**CITY OF WINTERS**  
**SIDEWALK CAFÉ APPLICATION**  
**COMMUNITY DEVELOPMENT DEPARTMENT**  
**318 FIRST STREET, WINTERS, CA 95694**  
**PHONE - (530) 795-4910 X 112 FAX - (530) 795-4935**

COMPLETE THIS APPLICATION LEGIBLY IN BLUE OR BLACK INK OR TYPE

<table>
<thead>
<tr>
<th>BUSINESS NAME:</th>
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<td>BUSINESS OWNER(S):</td>
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<td>PHYSICAL BUSINESS ADDRESS:</td>
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<td>MAILING ADDRESS (IF DIFFERENT FROM ABOVE):</td>
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<tr>
<th>FEDERAL EMPLOYER NUMBER</th>
<th>STATE EMPLOYER NUMBER</th>
<th>BOARD OF EQUALIZATION NUMBER</th>
<th>DRIVER’S LIC. NUMBER OF APPLICANT</th>
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<th>DATE OF BIRTH OF APPLICANT</th>
<th>BUSINESS PHONE NUMBER</th>
<th>MOBILE PHONE NUMBER</th>
<th>EMAIL ADDRESS</th>
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<tr>
<th>ZONING DESIGNATION</th>
<th>SIDEWALK CAFÉ START DATE</th>
<th>SIDEWALK CAFÉ OPERATION HOURS</th>
<th>NUMBER OF EMPLOYEES</th>
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$ SIDEWALK CAFE FEE  

支付类型：
- ✔ CASH
- ☐ CHECK ＃

**REQUIRED DOCUMENTS**  
- ✔ SITE DRAWINGS – DRAWN TO SCALE (EXISTING FAÇADE, INGRESS/EGRESS,
  LAYOUT OF PROPOSED SIDEWALK CAFÉ INCLUDING
  TABLES/CHAIRS/UMBRELLAS/EQUIPMENT/ETC, LOCATIONS OF
  TREES/POLES/HYDRANTS, AND ANY OTHER PUBLIC/PRIVATE OBSTRUCTION)
- ☐ EXAMPLE MENU
- ☐ COPY OF VALID BUSINESS LICENSE & LIQUOR LICENSE
- ☐ COPY OF YOLO COUNTY FOOD SERVICE PERMIT
- ☐ ACKNOWLEDGEMENT FORM

**SIGNATURE OF APPLICANT**  
**PRINTED NAME OF APPLICANT**  
**DATE**

**SIGNATURE OF PROPERTY OWNER**  
**PRINTED NAME OF PROPERTY OWNER**  
**DATE**

FOR CITY OF WINTERS USE ONLY - DEPARTMENT COMMENTS:

APPLICATION RECEIVED BY: SIGN AND DATE

APPLICATION APPROVED BY: SIGN AND DATE

HTTP://WWW.CITYOFWINTERS.ORG/COMMUNITY_DEV/COMMUNITY_FORMS.HTM  
FORM REVISED 05/05/09JM
17.116.020  Definitions
The definitions set forth in this chapter shall govern the application and interpretation of this chapter.
“Premises” shall mean the restaurant, as defined in Section 17.08.030® of this Title, and any sidewalk café as
authorized by this chapter.
“Sidewalk” shall mean that part of the public right-of-way dedicated to pedestrian circulation.
“Sidewalk Café” shall mean a dining area located partially or wholly on a public sidewalk or parkway.
“Permanent Food Service Establishment” shall mean an establishment licensed by the Yolo County Environmental
Health Department for which the principal use is the service of prepared food and beverages in a permanently
constructed structure. Examples include restaurants, cafeterias, markets, delis, and bakeries.

17.116.030  Permit Required
No owner or operator of a permanent food service establishment shall erect, place, or maintain in or upon any
sidewalk or parking contiguous or adjacent to said permanent food service establishment, umbrellas, tables, benches,
chairs, and other portable appurtenances for the purpose of serving to customers thereon, food and/or beverages for
consumption at such sidewalk tables, benches, or chairs, unless such owner or operator has obtained a sidewalk café
permit approved by the Community Development Director.

17.116.040  Application
The application for a permit to establish a sidewalk café shall contain the following information and any additional
information as required by the Community Development Director.
1. The name, date of birth, driver’s license number, and mailing address of the applicant;
2. The name and address of the restaurant seeking a sidewalk café permit;
3. The hours that the area is to be occupied as a sidewalk café;
4. A detailed drawing to scale of the proposed site indicating the following: the existing façade; the
   points of ingress and egress; and the proposed location, the number, and the arrangement of
   umbrellas, tables, chairs, serving equipment, planters, awnings, lighting, delimiting ropes or
   chains and other facilities to be included in café operation. The detailed scale drawing must
   indicate the location of the existing public improvements including the following: fire hydrants,
   streetlights, street signs, tree, tree grates, planting boxes, and/or planting area, and any other public
   or private obstruction.
5. A menu of the proposed food and beverages to be served at the sidewalk café.
6. A copy of a valid business license and, if applicable, a copy of a valid state liquor license for the
   permanent food service establishment
7. An acknowledgement that the applicant has received, reviewed, and understood the regulations
   pertaining to sidewalk cafes.
8. A sidewalk café permit application fee as established by resolution of the City Council.
9. A copy of a permit to operate a food service establishment from the Yolo County Environmental
   Health Department.

17.116.050  Review of Application
The Community Development Director shall consider the following factors in the review of the permit application:
1. The convenience and safety of pedestrians, property owners, occupants, customers, residents, or
   tenants of offices, stores, shops or dwellings in the vicinity;
2. Dimensions of the sidewalk, especially in relation to the size and width of the proposed sidewalk
   café;
3. Location of nearby fire hydrants, utility poles, sign poles, and trees;
4. Applicable state and federal law accessibility requirements; and
5. Other unique or special factors that may be relevant to the particular location.

17.116.060 Findings
The Community Development Director may issue a permit for establishment of a sidewalk café only upon making
the following findings:
1. Establishment of a sidewalk café at the proposed location will not create a nuisance by causing
   excessive noise or light, interfering with the use and enjoyment of adjacent properties; unduly
   restricting pedestrian use of the sidewalk; or, in other ways that are adverse to the public health
   safety or general welfare.
2. Establishment of a sidewalk café at the proposed location will enhance the character of the
   surrounding area; and
3. The sidewalk café, as proposed, adequately protects the convenience and safety of pedestrians,
   property owners, occupants, customers, residents or tenants of offices, stores, shops or dwelling in
   the vicinity.
4. The sidewalk café will not cause a negative cumulative effect when considered in conjunction
   with the cumulative effect of other sidewalk cafes in the immediate neighborhood.

17.116.080 Special Findings—Service of Alcohol.
The service of alcoholic beverages at a sidewalk café shall be authorized by the community development director
only if the following are made:
1. The applicant is licensed to serve alcohol by the California State Department of Alcoholic
   Beverage Control; and
2. The applicant is in compliance with all conditions and restrictions of his or her state liquor license.

17.116.090 Conditions and Restrictions
The issuance of a permit to establish a sidewalk café shall be subject to the following minimum conditions and
restrictions, together with such other conditions as may be deemed necessary in order to fulfill the general purposes
of this chapter. The community development director may, in issuing a permit, impose more stringent conditions or
supplement these conditions and restrictions as necessary.
1. At all times, the operator of a permanent food service establishment that has been issued a
   sidewalk café permit must:
   a. Maintain a clear distance of a minimum of five (5) unobstructed feet in width, measured
      from the sidewalk curb and from any public improvements within the right of way,
      including, but not limited to, signs, and planters or the ropes or chains delimiting the
      sidewalk café area as indicated on the approved permit;
   b. Not interfere with the passage of pedestrians, vehicle flow, or access to buildings;
   c. Not place sidewalk tables, benches, or chairs in a location that interferes with the
      operation of fire hydrants, pedestrian crosswalks, intersections, or in a location that is
      harmful to trees or other plantings;
   d. Not utilize any of the required or non-required parking space area for sidewalk tables,
      benches, chairs, or other furniture and materials associated with the sidewalk café.
   e. Comply with applicable state and federal laws regarding accessibility.
2. Equipment for the service of customers, including but not limited to trays or carts, eating or
   drinking utensils, linens, and cooking appliances shall not be placed or maintained on any portion
   of the sidewalk, unless the sidewalk café is adequately separated from pedestrian traffic;
3. All umbrellas, tables, chairs and other portably appurtenances shall be removed from the sidewalk
   cafe at the end of each business day at the hour specified in the permit;
4. At least one (1) covered outdoor trash container shall be provided in the sidewalk café area during
   the hours of operation and shall be maintained in a clean and sanitary condition;
5. The permittee shall maintain the sidewalk café in a clean and sanitary condition at all times;
6. At no time shall any music or other sound originating from any part of the premises create a
nuisance;
7. The permittee must at all times comply with all federal, state, and local laws, including those laws
regarding the operation of the premises, and the sale, service and consumption of alcohol;
8. The applicant shall submit to the City Manager a signed agreement, in a form approved by the
City Attorney, to defend, indemnify, save, and hold harmless the city and all of its officers, agents,
or employees from any liability for damages resulting from any and all operations under a permit
granted pursuant to this chapter;
9. Each permittee shall, at his or her own cost and expense, obtain and maintain in full force and
effect necessary insurance coverage for the full term of the permit or any renewal thereof. The
insurance coverage shall include a certificate of insurance covering the period of the outdoor
operations, including coverage of comprehensive general liability insurance and other appropriate
coverage as determined by the city. The level of coverage shall be in the amount to be determined
by the City Manager, in consultation with the City Attorney. The city is to be named as an
additional insured on the face of the certificate. Any changes or cancellations shall require that the
city be notified in writing at least thirty (30) days prior to the effective date of the change or
cancellation.
10. No permit issued under this chapter may be transferred or assigned, except upon prior written
approval of the community development director;
11. No public sidewalk shall be painted, landscaped or altered in any way without prior written
approval of the community development director and City Engineer;
12. The permit does not constitute a deed or grant of an easement by the city and is revocable or may
be suspended by the community development director at any time, with or without cause.
13. A sidewalk café shall not be open for business when the interior part of the permanent food
services establishment is not open for business.

17.116.100 Special Conditions—Service of Alcohol

1. The applicant must remain in full compliance with all provisions of this chapter;
2. No person shall serve alcoholic beverages at a sidewalk café unless and until the permittee has
obtained a state liquor license and a permit from the community development director specifically
authorizing the service of alcohol at the sidewalk café;
3. Alcoholic beverages shall be consumed only on the permittee’s premises. The permittee shall not
allow patrons to leave the confines of the premises with any alcoholic beverage and shall not allow
patrons to give or sell alcoholic beverages to any person outside the premises; and
4. The sidewalk café shall maintain full food service and shall operate as a restaurant at all times that
it is in operation. No sidewalk café may function as a bar.

17.116.110 Sidewalk Café Permit Fee
Each permanent food service establishment operating a sidewalk café shall pay an annual sidewalk café permit fee
as established by resolution of the City Council.

I, _____________________________, acknowledge that I have received, reviewed, and understand
the regulations pertaining to sidewalk cafes.

_____________________________   ______________________________
Signed Name of Applicant Date    Printed Name of Applicant Date