

**Application for Encroachment Permit - Outdoor Dining Facilities**  
**Municipal Utilities & Engineering Department**

I/We hereby request permission to place, operate and maintain outdoor dining facilities within the City of Redlands public right-of-way at the following location:

Address: \_\_\_\_\_

Cross Streets: \_\_\_\_\_

Assessor Parcel Number: \_\_\_\_\_ Zone: \_\_\_\_\_

Number of Tables: \_\_\_\_\_ Number of Chairs: \_\_\_\_\_

**PROPERTY OWNER**

**BUSINESS OWNER**

Name: \_\_\_\_\_

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_

Phone: ( ) \_\_\_\_\_

Phone: ( ) \_\_\_\_\_

**PERMIT TYPE and FEE:**     **New @ \$186**                       **Annual Renewal @ \$91**

I/We hereby agree to abide by all terms and conditions established by the City of Redlands for the placement of dining tables and chairs within the public right-of-way.

Authorized Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**The following information shall be submitted with this application:**

- A scale diagram of the outdoor dining area depicting the location of all proposed table and chairs, and existing sidewalk, edge of street, curb and gutter, utility facilities including, but not limited to power poles, street lights, fire hydrants, utility boxes, street signs, street trees, planters, mailboxes, etc.
- A Hold Harmless Agreement signed by the applicant/business owner. (Form attached)
- An application fee payable to the City of Redlands.

<b>***** FOR OFFICIAL USE ONLY *****</b>	
Diagram Received: _____	Checked by: _____ Date: _____
Hold Harmless Agreement Received: _____	Date: _____
Fee Received: _____ Amount: \$ _____	Check No. _____ Date: _____
Comments: _____	
Supplemental Conditions Required: _____ Yes _____ No. Type _____	
Application: _____ Approved _____ Disapproved _____ Returned For: _____	
By: _____, Municipal Utilities & Engineering Director Date: _____	

CITY OF REDLANDS - MUNICIPAL UTILITIES & ENGINEERING  
STANDARDS AND SPECIFICATIONS  
OUTDOOR DINING FACILITIES  
WITHIN PUBLIC RIGHT-OF-WAY

No person shall place, operate, maintain or utilize any obstruction in public right-of-way, including tables and chairs used for outdoor dining and other such uses, until an application, therefor, has been filed with and approved by the Municipal Utilities & Engineering Department.

Application shall be made on the form prescribed by the City of Redlands. The application shall include the following information:

- The location of the outdoor dining area including street address, cross streets, Assessor Parcel Number and zone. The number of tables and chairs proposed shall also be included.
- The name, address and phone number for both the property owner and the business owner requesting the outdoor facilities.
- A scale diagram of the outdoor dining area depicting the location of all proposed tables and chairs, and existing sidewalk, edge of street, curb and gutter, utility facilities including, but not limited to, power poles, street lights, fire hydrants, utility boxes, street signs, street trees, planters, mailboxes, etc.
- A Hold Harmless Agreement signed by the applicant/business owner. The form will be provided by the City.
- The appropriate application fee payable to the City of Redlands.

The applicant shall comply with all applicable provisions of Chapter 12.16 of the Redlands Municipal Code.

The following standards shall apply for the placement of tables and chairs in public right-of-way:

- Tables and chairs shall not be permanently attached within the public right-of-way.
- A minimum of 6'-0" clearance shall be provided as a through paved walkway for pedestrians. This clearance shall be measured at right angles from the face of the curb or edge of obstruction to the edge of the seating area. Obstructions within the right-of-way include, but are not limited to power poles, street lights, fire hydrants, utility boxes, street signs, street trees, planters, mailboxes, etc. The seating area is defined as that area in which tables and chairs are placed, and in which patrons are seated including the placement of a person's arms, legs and feet.
- The seating area shall be located so as to not cross a lot line extended into the street right-of-way. On corner properties a setback of 5'-0" shall be maintained from cross street and alley right-of-way lines extended.
- The applicant shall be responsible for ensuring tables and chairs are placed and maintained in the approved locations. This shall include but not be limited to maintaining appropriate sidewalk widths (4'-0" minimum) at all times and not blocking ADA access on sidewalks or into buildings.
- The permittee shall be responsible for providing covered trash containers and for maintaining the outdoor dining area, including the sidewalk surface, furniture, and adjacent areas in a clean and safe condition.
- The permit shall be good for one year from the date of issuance, and must be renewed annually.
- The permit shall be revocable at any time by the Public Works Director or his designee.

Failure to comply with these standards and specifications may result in revocation of this encroachment permit, in accordance with Section 12.16.240 of the Redlands Municipal Code.

## HOLD HARMLESS AGREEMENT FOR ENCROACHMENT PERMIT

In addition to the indemnification requirement of Section 12.16.470 of the Redlands Municipal Code, I/We, \_\_\_\_\_, applicant/owner(s) of the business located at \_\_\_\_\_, agree to defend, indemnify and hold the City and its elected officials, officers and employees free and harmless from any loss, cost or liability (including, without limitation, liability arising from injury or damage to persons or property, including wrongful death and workers' compensation claims) which result from (a) any actions of applicant/owner(s) which arise from applicant/owner's compliance with its obligations for the issuance of this encroachment permit, and (b) any failure on the part of the applicant/owner(s) to take any action which applicant/owner(s) is/are required to take by this encroachment permit or any applicable federal, state and City laws, and (c) any claim or action which results from any willful or negligent act or omission of applicant/owner(s).

Included in the scope of the foregoing indemnifications shall be all damages and claims for damages which are suffered or alleged to have been suffered by reason of the matters which are the subject of the applicable indemnification and all of the associated legal fees and court costs.

Applicant/owner(s): \_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_