designed to be operated from a sidewalk
78 vending location, and from which food, products, merchandise, or services are intended to be
79 vended.

80 “(7) “Vending locations” means the specific locations designated by the Mayor on
81 sidewalks, roadways, and other public space at which a person may vend.

82 “(8) “Vending site permit” means a permit or other authorization issued by the
83 Mayor for a vending location.”.

84 (b) Section 3 (D.C. Official Code § 37–131.02) is amended as follows:

85 (1) Subsection (a)(1) is amended to read as follows:

86 “(1) A basic business license;”.

87 (2) Subsection (c) is repealed.

88 (3) A new subsection (e) is added to read as follows:

89 “(e) Vendors may operate only during the following hours:

90 “(1) Sunday through Thursday, from 5:00 a.m. to 12 a.m.; and

91 “(2) Friday and Saturday from 5:00 a.m. to 1:00 a.m. the next day; provided, that
92 vendors operating in Residential Zones, as specified in the District of Columbia Zoning
93 Regulations, shall not vend past 10:00 p.m. on any night of the week.”.

94 (c) New sections 7a, 7b and 7c are added to read as follows:

95 “Sec. 7a. Vending licenses and permits and criminal background checks.

96 “No applicant for a basic business license, a vending site permit, or any other licenses or
97 permits required to vend from a sidewalk, roadway or other public place pursuant to section 3
98 shall be required to undergo a criminal background check or provide a certified copy of a
99 criminal history report to any agency prior to or after receiving said licenses or permits.

100 “Sec. 7b. Food vending cart and vehicle design standards.

101 “(a) Food vending cart and vehicle designs shall be subject to rules promulgated by the
102 Department of Licensing and Consumer Protection; provided, that, food vending carts and
103 vehicles for vendors:

104 “(1) Selling only non-potentially hazardous uncut fruits and vegetables shall not
105 be required to include freshwater tanks, wastewater tanks, or food, ware, or hand washing sinks
106 or sink compartments; or

107 “(2) Selling non-potentially hazardous uncut fruits and vegetables, and potentially
108 hazardous pre-packaged foods, including frozen desserts, sandwiches, and pre-cut fruits and
109 vegetables, shall not be required to include freshwater tanks, or food, ware, or hand washing
110 sinks or compartments.

111 “(b)(1) The Department of Licensing and Consumer Protection shall, in consultation with
112 the Department of Health, establish a process through which businesses, community-based
113 organizations, and vendors can submit food vending cart designs and specifications for approval
114 by the Department of Licensing and Consumer Protection.

115 “(2) When determining whether to approve a specific food vending cart design,
116 the Department of Licensing and Consumer Protection shall consider the following:

117 “(A) Whether the food items that will be sold by users of the food vending
118 cart:

119 “(i) Are potentially hazardous, as defined in 25-A DCMR 9901;

120 “(ii) Will be prepared off-site or at the cart;

121 “(iii) Are packaged off-site, are packaged at the cart, or are
122 sold unpackaged;

123 “(B) Whether the application of existing food cart design requirements is
124 necessary given the food items that will be offered for sale; and

125 “(C) Whether the application of existing food cart design requirements
126 would render the sale of the proposed food items unfeasible due to the size or potential cost of
127 the cart.

128 “(3) When the Department of Licensing and Consumer Protection denies a
129 proposed food vending cart design, the Department shall provide the applicant with the specific
130 reasons and justifications for a denial. The business, non-profit, community-based organization,

131 or vendor who submitted the designs and specifications that were denied may, within 30 business
132 days of receiving a denial, submit revised food vending cart design plans and specifications for
133 consideration by the Department.

134 “(c) When the Department of Licensing and Consumer Protection approves a food
135 vending cart design, the Department shall post the final design, including any design
136 specifications and equipment requirements for the cart, publicly on its website.

137 “Sec. 7c. Food vending cart service and storage requirements.

138 “(a) Food vending carts may be serviced and stored in the following locations:

139 “(1) A vending depot that meets the requirements of 24 DCMR § 574;

140 “(2) A shared kitchen or support facility;

141 “(3) An existing, brick-and-mortar food establishment with a fixed location, such
142 as a delicatessen, bakery, or restaurant;

143 “(4) A community center; or

144 “(5) A cottage food business.

145 “(b) A shared kitchen or support facility, existing food establishment with a fixed
146 location, or a community center may be permitted to support the servicing and storage of food
147 vending carts if:

148 “(1) The food vending cart will be stored in a space and manner that protects the
149 cart from contamination;

150 “(2) There is adequate space for the proper storage of inventory, such as food,
151 supplies, and utensils, used by the vendor;

152 “(3) There is adequate space for the cleaning of any food vending carts serviced
153 and stored at the facility;

154 “(4) The vendor has access to on-site food preparation and food handling areas, if
155 needed; and

156 “(5) The facility will provide access to hot and cold water, potable water,
157 electrical outlets, and receptacles or systems for the proper disposal of trash and food waste.

158 “(c) A cottage food business may be permitted to support the service and storage of up to
159 two food vending carts if:

160 “(1) The food vending cart will be stored in a space and manner that protects the
161 cart from contamination;

162 “(2) The storage area is designated and clearly identified upon approval. The
163 storage area shall not be relocated without approval by the Department of Health;

164 “(3) The cottage food business is capable of supporting the proper preparation and
165 storage of the food being sold from the food vending cart.

166 “(d) An alternative service and storage facility, such as a private garage, may be
167 permitted to support the service and storage of up to four food vending carts if:

168 “(1) The vendors sell only prepackaged food or non-potentially hazardous uncut
169 fruits and vegetables;

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170 “(2) The facility provides the vendor with access to on-site potable water;

171 “(3) The service and storage areas are free of pests such as rats; and

172 “(4) Food items are not prepared or stored in the facility.”

173 (d) Section 8(a) (D.C. Official Code § 37–131.07(a)) is amended to read as follows:

174 “(a)(1) Fees for vending licenses and permits required pursuant to this act shall be as
175 follows:

176 “(A) The biennial fee for a basic business license for any vendor shall be
177 \$99;

178 “(B) The annual fee for a vending site permit for sidewalk vending
179 locations shall be \$75;

180 “(C) The annual fee for a mobile roadway vending site permit shall be
181 \$150;

182 “(D) The fee for a monthly Vending Site Permit in the Nationals Park
183 Vending Zone shall be \$65 per monthly lottery, as described in 24 DCMR § 529; and

184 “(E) The fee for a monthly Vending Site Permit for stationary roadway
185 vending at Vending Locations designated by 24 DCMR 530 shall be \$225 per monthly lottery.

186 “(2) The Mayor may revise fees established in this subsection through the
187 promulgation of rules pursuant to Title I of the District of Columbia Administrative Procedure
188 Act, approved October 21, 1968 (82 Stat. 1204; D.C. Official Code § 2-501 *et seq.*).”.

189 (e) Section 9 of (D.C. Official Code § 37-131.08) is amended to read as follows:

190 “Sec. 9. Penalties.

191 “(a) The following violations shall be Class 1 civil infractions and subject to fines
192 pursuant to 16 DCMR § 3201:

193 “(1) Vending without an active license, site permit, or other required licenses and
194 permits pursuant to section 3(a); and

195 “(2) Knowingly altering, falsifying, or misrepresenting any license, permit, or
196 certificate required pursuant to this act, or any other applicable laws or regulations.

197 “(b) All other violations of this act and applicable street vending regulations shall be
198 categorized as Class 2, 3, 4, or 5 civil infractions.

199 “(c) Prior to issuing a notice of infraction for violations of this act and applicable
200 regulations, the Mayor may give a verbal or written warning to the violator; provided, that this
201 shall not apply to violations listed under subsection (a) of this section.

202 “(d)(1) A person who violates subsection (a)(1) of this section in the presence of an
203 enforcement officer shall identify himself or herself at the direction of the officer by giving his or
204 her true name and address. Upon request of the enforcement officer, the person shall produce
205 reasonable identification.

206 “(2) If a person refuses to produce reasonable identification pursuant to paragraph
207 (1) of this subsection, the enforcement officer may detain the person for a period of time not
208 longer than is reasonably necessary to identify the person for purposes of issuing notice of a civil
209 infraction pursuant to section 201 of the Department of Consumer and Regulatory Affairs Civil

210 Infractions Act of 1985, effective October 5, 1985 (D.C. Law 6-42; D.C. Official Code § 2-
211 1802.01).

212 “(3) For purposes of this subsection, the term:

213 “(A) “Enforcement officer” means a person authorized to enforce the
214 provisions of this act; provided, that this shall not include an officer or member of the
215 Metropolitan Police Department of the District of Columbia.

216 “(B) “Reasonable identification” means any form of identification that
217 includes a person’s true name and address.

218 “(e) The Mayor shall issue a revised schedule of civil penalties for violations of this act
219 and rules promulgated pursuant to this act. The proposed schedule of civil penalties shall be
220 included with rules issued pursuant to section 11.”.

221 (f) New sections 9a, 9b, 9c, and 9d are added to read as follows:

222 “Sec. 9a. Sidewalk vending zones and licensing.

223 “(a) The Mayor may establish sidewalk vending zones through rulemaking. For each
224 sidewalk vending zone, the Mayor shall:

225 “(1) Establish vending locations, pursuant to an approved vending site plan
226 submitted by a sidewalk vending zone manager; provided, that no vending cart, stand, or table
227 shall be located within:

228 “(A) 20 feet of a driveway entrance to a police or fire station;

229 “(B) 10 feet of any other driveway;

- 230 “(C) 10 feet of an alley;
- 231 “(D) 20 feet of a street-level entry to a Metrorail escalator;
- 232 “(E) 10 feet of a street-level door to a Metrorail elevator;
- 233 “(F) A marked loading zone, entrance zone, or parking space designated
- 234 for diplomatic parking, or other curbside location restricted for certain vehicles or uses;
- 235 “(G) 10 feet of a fire hydrant or in-ground fire standpipe;
- 236 “(H) 5 feet from a building’s marked fire control room; or
- 237 “(I) A Metrobus Stop Zone, a commuter bus zone, an intercity bus zone,
- 238 or other curbside zone specifically designated and demarcated as being for transit use;
- 239 “(2) Permit sidewalk vendors to alternate from one vending location to another
- 240 within the same sidewalk vending zone, pursuant to an approved vending site plan submitted by
- 241 a sidewalk vending zone manager;
- 242 “(3) Require all sidewalk vendors to conspicuously display a basic business
- 243 license and any other legally required permits or certificates; and
- 244 “(4) Require all sidewalk vendors to vend from a temporary table or a vending
- 245 cart that contains no motor or open fires, is able to be moved by hand, and is no more than 4 feet
- 246 in width and 4 feet in length, unless the vendor vends food from a vending cart, in which case the
- 247 vending cart shall not exceed 5 feet in width and 8 feet in length and 8 feet 6 inches in height
- 248 from the bottom of the tire.

249 “(b)(1) The following persons may submit a written request to the Mayor for the
250 establishment of a sidewalk vending zone, the establishment of vending spaces within a proposed
251 sidewalk vending zone, or the establishment of or changes to vending spaces within an existing
252 sidewalk vending zone:

253 “(A) An affected Advisory Neighborhood Commissions;

254 “(B) An organization incorporated under the laws of the District, the
255 members of which are sidewalk vendors;

256 “(C) A non-profit incorporated under the laws of the District that provides
257 services or technical assistance to sidewalk vendors;

258 “(D) A citizens association incorporated under the laws of the District
259 located within the affected area; or

260 “(E) A Business Improvement District within the affected area. For
261 purposes of this paragraph, the term “Business Improvement District” shall have the same
262 meaning as set forth in section 3(6) of the Business Improvement Districts Act of 1996, effective
263 May 29, 1996 (D.C. Law 11-134; D.C. Official Code § 2–1215.02(6)).

264 “(2) The Mayor shall solicit community input and respond in writing to a request
265 made pursuant to paragraph (1) of this subsection within 60 days of its receipt. If the request is
266 denied, the written response shall provide an explanation for the decision.

267 “(c)(1) A sidewalk vending zone shall be supervised by a sidewalk vending zone
268 manager.

269 “(2) For a sidewalk vending zone authorized by this section, and for the Columbia
270 Heights-Mount Pleasant Sidewalk Vending Zone established by section 9b, the Mayor, by and
271 through the Department of Licensing and Consumer Protection, shall contract with a non-profit
272 organization for a sidewalk vending zone manager. The organization shall meet the following
273 requirements:

274 “(A) The organization has an active business license;

275 “(B) The organization has demonstrated knowledge of and expertise in
276 vending regulations;

277 “(C) The organization has demonstrated knowledge of and expertise in
278 food safety regulations;

279 “(D) The organization provides proof of a general liability insurance
280 policy in an amount and kind as determined by the Mayor; and

281 “(E) The organization provides proof that it has the resources necessary to
282 supply translation services to sidewalk vendors, as needed.

283 “(3) The Mayor shall give preference to organizations that have a demonstrated
284 history of working with, or providing services and technical assistance to, sidewalk vendors.

285 “(d)(1) A sidewalk vending zone manager shall:

286 “(A)(i) Submit a vending site plan to the Department of Licensing and
287 Consumer Protection. The vending site plan shall contain a diagram of all sidewalk vending
288 locations within the sidewalk vending zone. The diagram shall include the full name and license

289 number of each vendor, as well as the approximate dimensions of any cart, stand or table used by
290 each vendor;

291 “(ii) The Department shall approve or request modifications to a
292 vending site plan within 7 business days of receipt. The Department shall only request
293 modifications to a vending site plan when the plan conflicts with this act or presents an
294 immediate and significant hazard to pedestrians, cyclists or vehicular traffic;

295 “(iii) A request for modifications shall be made in writing to the
296 sidewalk vending zone manager and shall include the justification for the denial or requested
297 modifications. The Department shall respond to any proposed modifications within 7 business
298 days of receipt;

299 “(iv) Any changes to a vending site plan must be approved by the
300 Department before they may be implemented;

301 “(B) Provide accurate contact information of any onsite personnel to each
302 vendor in a sidewalk vending zone;

303 “(C) Develop and maintain policies and procedures to respond to and
304 mediate disputes between sidewalk vendors in a sidewalk vending zone. The policies and
305 procedures shall be written and shall be provided to each vendor in a sidewalk vending zone in
306 his or her preferred language;

307 “(D) Maintain an accurate list of sidewalk vendors operating within a
308 sidewalk vending zone, including contact information and basic information on items being sold

309 by each sidewalk vendor. This list shall include the full name, license number, business address
310 of each sidewalk vendor, and a diagram of the vending location. Any change of information shall
311 be provided to the Department within 24 hours of that change;

312 “(E) Maintain a daily log of supervision activity, including information on
313 technical assistance provided to sidewalk vendors, mediations conducted, and corrective actions
314 taken to ensure sidewalk vendors are in compliance with the law and regulations;

315 “(F) Provide technical support to sidewalk vendors in a sidewalk vending
316 zone, as needed; and

317 “(G) Take all necessary and reasonable actions to ensure that a sidewalk
318 vendor is compliant with all health laws and regulations.

319 “(2) Any documentation required pursuant to paragraph (1) of this subsection
320 shall be made available to the Mayor timely upon request.

321 “Sec. 9b. Establishment of the Columbia Heights-Mount Pleasant Sidewalk Vending
322 Zone.

323 “(a) There is established the Columbia Heights-Mount Pleasant Sidewalk Vending Zone,
324 comprised of the geographic area bounded by a line that begins on the southwest corner of the
325 intersection of 16th Street, N.W., and Fuller Avenue, N.W., then north along the west side of 16th
326 Street, N.W., until the southwest corner of 16th Street, N.W., and Harvard Street, N.W., then
327 north along the west side Harvard Street, N.W., until the northwest corner of the intersection of
328 Harvard Street, N.W., and Argonne Place, N.W., then east along the north side of Argonne Place,

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329 N.W., until the northwest corner of the intersection of Argonne Place, N.W., and Mount Pleasant
330 Street, N.W., then north along the west side of Mount Pleasant Street, N.W., until the northwest
331 corner of the intersection of Irving Street, N.W., and Mount Pleasant Street, N.W., then west
332 along Irving Street, N.W. until the southwest corner of the intersection Irving Street, N.W., and
333 17th Street, N.W., then north along 17th Street, N.W., until the northwest corner of the
334 intersection of 17th Street, N.W. and Park Road, N.W., then east along Park Road, N.W., until the
335 northwest corner of the intersection of Park Road, N.W., and 14th Street, N.W., then north along
336 the west side 14th Street, N.W., until the northwest corner of 14th Street, N.W. and Ogden Street,
337 N.W., then north on the west side of Ogden Street, N.W., until the northwest corner of the
338 intersection of Ogden Street, N.W., and Oak Street, N.W., then east along the north side of Oak
339 Street, N.W., until the northwest corner of Oak Street, N.W., and 14th Street, N.W., then north
340 along the west of 14th Street, N.W., until the northwest corner of the intersection of 14th Street,
341 N.W., and Spring Road, N.W., and south along the east side of 14th Street, N.W., to the northeast
342 corner of 14th Street, N.W. and Newton Street, N.W., then east along the north side of Newton
343 Street, N.W., until the northeast corner of the intersection of Newton Street, N.W., and Holmead
344 Place, N.W., then south along the east side of Holmead Place, N.W., until the northeast corner of
345 the intersection of Holmead Place, N.W., and Park Road, N.W., then east along the north side of
346 Park Road, N.W., until the northeast corner of the intersection of Park Road, N.W., and 13th
347 Street, N.W., then south on the east side 13th Street, N.W., until the southeast corner at the
348 intersection of 13th Street, N.W., and Girard Street, N.W., then east along the south side of

349 Girard Street, N.W., until the southeast corner of the intersection of 15th Street, N.W., and Girard
350 Street, N.W., then south along the west side of 15th Street, N.W., until the southeast corner of the
351 intersection of 15th Street, N.W., and Fuller Street, N.W., then east along the south side of Fuller
352 Street, N.W., until the southwest corner of the intersection at Fuller Street, N.W., and 16th Street,
353 N.W.

354 “(b)(1) The Columbia Heights-Mount Pleasant Sidewalk Vending Zone shall contain the
355 following areas for the siting of vending locations:

356 “(A) Sidewalks surrounding Reservation 309, and public space in
357 Reservation 309;

358 “(B) Sidewalks surrounding Reservation 309G, and public space in
359 Reservation 309G over which the District has jurisdiction;

360 “(C) Sidewalks surrounding Reservation 310B, and public space in
361 Reservation 310B;

362 “(D) Eastern and western sidewalks of Mt. Pleasant Street, N.W., between
363 Harvard Street, N.W., and Park Road, N.W., including all sidewalk space on:

364 (i) The southeast corner of Mt. Pleasant Street, N.W., and Lamont
365 Street, N.W., and

366 “(ii) The southeast corner of Mt. Pleasant Street, N.W., and Park
367 Road, N.W.;

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368 “(E) Eastern and western sidewalks of 14th Street, N.W., between
369 Columbia Road, N.W., and Monroe Street, N.W.;

370 “(F) The western sidewalk of 14th Street, N.W., between Parkwood Place,
371 N.W., and Perry Place, N.W.;

372 “(G) Northern sidewalk of Park Road, N.W., between 14th Street, N.W.,
373 and Holmead Place, N.W.;

374 “(H) Northern sidewalk of Monroe Street, N.W., between 14th Street
375 N.W., and the public alley located between Lots 21 and 144 of Square 2836;

376 “(I) Southern sidewalk of Monroe Street, N.W., between 14th Street,
377 N.W., and the public alley located between Lots 76 and 79 of Square 2837;

378 “(J) Northern and southern sidewalks of Irving Street, N.W., between 14th
379 Street, N.W., and Mt. Pleasant Street, N.W.;

380 “(K) Civic Plaza in Lot 834 of Square 2843, bounded by 14th Street,
381 N.W., Kenyon Street, N.W., and Park Road, N.W.;

382 “(L) Southern sidewalk of Columbia Road, N.W., between 14th Street,
383 N.W., and 15th Street, N.W.; and

384 “(M) Southern sidewalk of Lamont Street, N.W., between Mount Pleasant
385 Street, N.W., and 16th Street, N.W.

386 “(2) For each area listed under paragraph (1) of this subsection, the Mayor shall,
387 in coordination with a sidewalk vending zone manager and pursuant to an approved vending site

388 plan, establish vending locations at which sidewalk vendors may locate. Vending locations
389 within the Columbia Heights-Mount Pleasant Sidewalk Vending Zone shall not violate the
390 restrictions of section 9a(a)(1).

391 “(c) The Mayor may add additional areas within the boundaries of the Columbia Heights-
392 Mount Pleasant Sidewalk Vending Zone established pursuant to subsection (a) of this section for
393 the purpose of siting additional vendor locations; provided, that any additional areas shall be
394 established pursuant to an approved vending site plan.

395 “(d)(1) The Mayor shall issue a request for proposals (“RFP”) for a sidewalk vending
396 zone manager for the Columbia Heights-Mount Pleasant Sidewalk Vending Zone no later than
397 60 days after the effective date of the Street Vendor Advancement Amendment Act of 2023.

398 “(2) In the process of developing the RFP, the Mayor shall solicit input from
399 sidewalk vendors and community-based organizations and non-profits providing technical
400 assistance or legal services to vendors.

401 “(e)(1) The Mayor shall execute a contract with an entity selected through the RFP
402 process set forth in subsection (c) of this section no later than 120 days after the effective date of
403 the Street Vendor Advancement Amendment Act of 2023.

404 “(2) If a contract with a sidewalk vending zone manager is not executed within
405 120 days following effective date of the Street Vendor Advancement Amendment Act of 2023,
406 sidewalk vendors shall be able to locate and operate in areas of the Columbia Heights-Mount
407 Pleasant Sidewalk Vending Zone.

408 “Sec. 9c. Street vending amnesty program.

409 “(a) There is established an amnesty program for any person applying to be a street
410 vendor who is liable for delinquent:

411 “(1) Fines for violations of this chapter and rules from 2010 to the effective date
412 of the Street Vendor Advancement Amendment Act of 2023, including any accrued interest; and

413 “(2) Minimum sales tax payments owed pursuant to § 47-2002.01 from 2010 to
414 the effective date of the Street Vendor Advancement Amendment Act of 2023, including any
415 accrued interest.

416 “(b) The amnesty program shall be available for 5 years following its establishment.

417 “(c) A person may participate in the amnesty program by filing an application for
418 amnesty with the Mayor that includes:

419 “(1) A basic business license application;

420 “(2) A vending site permit application for a sidewalk vending location;

421 “(3) A copy of each unpaid citation received by the applicant, and the amount
422 owed by the applicant for each citation; and

423 “(4) Documentation verifying the amount of delinquent minimum sales tax owed
424 to the Office of Tax and Revenue.

425 “(d) While the amnesty program is accepting applications, the Mayor shall publicize the
426 terms and conditions of the amnesty program.

427 “(e) For purposes this section, the term “street vendor” means a person licensed to vend
428 from a sidewalk, roadway, or other public space pursuant to section 3.

429 “Sec. 9d. Columbia Heights-Mount Pleasant public asset and vendor support study.

430 “(a) The Mayor shall commission a study to:

431 “(1) Identify potential spaces for the storage and servicing of sidewalk vending
432 carts within or near the Columbia Heights-Mount Pleasant Sidewalk Vending Zone, including
433 any cost estimates for acquiring the space and making necessary improvements;

434 “(2) Identify potential locations for the siting of public restroom facilities within
435 or near the Columbia Heights-Mount Pleasant Sidewalk Vending Zone, including cost estimates
436 of any work that would be required to construct a public restroom facility;

437 “(3) Recommendations for capital improvements at areas within the Columbia
438 Heights-Mount Pleasant Sidewalk Vending Zone to better accommodate vending activity and
439 pedestrian access; and

440 “(4) Identify potential locations for an indoor vending market within or near the
441 Columbia Heights-Mount Pleasant Sidewalk Vending Zone, including cost estimates for
442 acquiring the land if necessary.

443 “(b) The Mayor shall submit the study required pursuant to paragraph (1) no later than
444 one year after the effective date of the Street Vendor Advancement Amendment Act of 2023.”.

445 Sec. 4. Applicability.

446 (a) This act shall apply upon the date of inclusion of their fiscal effect in an approved
447 budget and financial plan.

448 (b) The Chief Financial Officer shall certify the date of the inclusion of the fiscal effect in
449 an approved budget and financial plan, and provide notice to the Budget Director of the Council
450 of the certification.

451 (c)(1) The Budget Director shall cause the notice of the certification to be published in
452 the District of Columbia Register.

453 (2) The date of publication of the notice of the certification shall not affect the
454 applicability of this act.

455 Sec. 4. Fiscal impact statement.

456 The Council adopts the fiscal impact statement in the committee report as the fiscal
457 impact statement required by section 4a of the General Legislative Procedures Act of 1975,
458 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

459 Sec. 5. Effective date.

460 This act shall take effect after approval by the Mayor (or in the event of veto by the
461 Mayor, action by the Council to override the veto), a 30-day period of congressional review as
462 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December
463 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of
464 Columbia Register.