

Chapter 170

Outdoor Dining in Public Areas

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§ 170-4. Area requirements.

- A. Maximum width. For all outdoor dining areas, the maximum width of the space in which a restaurant may operate outdoor dining shall be no larger than the width of the establishment frontage and must be contained within a space that directly parallels the establishment's frontage so that it does not encroach on the public area in front of an abutting property. No encroachments are permitted in public spaces in front of abutting properties without the written permission of the abutting property owner.
- B. Maximum depth. Where the outdoor dining area is adjacent to a restaurant, the maximum depth of space shall allow for a minimum of ~~four~~ five feet of open sidewalk from the outer boundary of the seating area to the curb and/or any fixed objects, and a minimum of five feet on corners, and egress from the building must be maintained free of obstruction per the building code and life safety code.
- C. In public pedestrian areas other than sidewalks or where the outdoor dining area is noncontiguous to a restaurant, the maximum depth of space for outdoor dining shall be no more than half the depth of the public space minus five feet, as measured perpendicular from the side edges of the public pedestrian area to allow for the free flow of pedestrian traffic, and where any fixed object exists within the deducted five feet, the depth shall be measured from the edge of the fixed object minus five feet.
- D. In no case shall the dimensions of the outdoor dining area impede any ingress or egress from any building or infringe upon the space potentially available to another restaurant for outdoor dining use or upon the public space in front of an abutting property without the express written consent of the abutting property owner.