

# Outdoor Dining Ordinance Adoption



Diana Langley, Public Works Director July 6, 2021

#### Background

#### - August 2008:

City Council approved a resolution which included outdoor dining design standards along Plumas Street

#### May 2017

Sopa Thai sidewalk dining approved by City Council

#### **March 2020**

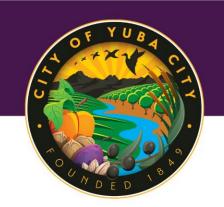
Outdoor Dining Policy allowed for expanded use during the COVID-19 pandemic

#### June 2021

Planning Commission initiated an adoption of the Outdoor Dining Ordinance and recommended the item to City Council

### Outdoor dining would be permitted subject to the following parameters:

- An over-the-counter application for ministerial approval of an administrative permit
- Review would include pedestrian and vehicle access and safety
- Outdoor dining space of up to 1,000 square feet. Larger spaces will require a conditional use permit and Planning Commission review
- The space must be located within 30 feet of the business





Pete's Brewhouse



Sopa Thai

- Operations must be consistent with the hours of operation for the existing business, and must be between the hours of 7:00 am to 10:00 pm (11:00pm on Thursday, Friday, and Saturday if 400 feet or more from a residential district)
- No additional parking requirements if standards are met
- Site furnishing design review, including materials and lighting
- Requirements for site cleanliness and public health compliance

- Semi-permanent structures, facilities, fixtures or buildings may be allowed in a portion of the public right of way (i.e., sidewalk area) upon approval. Permanent structures only allowed through separate review via applicable building codes
- Obligations to repair and maintain use of public right of way, and to provide protection for City interests and immediate access for public utility and related uses





**Sutter Buttes Brewery** 



El Zarape Restaurant

- Compliance with all applicable federal, state, and local laws, including the Building, Fire, and Electrical Codes; Americans with Disabilities Act (ADA) regulations; California Department of Alcoholic Beverage Control (ABC) regulations; regulations governing the sale and service of food and beverages to the public; and nuisance and threat to public health and safety prohibitions
- Mechanisms to ensure compliance, including suspension, termination, and revocation proceedings.

### Community Engagement

- Coordinating with the Yuba Sutter Chamber of Commerce and Downtown Business Association regarding outreach to local businesses.
  - Social Media engagement
  - Mailer notices

#### Recommendation



- A. Conduct a Public Hearing, and then
- B. Introduce by title only an Ordinance to update the Yuba City Municipal Code to allow for continued use of Outdoor Dining by adding Article 49, Chapter 5 of Title 8, and amending Section 8-5.6102 of Article 61 of Chapter 5 of Title 8, of the Yuba City Municipal Code and waive the first reading.

#### Questions?

