

CITY OF BOYNE CITY

Annual Sidewalk Permit
For

Outdoor Cafes, Outdoor Eating Areas, Carry-Out and Open Front Restaurants

Name of Business: _____
Address: _____
Phone Number: _____

Outdoor cafés, outdoor eating areas, carry-out, and open front restaurants, (without alcoholic beverages) subject to the following site design standards:

Conditions of Permit:

1. Outdoor cafés may be permitted on a public right-of-way, on a building roof top, as part of a patio or deck, or within the boundaries of a parcel or lot. Those proposed for use of the public right-of-way must secure an annual permit from the City for temporary use of the right-of-way. However, no use of the right-of-way will be permitted on July 4th.
2. A minimum of four (4) feet of public sidewalk along the curb and leading to the entrance to the establishment must be maintained free of tables and other encumbrances. The pedestrian area shall also be free from benches, waste receptacles, fire hydrants, and similar structure. If the sidewalk is not wide enough to allow for a four (4) foot wide clearance for circulation, the outdoor café shall not be permitted on a public sidewalk.
3. Pedestrian circulation and access to building entrances shall not be impaired. A boundary (maximum encroachment width and length) into the public sidewalk shall be established with an accessible aisle being maintained between this line and the curb, in accordance with the provisions of all state and federal regulations.
4. The outdoor café must be kept clean, litter-free, and with a well-kept appearance within and immediately adjacent to the area of the tables and chairs. Additional outdoor waste receptacles may be required. Written procedures for cleaning and waste containment and removal responsibilities must be included with all applications and approved by the City staff.
5. Tables, chairs, planters, waste receptacles, and other elements of street furniture shall be compatible with the architectural character of the adjacent buildings. If table umbrellas will be used, they shall complement building colors. When not in use, all tables, chairs, umbrellas, and other furniture and fixtures must be stored inside the building or in an alternate location other than a public sidewalk.
6. Other additional signs are not permitted beyond those permitted for the existing restaurant.
7. Such areas are permitted seasonally between April 1 and October 31, except July 4th. The hours of operation for the outdoor café shall be established and noted with the application.
8. Preparation of food and beverages may be prohibited by the Planning Commission in the outdoor café.
9. The outdoor café or its operation shall not damage, stain, or discolor any part of the sidewalk or public right-of-way.

- 10. The outdoor café shall comply with any policies and/or regulations adopted by the City Commission for private use of public right-of-way. Liability issues for use of the public sidewalk may be addressed and reviewed by the City Attorney.
- 11. The outdoor café shall provide evidence of insurance coverage naming the City as an additional insured party in an amount acceptable to the City.

I hereby agree to the preceding Conditions of Permit and agree to submit the necessary information to the City as part of the application. I also agree to submit a drawing indicating the location and number of all items (tables, chairs, planters, etc.) to be placed on the public right-of-way.

Signature _____
Date _____

Fee \$10.00 _____
Zoning Administrator _____
Date _____
Permit Number _____

Hours of Operation: _____
Drawing: