

# CITY OF ORINDA Out Door Dining Permit Application

Planning

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An outdoor dining use permit is required for any restaurant in the downtown commercial zoning district. The ministerial review process for the application is based on the quantitative regulations listed below. Failure to comply with the outdoor dining restrictions may result in the revocation of the outdoor dining permit.

#### **Submittal Requirements**

□ Fees Staff hourly rate charges. A deposit of \$1,500 will be

required before work commences.

10% General Plan Update surcharge fee: \$150

- Site Plan showing the following information, to scale
  - Property lines
  - Edge of pavement
  - Location of outdoor furniture

#### **Plans**

### Include all existing and proposed site structures including but not limited to:

- □ All property lines;
- □ All public and private roads;
- □ Edge of pavement
- □ All sidewalks (including curb cut and cross walk locations):
- □ Footprints of all existing structures (include entrances and exists):
- □ Location of all outdoor furniture with dimensions for all structures and the edge of pavement);
- □ Trunk location, drip-line and species type of all existing trees with a trunk diameter of six inches or greater measured 4 ½ feet above grade;
- Indicate all existing parking facilities and driveways;
- □ Indicate location and dimensions of existing retaining walls, fences, trash receptacles, planter boxes and trees

### The following regulations apply to all outdoor dining permit applications

- □ The operator shall furnish tables, chairs, umbrellas, and portable heaters (outdoor dining furniture) as necessary.
- Outdoor dining furniture shall not be secured to public streetlights, trees, or other furniture.
- No outdoor furniture may be located at a street intersection within a triangular area formed by the street curb lines and their projections and a line connecting than at points 40 feet from the intersection of the projected curb lines. In cases where curbs do not exist, the edge of street pavement shall be used for measuring purposes.
- Outdoor dining furniture shall meet the following standards:
  - Tables and chairs shall be made of a safe, sturdy, durable material such as wrought iron, wood, steel, or cast aluminum.
  - No plastic table or chairs and no vinyl tablecloths are permitted.
  - All tables and chairs shall be commercial grade and manufactured for outdoor commercial use.
  - Tables shall be square, rectangle or round to seat two to four people.
  - All furniture shall be properly maintained and cleaned regularly.
- □ No umbrella signage is permitted.
- ☐ At least 7 feet ground clearance shall be provided under umbrellas.
- u If portable heaters are used, they shall be located a minimum of 2 feet from the

pedestrian zone.

- □ The outdoor dining area shall be maintained in a clean and safe condition at all times.
- □ All ADA requirements shall be met.

## The following regulations apply to all outdoor dining permit applications for outdoor dining located in the Public Right-of-Way

- □ All requirements listed above must be met.
- □ Approval of a revocable encroachment permit per section 12.08 must be obtained.
- □ Furniture must be located immediately in front of the business it serves or shall have the consent of the business in which the outdoor dining area is abutting.
- □ Tables shall be fastened to the ground, in a manner acceptable to the City Engineer.
- □ Outdoor dining furniture, except for the tables, shall not be left in the public right-of-way during non-business hours.
- Outdoor dining areas shall remain on the same side of the pedestrian zone along public sidewalks not wide enough to accommodate outdoor dining areas on both sides of the pedestrian zones unless there is a 10 foot separation between dining areas.
- □ A two foot vehicle buffer zone between the curb and the outdoor dining area or the pedestrian zone shall be maintained.
- □ A minimum pedestrian zone of 4'-6" shall be maintained.
- Outdoor dining areas shall not cause the pedestrian zone to encroach into the radius of a door swing.
- Outdoor dining furniture shall not encroach into the vehicle buffer zone or the pedestrian zone.

I have read and understand the take-out restaurant regulations and acknowledge that failure to comply with the above mentioned regulations may result in the revocation of the take-out restaurant permit.

Signature of Owner or Tenant	Date
Printed Name of Owner or Tenant	
Business Name	Business Address in Orinda
Orinda Planning Department	 Date