

Sidewalk Use Area and Parklet Amendments

Ordinance
Amendments

City Council
June 21, 2022



Current Sidewalk License Program

Type A

- *Applicant:* Owner or Lessor of Establishment
- *Establishment:* Food and Alcohol Service
 - *Clear path:*
 - Min 5' from back of curb
 - *Barrier:*
 - Fences 36" tall around use area
 - *Letter of Suitability or CoA*

TYPE B

- *Applicant:* Owner or Lessor of Establishment
- *Establishment:* Food Service
- *Clear path:*
 - Min 5' from back of curb
- *Barrier:*
 - Fences min 36" tall around use area
 - Bench or barrier min 20" max 42"
 - Living screen not acceptable
- *Letter of Suitability or CoA*

Sidewalk Use License Zone



Similar Programs- Sidewalk Cafes

LOCATION	FEES	ENCLOSURE REQUIREMENTS	ELIGIBLE BUSINESSES	TERM LENGTH
Dallas	<ul style="list-style-type: none"> • \$100 ap fee, \$75 recording fee; • \$200/year 	<ul style="list-style-type: none"> • Fence max 36" • no chains or bollards • planters okay with <27" spacing 	Restaurant or food sales	1 year
Ft. Worth	<ul style="list-style-type: none"> • Fence permit fee; • \$150 annual renewal 	<ul style="list-style-type: none"> • Only temp barrier <=36" 	Restaurant with food prep, sanitation related services	1 year
Austin	<ul style="list-style-type: none"> • \$100 app and \$200 annually /1-5 years • OR • \$425 app and \$200 annually lifespan of business 	<ul style="list-style-type: none"> • W/Alcohol - minimum two end-cap barriers • Min 36" tall • Rigid fencing and planters • If no alcohol – may just be tables and chairs 	Restaurant or food sales	1-5 years or life of business

Sidewalk Patios



Watters Creek – Allen, TX



San Jacinto Plaza – Rockwall, TX

- ❖ Unique environments
- ❖ Gathering areas
- ❖ Relaxation & reflection
- ❖ Memorable spaces

Sidewalk Cafes

- ❖ Expanding dining areas
- ❖ Engaging public space
- ❖ Activating pedestrian use of more public spaces



Square Burger, Kentucky & Virginia Streets

Proposed Changes – Sidewalk Use Areas

- ❖ Expand enclosure options for sidewalk use areas
- ❖ Create new sidewalk patio areas for non-food-oriented businesses
- ❖ Modify clear sidewalk dimensions
- ❖ Allow dogs in sidewalk cafe and patio areas
- ❖ Allow limited use of sidewalks for display without a permit

Proposed Fee Changes – Sidewalk Use Areas

- ❖ Increase fees
 - ❖ Agreement Fee of \$1/sf of licensed space not to exceed \$600 per 2-year term.
 - ❖ One-time application fee of \$100 for new applications & redesigns
- ❖ 2-year terms

Proposed Fee Changes – examples

			Sidewalk Use Fees			
	Size	Market Rate*	Current	Proposed		
	SF	@\$18/sf	License	Application (1x)	License @ \$1/sf per 2-yr	Total 2yr term
Patio A	64	\$1,152	\$10	\$100	\$64	\$164
Patio B	360	\$6,480	\$10	\$100	\$360	\$460
Patio C	864	\$15,552	\$10	\$100	\$864	\$700

* Market rate based 21/22 estimates provide by Main Streets for properties off the Downtown Square

Proposed Changes – Parklets

- ❖ Clarify procedures
- ❖ Create a license term
- ❖ Define renewals for parklets

