

2017 Daystall Rules Review: Initial Staff Recommendations on Rule Proposal (2/14/2017)

Additions or changes since previous version presented in this red font color.

Prop #	Author	Representi	Affecting	Proposes	Staff Rec	Rationale:
1	Tamma Farra	Crafts	Crafts	Proposes 2-year limit on joint permit holder absence	No	Situations involving the inability of a senior joint partner to do attendance based on health are often complex, sensitive and private matters. The current rules are sufficient to effectively address these situations. 3/1/2017 Updated: Prop #1 received 2 written comments in support and Prop #2 received 3 written comments in support. Both proposals received two comments in opposition in the February 7 community meeting.
2	Rolf & Gerd Nieuwejaar	Crafts	Crafts	Proposes new limits on joint permit partner absence	No	
3	Allison Moore	Crafts	Crafts	Proposes re-allotment of annual vacation weeks as combination of vacation weeks and vacation days	No	This proposal would involve an unnecessarily complicated revision of the current tracking system, but the basic idea can be negotiated on a case by case basis at Marketmaster Discretion. 3/1/2017 Updated: one written comment in support and one in opposition.
4	Lee Strohm	Crafts	Crafts	Proposes creation of "Snow Days" for crafts attendance.	No.	Current staff practice is to excuse anyone who can't make it to the Market safely due to weather conditions. Along with that permit holders make a reasonable effort to fulfill thier attendance requirements later in the week if they can't get in early in the week when possible. When this isn't possible, they may contact staff and be excused. This is also an instance where vacation time can be used if individuals can safely come in but don't want to. In rare instances of catastrophic weather that lasts for most of an attendance week, staff have excused all tenants for those weeks. 3/1/2017 Updated: 2 written comments in support.

5	Lee Strohm	Crafts	Crafts	Proposes weekly minimum attendance requirement be allowed to distribute bi-weekly.	No	The attendance requirement is for minimum attendance, and is intended to distribute Meet the Producer attendance over most weeks of the year, with an option for a set number of weeks off each year. Staff support consistent attendance as foundational to establishing return customers, especially locals. 3/1/2017 Updated: 2 written comments in support.
6	Frank Coble	General Pu	Crafts	Proposes decreased requirement for "Winter Time" attendance and table rent.	No	The rules preserve minimal presence of permit holders through the off season and offer multiple options for vendors to scale back attendance throught the colder months. 3/1/2017 Updated: 1 wrtten comment in opposition.
7	Kenneth Telesco	Crafts	Crafts	Proposes delayed set-up time on days when roll call occurs at 9:30 am.	No	This proposal was vetted in recent years and it is staff's longstanding position that vendors should set up displays quickly so as to not impact neighborsand their ability to sell. Strategies that can be employed include foregoing sales that prevent them from getting set up on time, simplifying displays to what can be set up in an hour's time, or planning to set up enough to stow carts and crates on time while fine-tuning the display afterwards. 3/1/2017 Updated: 2 written comments in support.
8	Kristin Schwartz	Crafts	Crafts	Proposes changing Peak Season closing time on Thursdays be changed from 5pm to 4pm.	No	Staff are not in support of scaling back vendor presence during peak season, especially in light of the requirement that highstalls and shops are required to stay open until 6 pm. 3/1/2017 Updated: 2 written comments in support.

9	Lee Strohm	Crafts	Crafts	Proposes creation of "Exit Leave" for vendors considering leaving the Market.	See Proposal 9A	In recent years, staff have added rules that offer a transition out of the Market for long-contributing vendors: the addition of extra vacation weeks and the one-day weekly attendance option for 30-year Market veterans. Staff are interested in maintaining a balance between interests of senior vendors at the front of the list and newly incubating permits at the back of the list, and are wary of adding further advantages for vendors with high seniority. The primary advantage of that seniority, as supported by years of meeting attendance requirements, should primarily remain the ability to pick a table earlier than less senior vendors. Staff support a modified version of these proposals as a mechanism for helping vendors who want to leave the Market move forward with exploring other options, in turn helping to create opportunity for new artisans seeking to start selling at the Market. The longterm health of the crafts market needs both benefit of senior vendors who continue to be passionately engaged, to innovate and to increase their level of mastery, along with the benefit of new start-up vendors that bring fresh energy, work, ideas and customers to the daystalls. 3/1/2017 Updated: Props 9, 10 & 11 received together 5 written comments in support.
9A	Staff	PDA Staff	Crafts	Proposal responding to Proposals 9, 10 & 11: After 10 years of selling in the Market, craftspeople may request a one-time 12-month "Exit Leave", which would preclude any additional Sabbatical or leave of absence.		
10	Tamma Farra	Crafts	Crafts	Proposes creation of "Temporary Leave of Absence" for permit holders contemplating retiring from the Market.	See Proposal 9A	
11	Tamma Farra	Crafts	Crafts	Proposes addition of pre-retirement as grounds for sabbatical, currently allowed for medical and educational reasons.	See Proposal 9A	
12	Frank Coble	General Pu	Crafts	Proposes submission of video by craftsperson as substitute to in-person studio inspection.	No	
13	Frank Coble	General Pu	Crafts	Proposes monthly add-on screenings instead of current system.	No.	The current rules offer effective options for add-on screenings.

14	Lee Strohm	Crafts	Crafts	Proposes mandatory wrapping or use of sealed containers for scented products	No.	Staff believe the current rules provide effective balance between the reasonable complaints of those bothered by scents and the needs of businesses with scented products to have economical as well as sustainable approaches to their packaging and presentation. 3/1/2017 Updated: 2 written comments in support and 1 in opposition.
15	Rolf & Gerd Nieuwejaar	Crafts	Crafts	Proposes "new Market Front and Plaza Canopy spaces...be designated Aritst-Craftsperson Daystalls"	No.	How to most effectively program the MarketFront is currently being explored by the PDA staff and Council. Any policy or procedure pertinent to the Daystall Rules and Regulations would be part of the 2018 Rules Review process as well as the discussion preceding the Hildt-Licata renewal in 2019. 3/1/2017 Updated: 3 written comments in support.
16	James Walls	Buskers	Buskers	Proposes that tubas be allowed as performance under busker permits.	Yes, see Proposal 16 A.	Brass instruments have not been allowed on Market busker spots due to volume concerns and the pervasive and penetrating qualities of their sounds which have a negative effect on surrounding businesses. 3/1/2017 Updated: 2 written comments in support. Staff have adjusted their position to allow limited trial of tubas with mutes, see proposal 16 A.
16 A	PDA Staff	Staff	Buskers	3/1/2017 Updated: Proposes that is 2017 staff will approve performers to play tubas with mutes on a trial basis. Desimone Bridge spot and Clock spot facing inward are excluded.	Yes.	3/1/2017 Updated: In response to written comment in support of Prop 16, staff arranged a demonstration of a muted tuba which supported this instrument being complementary to Market functions.
17	Jesse Stout	Buskers	Buskers	Proposes that limits on numbers of buskers at busker spots be replaced with spatial limits at busker spots.	No.	"restrictions on the number of performers allowed at the various places" is required by the Hildt-Licata Agreement. 3/1/2017 Updated: One written response with mixed/ambiguous position.

18	Jake DeVore	Buskers	Buskers	Proposes increases to the number of buskers that can face in and out at the Clock Spot.	No.	Staff relaxed regulation of this spot in 2011, and the spot continues to require frequent staff intervention to address volume and other impacts on neighboring businesses. Further relaxing of limits is not supported.
19	Yusuf Kilgore	Buskers	Buskers	Proposes that 3 buskers can face in at the Clock Spot during inclement weather.	No.	This proposal was vetted in last year's rules review process, and staff position has not changed. Staff relaxed regulation of this spot in 2011, and the spot continues to require frequent staff intervention to address volume and other impacts on neighboring businesses. Further relaxing of limits is not supported. 3/1/2017 Updated: One written response opposed.
20	Dusty Touse	Buskers	Buskers	Proposes that 3 or 4 buskers can face in at the Clock Spot during inclement weather.	No.	This proposal was vetted in last year's rules review process, and staff position has not changed. Staff relaxed regulation of this spot somewhat in 2011, and the spot continues to require frequent staff intervention to address volume and other impacts on neighboring businesses. Further relaxing of limits is not supported. 3/1/2017 Updated: One written response in support.
21	Frank Coble	General Pub	Daystalls	Proposes changes to current process for appeal of violations.	No.	The current rules offer sufficient manner of appeal for the very small number of violations that occur from year to year.
22	Frank Coble	General Pub	Daystalls	Proposes additional level of appeal to current process for appeal of violations.	No.	The current rules offer sufficient levels of appeal for the very small number of violations that occur from year to year.
23	Frank Coble	General Pub	Daystalls	Proposes creation of panel to "define" Marketmaster decisions.	No.	A similar proposal was included in the 2009 and 2016 Rules Review and was effectively addressed at that time.

24	Frank Coble	General Public	Daystalls	Proposes elimination of title "Market M	No.	This proposal was thoroughly vetted and addressed in the 2015 Daystall Rules Review.
25	PDA Staff	Staff	Daystalls	Proposes 3% Daystall table rent increase, offering two options for revised rate structure.	Yes.	Staff support their own proposal.
26	PDA Staff	Staff	Tour Guides	Proposes inclusion of Regulation of Tour Guides in Daystall Rules	Yes.	Staff support their own proposal. 3/1/2017 Updated: Two written responses with mixed/ambiguous position.