



STREET PERFORMER RULES AND REGULATIONS

Locations: Performances may take place in the following locations:

- (1) In public areas, except within 100 feet of an elementary and/or secondary school, library, or church while in session, a hospital at any time, and except public areas excluded by the City Manager or his or her designee in the case of an emergency.
- (2) On private property – with the owner’s permission. Performers must follow all other rules and regulations, such as the city’s noise ordinance.
- (3) In public areas where a City Commission-authorized street fair, public festival, farmer’s market or event is being conducted, with the permission of the sponsor. Otherwise, at least one block away from such street fair or public festival, farmer’s market or event.

Times: Performances may take place at the following times: Monday through Saturday between 7:00 a.m. and 10:00 p.m. Sunday, between 12:00 noon and 10:00 p.m.

Contributions: A performer may request contributions or money or property at a performance. Contributions may be received in any receptacle, such as an open musical instrument case, box or hat.

Prohibitions: No performer shall:

- (1) Perform within ten feet of:
 - a. Any bus stop or street corner or a marked pedestrian crosswalk or
 - b. The outer edge of any entrance of any business, including, but not limited to doors, vestibules, driveways, outdoor dining area entries and emergency exits during the hours that any business on the premises is open to the public or to persons having or conducting lawful business within those premises.
- (2) Perform less than 50 feet from another performer or group of performers.
- (3) Perform in any area excluded by the City Commission in Section 864.07.
- (4) Perform in any area prohibited by the City Manager or his or her designee in the case of an emergency.
- (5) Use:
 - a. Any knife, sword, torch, flame, axe, saw or other object that can cause serious bodily injury to any person, or engage in any activity, including but not limited to, acrobatics, tumbling or cycling that can cause serious bodily injury to any person.
 - b. Any amplification device.
 - c. Any generator, wet cell battery with removable fill caps, or any other power source that poses a fire or public safety hazard.
- (6) Any connection to or maintenance of an electrical cord to an adjacent building or to a City power source.
- (7) Litter his or her performance site. The performer shall be responsible for clean-up of all litter at the performance site.

- (8) Utilize or prevent the public from utilizing any public benches, waste receptacles, or other street furniture during the performance.
- (9) Place any object on a public sidewalk which causes less than a four foot contiguous sidewalk width being kept clear for pedestrian passage.
- (10) Perform with more instruments, props, equipment, merchandise or other items than the performer can reasonably transport or remove at one time.
- (11) Place his or her instruments, props, equipment, merchandise or other items on a public sidewalk, public street, or public right-of-way for more than two hours without performing in accordance with the provisions of this Chapter.
- (12) Leave his or her instruments, props, equipment, merchandise or other items unattended.
- (13) Offer for sale or make available for a price or donation any items/service. Performers who wish to offer items for sale must obtain a transient merchant license according to Traverse City Code Chapter 863.
- (14) Perform in contravention of the allowable noise levels established by Chapter 652 of this Code.
- (15) Block or obstruct a curb cut.
- (16) Block or obstruct the free and safe movement of pedestrians. If an abundant crowd gathers to observe a performer such that the passage of the public through a public area is blocked or obstructed, a police officer or fire official may disperse that portion of the crowd that is blocking or obstructing the passage of the public. If a performer cannot conduct a performance in a location without blocking or obstructing the passage of the public, a police officer or fire official may cause the performer to leave the location, but shall not prevent the performer from occupying another location in compliance with this Chapter
- (17) A minor under the age of sixteen should not perform unless accompanied at all times by a responsible adult eighteen years of age or older. Source: Traverse City Code Section 864.06

EXCLUDED PUBLIC AREAS

The following specific public areas are excluded from performances by decision of the City Commission due to pedestrian and traffic congestion and other safety issues:

- (1) Sidewalks along East Front Street on both sides in the 100, 200 and 300 blocks (except for performances in conjunction with a festival)
- (2) Bridges and River-walks
- (3) Parking areas and parking facilities
- (4) Any public area temporarily excluded from performances by the City Manager or his or her designee in the case of an emergency. Source: Traverse City Code Section 864.07