

Subject:	Outdoor Dining Policy	Policy #:	BLDG: 20-002
Order:	COVID-19 Emergency Order Related to Outdoor Dining	Latest Policy Revision:	August 27, 2020

Index:

- **Purpose**
- **Definitions**
- **Tent/Outdoor Dining Policy**
- **Consumes Fire Department Policy**

1. Purpose:

The purpose of this policy (Policy) is to provide clarification for the City of Elk Grove requirements related to commercial outdoor dining on private property in response to the City Manager's Emergency Order related to outdoor dining dated May 21, 2020. This Policy will expire when the emergency order is rescinded.

2. Definitions:

"Tent" means a structure, enclosure, umbrella structure or shelter, with or without sidewalls or drops, constructed of fabric or pliable material supported in a manner except by air or the contents it protects [(2019 California Building Code (CBC)].

3. Tent/Outdoor Dining Policy:

The requirement to obtain a Temporary Use Permit, Building Permit or Design Review approval for outdoor dining on private property is suspended during the pendency of the local emergency, subject to the following requirements:

- No permanent item or structure may be installed in association with outdoor seating provided under this Policy.
- Tents and their spaces shall be in compliance with the California Building Code Part 2 Volume 1 of 2, Title 24.
- Dining tables shall be placed in a manner that observes six-foot (6'-0") social distancing between groups of customers. Customers in the same household dining together are counted as one group and are exempt from this requirement while sitting at the same table(s).
- A minimum four (4' 0") foot wide path of travel shall be provided and maintained along all pedestrian walkways from the public right-of-way and/or parking lot to all public building entrances. No outdoor use may obstruct this required pedestrian clearance in any manner, regardless of the width of the sidewalk.
- A minimum of 5% of the overall tables installed to be on an accessible path of travel with a maximum table height of 34" (CBC 11B-902).
- Tent to be properly anchored per the manufacturer's installation requirements.
- Hours of operation for outdoor dining on private property uses shall coincide with the hours of operation for the corresponding business with which the outdoor use is granted.
- All forms of speaker amplification associated with the outdoor dining provided under this Policy shall be prohibited.
- Temporary signage may be utilized to designate the use of private property for outdoor dining.
- Restaurants shall comply with all applicable State and County laws and regulations pertaining to outdoor dining (including but not limited to sale and consumption of alcoholic beverages) under this provision.
- Permanent electrical wiring for tent lighting is prohibited.
- Mechanical units for conditioning the outdoor space are prohibited.
- Obtain a fire department permit as outlined below.

4. Consumes Fire Department Policy:

Cosumnes Fire Department (CFD) requirements for Tents and outdoor dining are as follows:

- No permit fees will be associated with Tent permits and inspections up to and including one plan review, one onsite fire department inspection, and one onsite reinspection. Inspections incurred beyond the first two inspections will be assessed the one-time Tent Permit fee in the amount of \$624.00;
- CFD Fire will make every effort to expedite plan review and perform on-site fire inspections; and
- Implement COVID-19 Emergency Medical Tents Informational Bulletin 20-003 issued on April 2, 2020 by the Office of the State Fire Marshal.
- Tents and their spaces shall meet the requirements of the California Fire Code and the California Code of Regulations, Division 1, Title 19.
- Business owners shall first submit a special event application, site plan, and tent documents with a Certificate of Flame Resistance to EPlan@csdfire.com or by appointment by calling 916-405-7100.
- Special Event Application: <https://www.yourcsd.com/DocumentCenter/View/18642/Special-Events-Permit-Application-PDF>
- Once the Tent is approved and installed, business owners shall call for a fire inspection by calling 916-405-7117 prior to operating the outdoor space.

Approved: _____ Date: _____

Darren Wilson
Development Services Director

City of Elk Grove
Development Services Department

CC: Cosumnes Fire Department