

APPLICATION FOR A SIDEWALK CAFE PERMIT

API	LICANT INFORMATION
a.	Name of Applicant:
b.	Address of Applicant:
c.	Telephone Number of Applicant:
d.	Name of Owner if other than Applicant:
e.	Address of Owner if other than Applicant:
f.	Telephone Number of Owner if other than Applicant:
g.	Restaurant License Number:
	DATES OF OPERATION: Beginning: Ending
Insu	<u>arance</u>
For Purchasing Agent, Is Insurance Required? Yes No If above is marked yes, attach your certificate of insurance to this application. The certificate of insurance	
must list the City as an additional insured. Applicant must provide insurance for liability, bodily injury, and	
property damage satisfactory to the City in the amount of \$300,000 for each person bodily injury and	
\$1,0	000,000 per occurrence of or aggregate limit.
API	PLICANT'S AGREEMENT
	For and in consideration of City granting this application and approving this permit for a sidewalk
café	e, applicant hereby agrees as follows:
	olicant agrees to indemnify and hold harmless the City of Ottumwa, its agents, employees, or any other
	on against loss or expense, including attorney fees, by reason of the liability imposed by law upon the City
•	Ottumwa for damage because of bodily injury, including death at any time resulting therefrom, sustained by
	person or persons, or on account of damage to property arising out of or in consequence of this agreement,
-	ther such injuries to persons or damage to property are due or claim to be due to any negligence of the
	r, its employees or agents or any other person. It is further understood and agreed that applicant shall, at
_	option of the City, defend the City of Ottumwa with appropriate counsel and shall further bear all costs and
expenses, including the expense of counsel, in the defense of any suit arising hereunder.	
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Applicant's Signature or Authorized Agent

Date

Sidewalk café permits are approved by the City Council. City Council meetings are held on the first and third Tuesday of each month. All application documents and departmental approvals must be provided to the City Clerk's Office, 105 E. Third Street, on Thursday prior to the Council's regular meeting. As part of the sidewalk café permit application, please attach a sketch of the proposed sidewalk café area. Sketch must show where the sidewalk café area will be located in relationship to the licensed premises, show the number and proposed location of tables and chairs and show at least 5' of clear space along the street side of the sidewalk for pedestrian use.

DEPARTMENTAL APPROVAL – For Departmental Comments and Approval/Denial Approval and operation shall be subject to the following departmental approvals, which may be conditional, in addition to any other required approvals and permits. Engineering/Public Works Department Signature and/or Comments: <u>Five feet of clear space confirmed?</u> Plan and Zoning Signature and/or Comments: <u>Correct zoning confirmed?</u> Health Department Signature and/or Comments: Entrances, Exits, and Number of Restrooms Provided Okay? Fire Department Signature and/or Comments: Occupancy Limits Okay? Purchasing Agent Signature and/or Comments: Certificate of Insurance Sufficient? ****************************** CITY COUNCIL ACTION: APPROVED Date Date Comments: _____ City Clerk Date

Ottumwa Municipal Code

Chapter 32-179 Regulates Sidewalk Cafés.

Following are rules and regulations from Chapter 32-179.

- 1. Sidewalk cafes are permitted in zoning districts C-1, C-2, M-1, and M-2.
- 2. Sidewalk cafes may exist solely as part of a licensed food service establishment (restaurant), and are required to be contiguous with the side of a building where a food service establishment is located. Sidewalk cafes are subject to inspection, as part of the licensed food service establishment, at a frequency determined by the food code.
- 3. Sidewalk cafes may be operated year round, but only during the hours of 6:00 am -10:00 pm.
- 4. A minimum of 5' of clear space adjacent to the street is required for pedestrians.
- 5. The sidewalk café area and five feet around it are to be kept clean and litter free while the sidewalk café is operating.
- 6. Amplified sound is not permitted.
- 7. No additional parking is required for the sidewalk café.
- 8. Additional restroom capacity may be required as a result of adding a sidewalk café. Consult the City's Building Inspector for additional information.
- 9. Temporarily, sidewalk café areas may be delineated by ropes, or other suitable means, as long as the delineation is clearly visible to pedestrians. Tables, chairs and other items used in the café are to be removed at the end of each day's operation, as nothing may be stored on the public right of way.
- 10. Advertising is not permitted in the sidewalk café area except for the name of the establishment on the tables, chairs, umbrellas, or other items used by the café.
- 11. Sidewalk café areas cannot block building entrances or exits.
- 12. Sidewalk cafes may not utilize public amenities such as benches, seats, tables, or trash receptacles.
- 13. Alcohol may not be served in a sidewalk café area even though the licensed food service establishment may serve alcohol.