



PLANNING & DEVELOPMENT DEPARTMENT TEMPORARY OUTDOOR CAFÉ APPLICATION Located in Public Right-Of-Way

Due to the recent COVID-19 pandemic and the social distancing requirements of the governor’s executive order that resulted in limiting interior dining capacity, the City understands that some restaurant establishments will seek alternatives to their existing seating configurations by extending operations to outdoor areas including patios, parking lots, open space areas, etc. In an effort to ensure that social distancing requirements are met, while encouraging restaurant establishments to resume operations, the City is providing the opportunity to locate temporary outdoor cafés in public rights-of-way.

The Temporary Outdoor Café program will be in effect until the COVID-19 related state of emergency is lifted. This application is specific to temporary outdoor cafes located in public rights-of-way. Temporary Outdoor cafes located entirely on private property do not require a TMP permit; however, they shall comply with the provisions detailed in the City’s handout for Temporary Outdoor Cafes on the Planning and Development Department webpage: <https://www.myclearwater.com/government/city-departments/planning-development>

TMP / No fee

Property Address: _____

Name of Business: _____

Abutting right-of-way(s): _____

Property Owner (per Deed): _____

Business Owner/Applicant: _____

Zoning District: _____

Special Area Plan: _____

Department Use Only

Planning: _____

Traffic Engineering: _____

Temporary expansions of existing cafes or new Outdoor Cafes in the Public Right of Way through this program must provide a site plan which illustrates the locations and number of proposed tables and compliance with the following requirements:

- All outdoor seating must maintain a 6-foot separation consistent with CDC requirements.



PLANNING & DEVELOPMENT DEPARTMENT
TEMPORARY OUTDOOR CAFÉ APPLICATION
Located in Public Right-Of-Way

- An unobstructed pedestrian path of 5 feet must be maintained on the sidewalk and an unobstructed path shall be provided to the building entrance.
- Outdoor café seating area shall comply with ADA requirements.
- Use of umbrellas are permitted; however, they must be secured when not in use.
- Temporary outdoor cafes must be defined and in accordance with alcohol state licensing requirements.
- Any restaurant adjacent to public on-street parking may apply for approval to temporarily expand outdoor café seating into the parking space(s) immediately in front of their businesses. Depending on location the City may require the restaurant to erect some type of safety barrier to block off the reserved parking space. If so, the restaurant may use the space once such required barriers are installed and approved by the City. No alterations may be made to the safety barriers without approval from the City. The City will notify the restaurant when the temporary use of the space(s) must be removed, and the restaurant shall return the space to the city within seven (7) days of the notice.

By signing and submitting this application and participating in the Temporary Outdoor Café program the property owner or business owner releases the City from any liability that may arise due to the use of the public sidewalk and agrees to indemnify and hold the City harmless of or against any or all claims, damages, losses and expenses derived from or as a result of the use of the public right-of-way, including any claim of damages or injury of a business sponsor in accordance with this program.

Signature

Print Name

Title, must be business owner or property owner