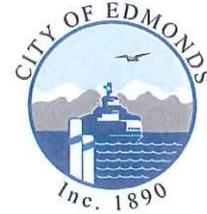


City of Edmonds

Development Information



Bistro Sidewalk Dining

Street Use Permit

Bistro Dining located in the Right of Way is regulated under Edmonds Community Development Code (ECDC) Chapter 18.70 Street Use and Encroachment Permits, and Chapter 17.70.040 Bistro and Outdoor Dining.

Bistro Dining: A regulated Bistro Dining area is portion of the public right of way located adjacent to the frontage of a food or beverage service establishment where table service is provided and alcohol may be served exclusively to patrons of said establishment.

Exempt: *Chairs, tables etc. in right of way available to the general public are not regulated under the Bistro Dining code.*

BISTRO DINING FEES:

Street Use Permit:	\$85 + \$15 City Surcharge - <u>One Time Fee</u>
Monthly Right of Way Use Fee:	\$0.50 per sq. ft. x 12.84% (leasehold tax)
Annual Permit Renewal Fee :	\$30 -Payable each year by January 15 th .

***For Seasonal Use:** Monthly Right of Way Use fees shall only be paid for months of actual use if the following conditions are met:

- A Street Use permit for Bistro Dining has been issued, permit fees paid.
-
- Annual Street Use Renewal fees paid.
-
- A current copy of a certificate of insurance is on file
-
- Written notice is provided to the City 30 days (minimum) prior to first month of use.
-
- Monthly fee is paid to the City 30 days (min) prior to first month of seasonal use.
-
- Written notification is provided to the City 30 days (min) prior to the first day of the last month of seasonal use.

An example of how the seasonal fees would apply is provided on page three of this handout.

SUBMITTAL REQUIREMENTS:

1. Completed Street Use application.
2. Three (3) copies of an elevation view showing business frontage, and area of proposed bistro dining use, all existing structures (signs, street lights, fire hydrants etc.), and road and/or sidewalk details (i.e. driveways, alleys, ramps, curbing, planters, etc.) within 15 ft of area of proposed use.
3. Three (3) copies of scaled plan (aerial view) showing objects (table, chairs, planters, etc.) to be placed within bistro dining area.
4. Three (3) copies of scaled detail (elevation view) of proposed barrier. Include manufacturer specifications and/or photos if available.
5. If liquor is served in the bistro dining area, then applicant must submit copy of approval from the Washington State Liquor Control Board.
6. Copy of Certification of Insurance.
 - a. City of Edmonds requires insurance coverage of a minimum of \$300,000, Personal Injury and \$100,000 Property Damage.
 - b. City of Edmonds must be named as an additional insured.
 - c. Name of business and address of location of use must included on certificate.

REVIEW CRITERIA:

Bistro Dining proposals shall be reviewed for compliance with Street Use permit requirements and the conditions outlined below:

1. The applicant shall be the owner or occupant of the adjacent property and operate a food service establishment on this property.
2. Bistro dining area shall be limited to portion of the sidewalk directly adjacent to business frontage.
3. Tables shall only be served from within the stanchioned area.
4. Bistro dining area shall be defined using moveable stanchions with an overall minimum height of 36" connected with roping. A picture or manufacturer specifications of proposed barriers shall be submitted for Engineering Division approval.
5. There shall be a single opening through the barrier for customer entry.
6. Clear pedestrian passage of a minimum of 5ft in width shall be provided and maintained at all times.
 - a. Pedestrian passage shall be measured from the outermost edge of any temporary objects or barriers .
 - b. Pedestrian passage on sidewalks shall be measured from sidewalk edge (not including curb) panel.
 - c. Clear zones shall not include any curbing, planting strips, or ramps.

7. Bistro dining area shall be located a minimum of 5ft from alleys, bus zones, handicap parking zones, commercial loading zones, and other similar traffic areas.
8. The use conforms with all requirements of ECDC Section 17.70.040 Bistro/Outdoor Dining.
9. Area shall be maintained free of litter by applicant including windblown litter over surrounding area in accordance with RCW 70.93.060.
10. All furniture and barriers shall be of a temporary nature and shall not be bolted or in any other manner permanently affixed to the sidewalk or building.
11. Barriers shall be removed from right of way at the end of each business day and anytime the business is not open.
12. All furniture projecting more than 36 inches in the right of way shall be removed at end of each business day and anytime the business is closed.

Please see **Handout E#26 Street Use** for additional information.

Seasonal Fee Example:

Proposal: To offer a bistro dining space of 100ft on the sidewalk in front of the restaurant between May 1st to Sept 30th.

- ✓ *Submit application for Street Use permit with the additional Bistro Dining requirements. Pay initial permit fee of \$100 with approved permit*
- ✓ *No later than April 1st (one month before opening) submit written notice of opening in May with payment of the monthly fee \$56.42 (\$.50 x 100sf x 12.84%) to the Engineering Division.*
- ✓ *Pay \$56.42 by the 1st of June, July, August, and September to the Engineering Division.*
- ✓ *No later than August 30th (one month before closing) submit written notice of closing in September to the Engineering Division.*
- ✓ *Pay annual fee of \$30 by January 15th of each year to keep permit valid*

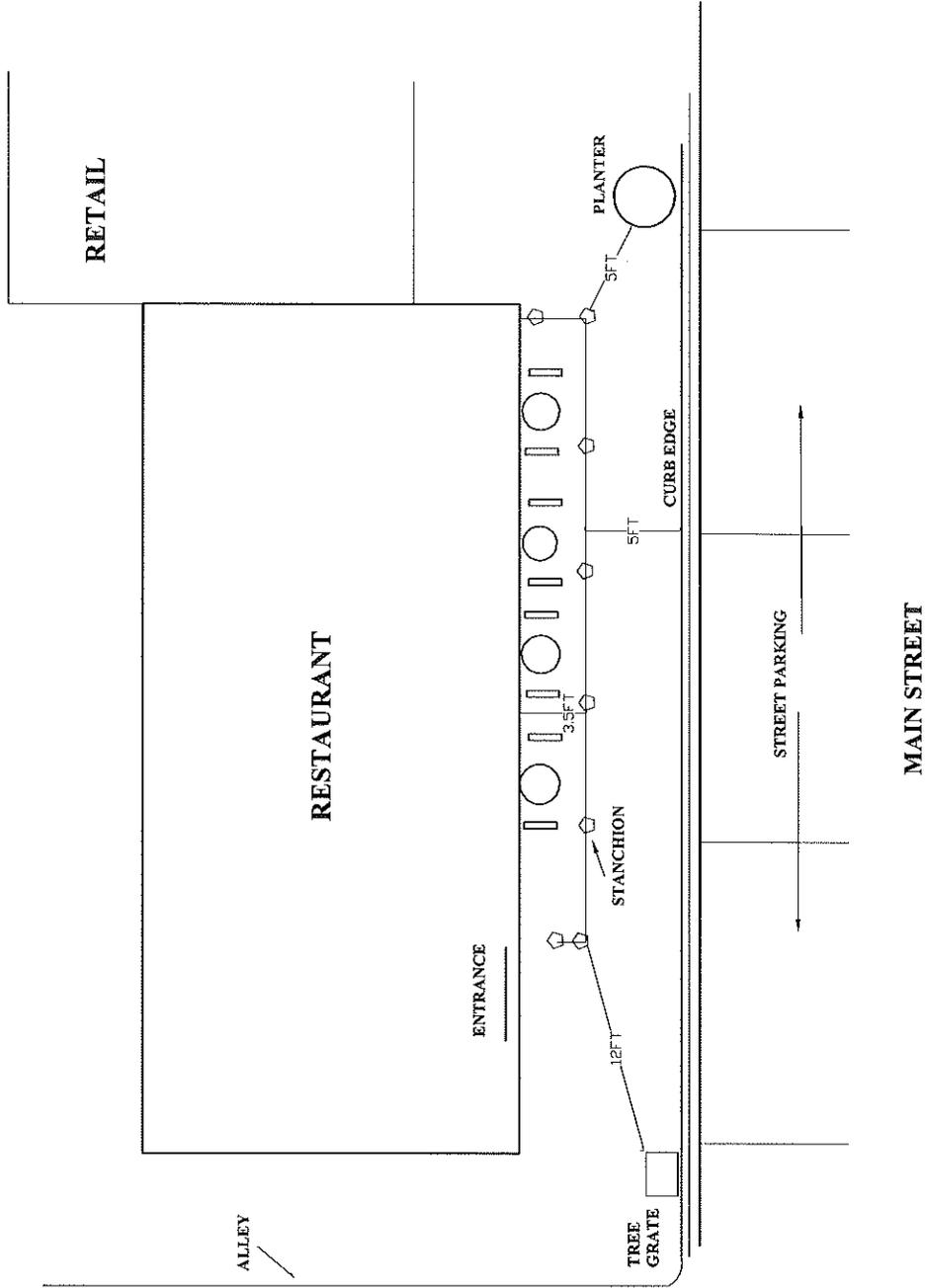
Attachments:

Example Bistro Dining Site Plan
Example Bistro Dining Elevation Sketch
Stanchion Detail

Note: This information should not be used as a substitute for City codes and regulations. The Edmonds Community Development Code (ECDC) may be viewed at www.edmondswa.gov. The applicant is responsible for ensuring compliance with the fees and regulations that are applicable at the time of submittal. If you have a specific question about a certain aspect of your project, please contact the Engineering Division at 121 Fifth Avenue North, (425) 771-0220. Please note that other local, state, and/or federal permits or approvals may be required.

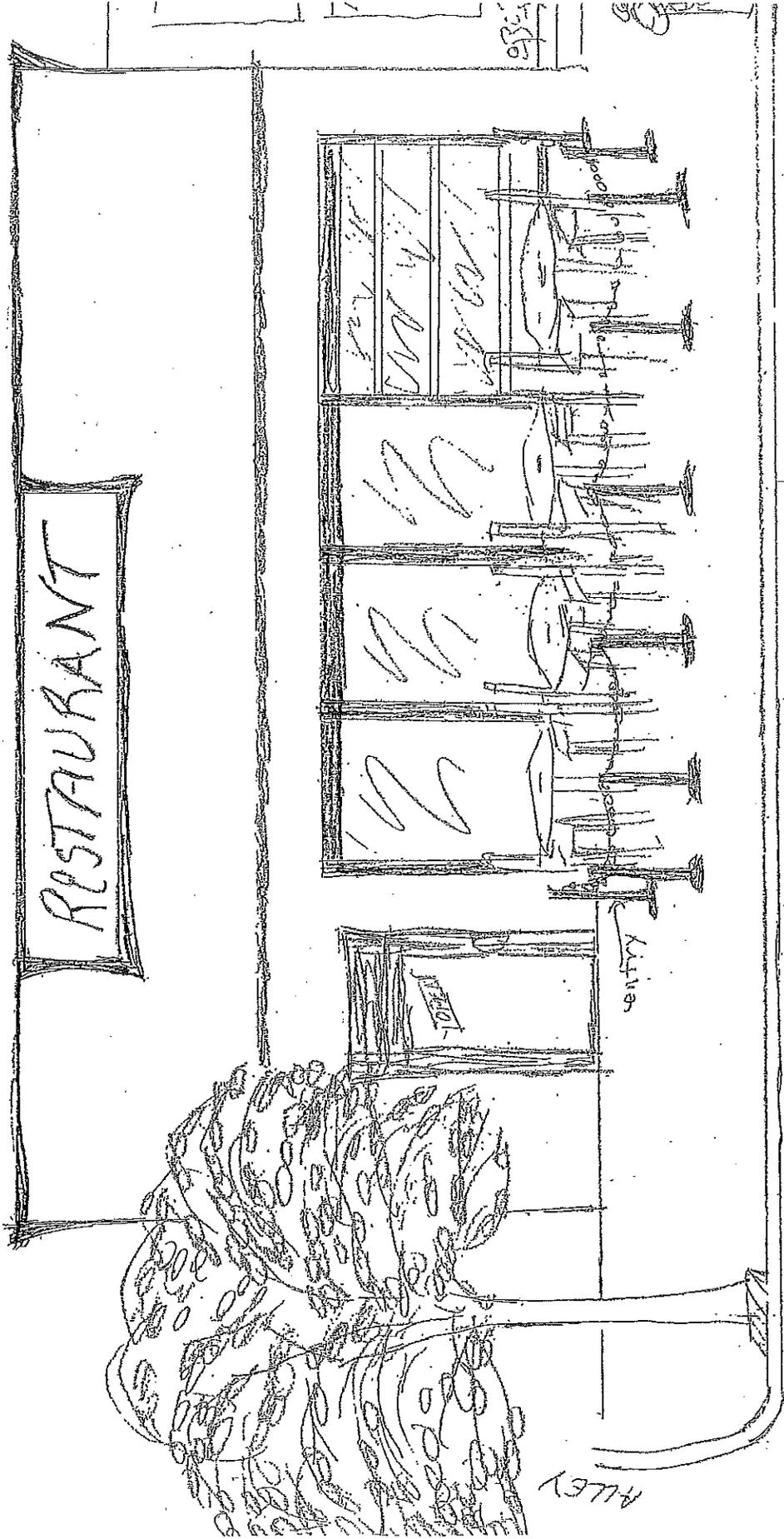
EXAMPLE BISTRO DINING SITE PLAN

RESTAURANT
123 MAIN ST.
OWNER: MR. BEAN
PHONE: 425-XXX-XXXX
DATE: 5-15-12



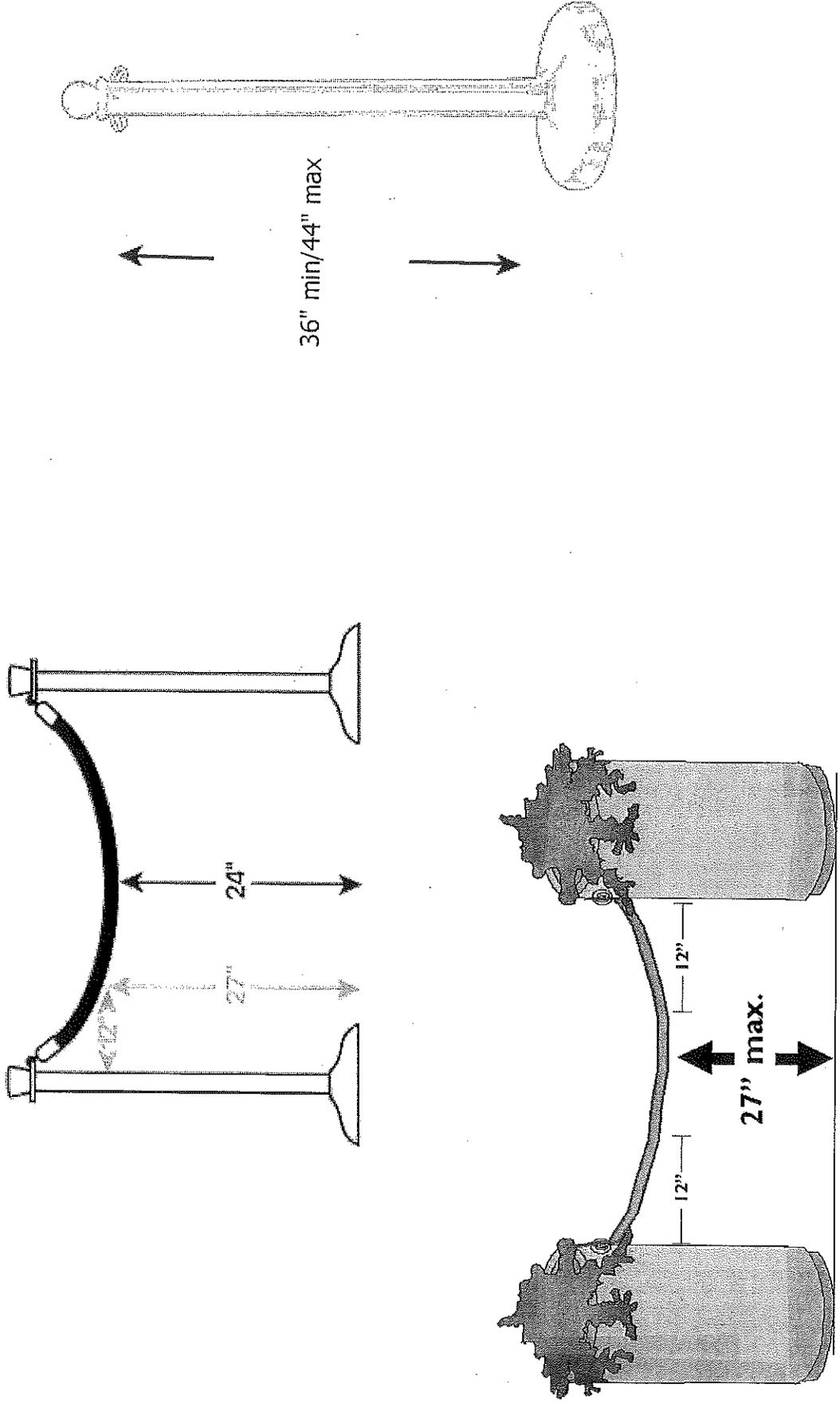
**EXAMPLE
BISTRO DINING
ELEVATION SKETCH**

RESTAURANT
123 MAIN ST.
OWNER: MR. BEAN
PHONE: 425-XXX-XXXX
DATE: 5-15-12



NOTES:
OVERALL HEIGHT SHALL BE MIN 36"/MAX 44"
BARRIERS SHALL BE REMOVABLE DAILY
NO PERMANENT ATTACHMENTS (NO SCREWS IN S/W, ETC)

BISTRO DINING BARRIER DESIGN REQUIREMENTS



NOTES:
OVERALL HEIGHT SHALL BE MIN 36"/MAX 44"
BARRIERS SHALL BE REMOVABLE DAILY
NO PERMANENT ATTACHMENTS (NO SCREWS IN S/W, ETC)