



OFFICE USE ONLY	
DATE FILED:	_____
INITIALS:	_____
ADVERSE:	Yes No
LP:	_____ CC: _____

OUTDOOR DINING AREA

CLK099 (rev. 11/17)
CITY ORDINANCE 5.046

Fee: \$150.00 Expires: December 31, _____

PLEASE NOTE: Upon initial application and renewal of and renewal of an Outdoor Cafe Area Permit, an Applicant shall not have their application approved when the Applicant's business has accumulated fifty (50) or more demerit points under Section 10.063 D. (of the Code of General Ordinances). **In accordance with Section 10.076 J.3.f, cabaret licensed activities are prohibited.**

Licensee: _____ District #: _____
CORPORATION, PARTNERSHIP, OR INDIVIDUAL

Trade Name: _____ Trade Address: _____
STREET ZIP

Contact Person: _____
FIRST M.I. LAST

Phone: _____ Email: _____
(Correspondence Will Be Via Email If Address Is Given)

1. Complete "Attachment A" List of Adjacent Businesses. **Attached** **N/A**
(If Dining Area Will Extend In Front Of Adjacent Business).
2. Provide Specifications if the outdoor dining area is the subject of permanent improvements.
 Attached **N/A** (If Applicable, Must Obtain A Street Encroachment Agreement From Public Works)
3. The applicant is operating as a restaurant where the sale of Alcohol Beverages account for less than fifty (50%) percent of the establishment's gross receipts. **Yes** **No** (If No, The Applicant Does Not Qualify For This License)
4. Complete "Attachment B" Description of Appurtenances AND provide pictures. **Attached** **Pictures**
5. The Business must be in one of the following Zoning Districts: **B-1 B-2 B-3 B-4 (Circle One)**
(If Not, The Applicant Does Not Qualify For This License)
6. Complete "Attachment C" Indemnity to Hold Harmless. **Attached**
7. Operational Plan: Hours: _____ Days: _____ Months: _____

The Outdoor Dining Area's operating hours must be consistent with the operating hours of the associated business. If located adjacent to a Residential Zoning district: must be closed from 10:00 PM TO 7:00 AM.

8. Planned Capacity: _____ Lighting and Signage Plan: **Attached** **N/A**

9. Attach a Scaled Site Plan and at least 2 pictures. **Site Plan** **Pictures**

*SEE ATTACHED "SITE PLAN SAMPLE" OR CONTACT COMMUNITY DEVELOPMENT & INSPECTIONS AT 262-653-4032 TO SCHEDULE AN APPOINTMENT FOR ASSISTANCE.

10. Provide proof of Certificate of Liability Insurance. **Attached**

11. The Certificate of Liability MUST list:

City of Kenosha as Additional Insured **Notification of at least 20 Days in Advance of Cancellation**
(Must be stated on certificate or the cancellation policy notice must be attached to certificate)

12. Does the Outdoor Dining Area extend beyond the frontage of the business? **Yes** **No**

If yes, attach a written statement signed by the owner(s) and tenant(s) of an adjacent business fronting the street approving the placement of the Outdoor Dining Area in front of their business. Attach this statement to "Attachment A". **Attached** **N/A**

READ CAREFULLY BEFORE SIGNING: Under penalty provided for by law, the undersigned states that each of the above questions has been truthfully answered to the best of his/her/their knowledge. (Individual applicants and each member of a partnership must sign; designated corporate officers must sign.)

Individual/Partner/Member Signature Date

Partner/Member Signature Date

VERIFICATION BY COMMUNITY DEVELOPMENT & INSPECTIONS:	
Zoning Classification: _____ Does the property abut a property zoned RR-1, RR-2, RS-1, RS-2, RS-3, RD, AG-1, RG-2, RM-1, RM-2 OR IP? <input type="checkbox"/> Yes <input type="checkbox"/> No. If Yes, Applicant Does Not Qualify To Extend Operating Hours.	
The outdoor area has a boundary:	
<input type="checkbox"/> within 750 ft of any <u>residentially zoned</u> property. <i>Amplified music/sound is allowed in outdoor area 10:00 AM to 10:00 PM.</i>	
<input type="checkbox"/> greater than 750 ft of any <u>residentially zoned</u> property. <i>Amplified music/sound is allowed in outdoor area 10:00 AM to 1:00 AM (or earlier in accordance with the closing time of the outdoor area).</i>	
Recommendation:	
_____ _____ _____	
_____ CDI Staff Member Signature Date	

"ATTACHMENT B"

DESCRIPTION OF APPURTENANCES

OUTDOOR DINING AREA
CITY ORDINANCE 5.046

Licensee Name

According to §5.046 of the Code of General Ordinances, the applicant must provide a detailed description of all cafe appurtenances to be located within the Outdoor Dining Area, identifying the materials with which they are constructed together with photographs. They shall be of such construction and quality such that they are consistent with the business/neighborhood district. "Dining Appurtenances" shall mean tables, chairs, planters, barriers, railings, walls, signs, benches, waste receptacles, umbrellas and heaters.

Pictures Attached

Individual/Partner/Member Signature Date

Partner/Member Signature Date

“ATTACHMENT C”

INDEMNITY AND HOLD HARMLESS AGREEMENT

OUTDOOR DINING AREA
CITY ORDINANCE 5.046

Licensee Name

Applicant, in consideration of having the City of Kenosha, Wisconsin grant this application, herein and hereby agrees to indemnify and hold harmless the City of Kenosha, Wisconsin and its officers, employees and agents against any and all losses, claims, damages, costs, expenses, judgments, awards, attorney fees, or settlements which they may incur as a result of use of the public right-of-way or Major Street Setback Area for the Outdoor Dining Area which is the subject of this agreement.

Individual/Partner/Member Signature

Date

Partner/Member Signature

Date

City of Kenosha
 Outdoor Dining Area
 Site Plan Sample

Adjacent Public Street

