

City of Gaylord

Permit Application – Agreement for Outdoor Seating and Outdoor Dining

(as permitted and regulated by Ordinance)

This application and agreement are required under Ordinance to permit and regulate sidewalk cafes or outdoor seating for food establishments on public property in locations where they are determined to be appropriate and to promote and protect the public health, safety, and general welfare of the community.

As defined in the ordinance outdoor seating/dining consists of an outdoor area operated by an existing restaurant or other food establishment which sells food or beverages for immediate consumption, located on a public sidewalk, or other public property, which is public through dedication or easement or public right-of-way that provides seating outside of an establishment for patrons and other persons, and contains readily removable tables, chairs, table umbrellas, railings, posts, planters, and other items. It is unenclosed by fixed walls and open to the air.

Applicant:

Name: _____

Permanent Address: _____

Telephone: _____

Email: _____

Establishment:

Business Name: _____

Type of Business: _____

Street Address: _____

Telephone: _____

Building: (written authorization required if other than applicant)

Owner's Name: _____

Address: _____

Telephone: _____

Email: _____

OWNER'S SIGNATURE: _____

Application Type (select one)

___ **Outdoor seating** - (does not provide waiter or waitress service or offer alcoholic beverages)

___ **Sidewalk Café** – (provides waiter, waitress service or counter service)

Requirements for Serving Alcoholic Beverages (skip this section if no alcohol will be served)

___ I have received approval by the Michigan Liquor Control Commission (MLCC) and have provided the Zoning Administrator with a copy of such approval.

___ Local approval resolution has been approved by the City Council.

___ I have provided a liquor liability policy or certificate of insurance naming the City of Gaylord as an additional insured.

___ I agree to continuously supervise outdoor seating areas serving alcoholic beverages.

___ I will maintain a barrier such as planters or a railing to physically separate patrons from pedestrian traffic and delineate the perimeter of a sidewalk café serving alcoholic beverages. All barriers used for sidewalk cafes serving liquor shall also conform to MLCC regulations.

___ I commit that all alcoholic beverages to be served at a sidewalk café will be prepared within the existing restaurant, and alcoholic beverages shall one be served to patrons seated at tables.

___ (M-32 and BL I-75 (Main Street and South Otsego Avenue) locations) I have reviewed MDOT regulations and I have applied for and received all necessary permits (copies attached)

ALL APPLICANTS:

___ I have provided the required Certificate of Insurance verifying worker’s compensation coverage* and general liability (naming the City of Gaylord as an additional insured) with minimum coverage of \$1 million per occurrence and \$2 million aggregate. The certificate must be from an insurer authorized to do business in the State of Michigan, and shall contain a clause requiring the insurer to give 10 days’ notice to the City of Gaylord prior to discontinuance of coverage.

___ I have reviewed MDOT regulations and I have applied for and received all necessary permits (copies attached. (applies to businesses located on M-32 and BL I-75 corridors only)

___ I will not permit outdoor seating/dining to interfere with the setup or operation of any special event permitted by the City.

*Proof of Workman’s Comp Insurance is required only for applicants providing outdoor service.

___ I agree that during the off-season (prior to March 15 and/or after November 7) to remove all tables, chairs, table umbrellas, railings, posts, planters, and other items associated with the operation of a sidewalk café or outdoor seating and store them inside of the building each night.

Equipment Requested:

(Describe: color, type, materials/construction of each) Tables, chairs, table umbrellas, railings, posts, planters and other items provided with the sidewalk café or outdoor seating shall be quality design, materials, and workmanship both to ensure the safety and convenience of users to enhance the visual and aesthetic quality of the area. Such equipment shall be routinely cleaned, painted, or replaced and may be inspected by the Zoning Administrator.

_____ Tables _____

_____ Chairs _____

_____ Table Umbrellas _____

_____ Railings _____

_____ Posts _____

_____ Planters _____

_____ Other Items (described) _____

My requested dates for outdoor operations is from _____ through _____, 20____ (limited to March 15 through November 7). This agreement expires on December 31, 20_____.

Signature: I hereby agree that all of the information I have provided is true and accurate, and I agree to comply with all the terms and conditions of the Ordinance and this permit application. I acknowledge that any lapse or violation of any of the listed requirements or violation of the Ordinance may result in my permit being suspended or revoked.

Applicant's Signature

Date

Approved: _____
Zoning Administrator

Date

City Clerk

Date

Conditions: _____

Denied: Permit is denied because of the following deficiencies: _____
