

OUTDOOR DINING Application



Effective June 8, 2020, to accommodate the most recent changes to the Contra Costa County Health Order, the City of Antioch is permitting outdoor dining areas adjacent to restaurants, subject to the terms and conditions below.

1. Procedures

An individual or entity seeking an outdoor dining use permit must submit this Outdoor Dining Application ("Application") along with any other documentation or information required by the Zoning Administrator. No public hearings or notices are required prior to the issuance of an outdoor dining use permit. There shall be no fee for the submittal of an application for an outdoor dining use permit pursuant to this Application.

2. Self-Certification

The Application must include a completed self-certification form signed by the proprietor of each restaurant along with a basic sketch of the proposed outdoor seating area.

3. Use of Right-of-Way

Any individual or entity seeking to use the sidewalk or other public property for their business operations must obtain an encroachment permit from the City, and must obtain and maintain appropriate insurance as required by the City. There shall be no fee for the submittal of an application for an encroachment permit pursuant to this Application. Business operations shall not be permitted on the sidewalk or other public property if such operations will interfere with the ADA accessible path of travel or cause other safety hazards.

4. Duration of Temporary Use Permit

An outdoor dining use permit issued by the Zoning Administrator pursuant to this Application shall last for no longer than 90 days, except that the outdoor dining use permit may be extended by the Zoning Administrator if the Zoning Administrator determines, in his or her sole discretion, that such waiver remains necessary to facilitate business operations affected by public-health orders of the federal, state, or county.

5. Severability

If any provision of this Application, an associated outdoor dining use permit or encroachment permit is held invalid, the remainder of the Application or permit including the application of such part or provision to other persons or circumstances shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Application or the associated permits are severable. The Zoning Administrator hereby declares that he or she would have passed each section, subsection, subdivision, paragraph, sentence, clause, or phrase hereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses, or phrases be held unconstitutional, invalid, or unenforceable.

A. APPLICANT INFORMATION

Restaurant:

Address:

Restaurant Hours:

Applicant:

Title: (manager, etc.)

Email:

Contact Phone:

B. SELF-CERTIFICATION FORM *Please initial each line certifying the following to be true:*

	The outdoor dining area will only be used for patrons of the subject restaurant
	If located on a shared pedestrian way, a clear passage of four (4') feet will be maintained.
	The property owner has granted the applicant full permission to use this space for this purpose.
	The outdoor dining area will not obstruct any facilities necessary for the compliance with the Americans with Disabilities Act such as marked parking spaces, unloading zones, ramps, etc.
	If located within a parking lot, the outdoor dining area will be contained by a temporary barrier consisting of stansions with ropes, cones or other devices to identity and safeguard the area.
	Alcoholic beverages will not be sold or offered within the outdoor seating area without the written permission of the State of California Department of Alcoholic Beverage Control
	Only table, chairs, and other furniture associated with the outdoor dining will be used.
	All tables and chairs will be arranged such that a distance of six (6') feet is maintained between tables and/or chairs of separate parties.
	All elements of the outdoor seating area must be under the control of the restaurant.
	All furnishings will be stored indoors when the restaurant is not open for business.
	All furnishings and barriers, etc. must be entirely removed when the permit expires.
	Traffic Control may be required for dining areas located within a public right of way.
	The applicant holds the City harmless and assumes all liability for the outdoor dining area and all other elements of the operation.
	The entire outdoor dining area will be located on private property. If located on a public sidewalk or within the public right-of-way, an Encroachment Permit is necessary. Please contact the Engineering Division at (925) 779-7035 for information.

C. SKETCH *Please draw a basic sketch of the proposed outdoor dining area.*

I hereby certify the above to be true and to the best of my knowledge and recognize that this temporary approval is limited in scope and may be revoked if the certified criteria are not met or other issues related to public health or safety arise.

Applicant Signature

Date

Approved by City of Antioch

Comments

Please send a scan or photograph of this signed document to Forrest Ebbs, Community Development Director, at febbs@ci.antioch.ca.us