



## **Outdoor Dining Policy – COVID-19**

### **Private Property**

1. Restaurants may utilize outdoor spaces, including parking areas. (Enough parking is to remain, to facilitate customer needs)
2. Provide City with a site plan, designating the outdoor dining locations with access points for unimpeded ingress and egress.
3. All outdoor dining uses shall meet ADA, Building Code, Fire Code, Public Health, and Alcoholic Beverage Control requirements.
4. Operations are to be in compliance with COVID-19 Operations Protocol
5. Utilize furnishings and material that are sturdy, durable, and attractive
6. Shading is permitted, including table center and freestanding umbrellas.
7. Lighting is permitted to provide for a warm glow, light sources shall be of warm white light (2700 to 3200 degrees Kelvin)
8. Portable Heaters are permitted with review and compliance with Fire Department requirements
9. Furnishings and decorations shall not encroach beyond the designated area or overhang pedestrian and/or vehicular paths
10. Operations are to be put in place to provide a clean, litter free atmosphere.
11. The City may deny, revoke, or suspend the allowed outdoor use, if determined use is not operating in compliance with applicable codes and requirements.

### **Public Right of Way**

1. Definitions:

“Outdoor Dining” shall mean an area set up outside the confines of the commercial structure with tables, chairs, and other furnishings for the purpose of selling, offering for sale, and serving food and beverages by an adjoining restaurant in which the same food and beverages are offered for sale, sold, and served.



“Sidewalk Area” shall mean the area that is the City’s right of way between the building wall and the curb and gutter

“City” means the City of Yuba City

“Permittee” shall mean **Business Name**

## 2. Demarcation, Accessibility, and Clearance

All outdoor dining uses shall meet ADA requirements.

The width of the pathway through the dining area shall be a minimum of 48 inches wide.

All outdoor dining uses shall maintain ingress/egress and pedestrian circulation pursuant to the Uniform Building Code and Uniform Fire Code.

Permanent changes to any sidewalk or public right of way shall require prior approval from either the Director of Development Services or Public Works Director.

Any City or public facilities damaged or destroyed by the outdoor dining use shall be replaced to City standards with the cost borne by the permittee.

Furnishings and decorations shall not encroach beyond the permitted area of use, or overhang pedestrian and/or vehicular circulation paths.

## 3. Operations and Maintenance

All outdoor dining area furnishings shall be maintained in a safe and clean condition. Sidewalk furnishings that are permitted to be stored outside include planters, casters, and counter top tables. All furnishings being stored outside shall be locked together and stored in front of the Permittee’s business in a way that does not affect ingress/egress to the building. Any other sidewalk use furnishings will need be stored indoors.

All outdoor dining use areas shall be maintained in an attractive, clean (free from spills, litter, and other debris), and safe manner.

Signage shall require approval from Director of Development Services or Public Works Director.

Any furnishings that Permittee would like to permanently fix to sidewalk will require Director of Development Services and Public Works approval.

Table coverings are to be in accordance with Public Health requirements. Vinyl tablecloths are not permitted. Tablecloths shall be brought indoors nightly and shall be clean when placed outside each day.



To minimize litter and debris, where table wait service is provided or food is served to the customer on a tray to be taken and eaten on site in the outdoor dining area, the plates, glasses, cups, and silverware made of permanent (non-disposable) materials such as glass, ceramic, and metal, utensils, and high-quality napkins.

The permittee shall be responsible for maintaining the outdoor dining area and collecting trash in a clean, frequent, and tidy manner, and properly dispose of trash.

If an outdoor dining use offers alcoholic beverage service, such use operator shall be duly licensed by the State Department of Alcoholic Beverage Control and shall conform to the requirements of such license.

Outdoor dining uses shall comply with all applicable laws and regulations regarding the sale and service of food and beverages to the public.

Outdoor dining use area furnishings shall be removed immediately upon the permanent closure of the associated business.

#### 4. Furnishing Standards

All outdoor dining furnishing shall be of high quality, commercial grade and designed for outdoor use. Any and all furnishings requires Director of Development Services approval. Tables and chairs shall be of the same or similar and compatible design. All furnishings shall be properly maintained and cleaned regularly. Below is a list permitted materials for outdoor furnishings:

Materials – Permitted:

Table and chair framework: Wrought iron, fabricated steel, cast aluminum, cane or teak.

Chair Seat: Wrought iron, fabricated steel, cast aluminum, cane, teak or rattan.

Table Top: Solid tops of slate, marble, granite, faux stone, wrought iron, embossed aluminum, teak, tempered glass, and mesh tops of wrought iron and aluminum are permitted. Plastic, resin, and plain metal table tops are not permitted.

#### 5. Lighting

Additional lighting shall require approval of Director of Development Services or Public Works Director. Permitted lighting is to provide for a warm glow, light sources shall be of warm white light (2700 to 3200 degrees Kelvin). Lighting not approved by the City shall be removed immediately.



#### 6. Portable Heaters

Standing portable propane heaters are permitted, subject to review and approval by the Fire Department. Electric or fuel heaters other than propane are prohibited.

#### 7. Shading

Table center umbrellas, freestanding umbrellas, and umbrella stands are permitted unless wind and/or gust speeds are greater than or equal to 20 mph.

Materials – permitted:

Umbrellas: Canvas only. Vinyl or plastic umbrellas are prohibited.

Stands: Cast aluminum, wrought iron, fabricated steel, or wood.

All umbrella panels shall be of the same solid color. A complementary solid color may be used for trim (such as piping). Patterns (floral, stripes, etc.) and fluorescent colors are prohibited.

#### 8. Denial, Revocation, or Suspension of Permit

The City may deny, revoke, or suspend the allowed outdoor use at the City's discretion.

Upon denial, revocation, or suspension the Development Services Director or Public Works Director shall give notice of such action to the permittee in writing stating the action which has been taken.