



PALMDALE
a place to call home

Case No.: _____

**Temporary Outdoor Dining Expansion
Application**

APPLICANT:

Name: _____
Business: _____
Email: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone No.: (____) _____

APPLICANT'S AGENT OR REPRESENTATIVE:

Name: _____
Company/Business/Firm: _____
Email: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone No.: (____) _____

PROPERTY OWNER:

Name and Email: _____
Contact Person: _____
Address: _____
City: _____ State: _____ Zip: _____
Telephone No.: (____) _____

TEMPORARY OUTDOOR DINING EXPANSION APPLICATION

Address: _____
City: _____ State: _____ Zip: _____
Assessors Parcel Number: _____

THIS REQUEST TO SERVE? (PLEASE CHECK AS APPLICABLE):

_____ Shopping Center/Multiple Restaurants (multiple applications may be required)
_____ Single Restaurant

AREA OF EXPANSION:

_____ Sidewalk
_____ Off-Street Parking lot
_____ Other(describe): _____

PROJECT DESCRIPTION (INCLUDE LOCATION OF EXPANSION AREA): _____

Maximum Dining Occupancy (prior to COVID-19): _____

Square Footage of Dining Area (prior to COVID-19):

Indoor: _____

Outdoor (if applicable): _____

PLEASE NOTE:

- The occupancy of the proposed dining area shall not exceed the original maximum occupancy of the business prior to COVID-19.
- The allowable square footage of the proposed temporary outdoor dining area shall not exceed 25% of the combined indoor and outdoor (if applicable) dining area prior to COVID-19.

Will alcohol be served: _____ Yes* _____ No

PLEASE NOTE:

- * Applicant must have a pre-existing CUP with the City of Palmdale to serve alcohol and all alcohol service must comply with the Department of Alcoholic Beverage Control (ABC) guidelines.

INDEMNIFICATION:

To the fullest extent permitted by law, the Applicant agrees to indemnify the City of Palmdale, its officers, employees, agents, volunteers, and elected and appointed boards for any loss, claim, demand, cause of action, cost, expense, damage, obligation or liability which arises out of or is in any way connected with the temporary expansion of outdoor seating under this program, including any acts or omissions, willful misconduct or negligent conduct, whether active or passive, on the part of the Applicant, its officers, volunteers, employees, guests, attendees or agents and regardless of any acts, omissions or negligence (whether active or passive) of any person or entity indemnified hereunder. At its own expense, the Applicant shall defend any suit, claim or action against the City of Palmdale, its officers, employees, agents, volunteers, and elected and appointed boards founded upon such loss, claim, demand, cause of action, cost, expense, damage, obligation or liability. The Applicant shall indemnify the City of Palmdale, its officers, employees, agents, volunteers, and elected and appointed boards, and save them harmless from any and all loss, damage, costs, expenses and attorney's fees suffered or incurred on account of any breach of the aforesaid obligations and covenants, and any other provision or covenant of this Application.

AFFIDAVIT

I declare under penalty of perjury that the foregoing is true and correct.

Executed at (city) _____, California, this _____ day of _____, 2020.

(Signature) _____ (Date)

**Temporary Outdoor Dining Expansion
Consent Statement**

A Consent statement is required for a Temporary Outdoor Dining Expansion Application when the proposed outdoor dining area is on property not owned by the applicant.

I, _____ (Property Owner/Manager Name), the legal property owner/manager at _____ (Applicant Address including suite, if applicable), Palmdale, CA, hereby acknowledges, consents to, and supports the use of the area proposed in the Temporary Outdoor Dining Expansion Application.

I, _____ (Applicant Name), hereby declare that I am the legal business owner/operator or property owner at _____ (Applicant Address including suite, if applicable), Palmdale, CA, and am authorized to pursue said Temporary Outdoor Dining Expansion Application and agree to comply with all conditions stated in any approval document of the City.

Signature of Property Owner/Manager _____

Date: _____

Signature of Applicant _____

Date: _____

Temporary Outdoor Dining Expansion Instructions

This application process is intended to accommodate additional temporary seating area(s) for businesses with food service during the COVID-19 operational restrictions. Please follow these instructions to prepare your submittal. Once you have electronic versions of your materials, follow the steps below to submit your application. Upon filing of the application, the applicant may begin exercising privileges in the temporarily authorized area.

1. Application: Please complete all sections of this Application and Consent Statement (if applicable) and submit the following information to the Planning Division, 38250 Sierra Highway, Palmdale, CA 93550 (661) 267-5200 / planningdiv@cityofpalmdale.org.
2. Filing Fee: No Filing Fee
3. Submit electronic copies of the following (minimum 8 ½" X 11"):
 - Site Plan: Depict the location of the tenant space and proposed dining area(s) relative to the overall site, property lines, other buildings/suites, parking spaces and drive aisles, streets, slopes, and sidewalks.
 - Outdoor Dining Area Plan: Include table/chair locations, other seating areas, separation between seating areas, canopy covers, location within a sidewalk area, outdoor heaters, parking spaces used, paths of travel, and location and type of enclosure around designated dining area.
 - If applicable, copy of necessary permit(s) as required by the California State Department of Alcohol and Beverage Control (ABC). Information on ABC's Regulatory Reliefs and required permit(s) can be found at <https://www.abc.ca.gov/law-and-policy/coronavirus19/>.
4. Supplemental Information: During evaluation, additional information may be requested.

CRITERIA

For businesses to qualify for a no-fee Temporary Outdoor Dining Expansion, the applicant and applicant's proposed outdoor dining area must meet the following criteria:

- Comply with all applicable Governor's Executive Orders.
- Comply with all applicable Los Angeles County Health Officer Orders.
- Comply with all applicable Los Angeles County Environmental Health regulations.
- Comply with any relevant Department of Alcoholic and Beverage Control (ABC) regulations.
- Comply with all applicable Federal, State, and local laws, ordinances, codes, regulations and requirements.
- Comply with all physical distancing requirements as required by the Los Angeles County Public Health Department.
- Businesses are required to maintain compliance with the Americans with Disabilities Act (ADA). Accessible parking spaces for the disabled shall always be kept open and accessible for use.
- Exits must not be blocked or enclosed.
- Fire lanes must be kept clear and accessible. Businesses must not block fire lanes or fire hydrants.
- Designated areas for loading or deliveries must be free and clear so that traffic is not impeded.
- Transit stops must be kept clear and accessible.
- Agree to comply with all Temporary Outdoor Dining Expansion requirements and related conditions of approval.
- All temporary outdoor dine-in areas must be enclosed by temporary barriers or delineations for safety of individuals within the temporary area.