



TOWN OF NANTUCKET
TOWN ADMINISTRATION

POLICY FOR TICKET SALES OR DISTRIBUTION OF INFORMATION FROM
TABLES ON PUBLIC SIDEWALKS

Effective date: 06/01/2011

Revised: 08/03/2011

I. Purpose.

This policy is implemented to ensure a consistent and appropriate determination of location for ticket sales and/or distribution of information from tables on public sidewalks. The Town has recognized, through the adoption of Section 97-1(A) of the Town bylaws, that it is important for public safety purposes that the Town's narrow sidewalks be free from obstacles and encumbrances that can negatively impact the free passage of pedestrians resulting from the display or sale of wares in outside areas adjacent to commercial locations, and that such outdoor displays or sales encourage pickpocketing and may adversely affect handicapped pedestrians. However, persons seeking to promote non-commercial causes on public sidewalks may do so without a permit, and in recognition of the fact that there are times when such actions are also disruptive to the flow of pedestrian traffic, this policy is intended to create the opportunity for the limited use of Town sidewalks for such non-commercial purposes in a manner that is protective of public safety and respectful of pedestrians.

II. Policy.

- (A) No person or organization may use a table to sell tickets or distribute information on a public sidewalk without a permit therefor as provided in this policy.
- (B) Any sales or distribution made under authority of this policy shall be for the furtherance of non-commercial purposes only, including, but not limited to non-commercial campaigns, sales, promotions, drives or other matters of a political, civic, philanthropic, educational or religious nature.
- (C) No more than one permit shall be granted to any person or organization for use at one time.

- (D) A person or organization may apply to sell tickets or distribute information from tables on not more than 21 days per year. The commercial sale of food, drink, clothing (i.e., hats, T-shirts) or other items from any such table is prohibited.
- (E) Tables shall not be allowed on Main Street during Daffodil Weekend, Memorial Day, the Fourth of July, Labor Day, or Stroll Weekend, and/or any time Main Street or the street upon which the table is to be located is closed, or other dates on which, at the Board of Selectmen's discretion, public safety so requires (notice of such dates will be made available as far in advance as possible by posting of the same on the main bulletin board in the Town Hall).

III. Process.

- (A) An application for a permit for use of a table for the purposes set forth herein is available at the Town Administration Office or at the Town's website at www.nantucket-ma.gov, and shall be submitted to the Town Manager for action in advance of the date on which table use is requested.
- (B) The application shall include the signed permission of the business owner of the establishment in front of which the table is to be set up.
- (C) The Town Manager or designee shall, within five business days, review the application in the order in which it was received, to determine whether the interests of public safety and convenience of pedestrians can be met at the desired location, and either issue or deny the requested permit.
- (D) If a table is being used to sell raffle tickets, a raffle permit must first be obtained from the Town Clerk's office in accordance with state law and regulations.

IV. Noncompliance.

Any tables set up on Public/Town sidewalks without the express permission of the Town Manager or designee shall be in violation of this policy and shall be removed immediately upon request of the Town or its officers or employees.