

**CITY OF PORTSMOUTH – SIDEWALK OBSTRUCTION LICENSE APPLICATION**

TO PLACE TABLES, CHAIRS, BENCHES AND/OR A-FRAME SIGNS ON A CITY-OWNED SIDEWALK IN PORTSMOUTH

**STEP ONE: READ THIS LICENSE IN ITS ENTIRETY, COMPLETE AND SUBMIT TO THE CITY CLERK WITH ALL REQUIRED PAPERWORK.**

Please print clearly. Date Submitted \_\_\_\_\_

NAME OF APPLICANT \_\_\_\_\_

BUSINESS NAME/ADDRESS \_\_\_\_\_

LOCAL ADDRESS (if different): \_\_\_\_\_

TELEPHONE NUMBER \_\_\_\_\_

Diagram must include dimension of the area from building to curbside and what portion of the area will be for placement of (indicate number of) \_\_\_\_\_ tables \_\_\_\_\_ chairs \_\_\_\_\_ bench(s) or a-frame sign \_\_\_\_\_.

**NOTE: If additional space is needed for diagram please attach an 8 1/2 X 11 Sheet with drawing.**

\_\_\_\_\_ Date \_\_\_\_\_  
Approved by the Zoning Officer

\_\_\_\_\_ **Recommended** \_\_\_\_\_ **Not Recommended**

**REASONS:** \_\_\_\_\_

\_\_\_\_\_

**STEP TWO:            APPLICANT SUBMITS INSURANCE TO THE CITY CLERK**

- 1)     The Licensee is hereby granted a license by the City to maintain a sidewalk obstruction as outlined in the diagram;
- 2)     Said license shall be effective upon execution and will terminate March 1<sup>st</sup> annually. Subject to termination prior to March 1<sup>st</sup> if winter weather conditions predominate;
- 3)     In consideration of the issuance of this license, the Licensee hereby agrees to indemnify and hold harmless the City and its employees and agents from any and all liability of any kind whatsoever which might arise as a result of the existence or use of this license;
- 4)     The Licensee agrees to keep on file at all times during the term of this license, a CERTIFICATE OF INSURANCE in a form suitable to the City Attorney indicating ONE MILLION (\$1,000,000) DOLLARS GENERAL LIABILITY COVERAGE and LISTING THE CITY AS ADDITIONAL INSURED UNDER THE POLICY. Facsimile copies are not acceptable.
- 5)     The licensee agrees to indemnify and hold harmless the City, its officers, City Council Members and employees, from any loss or liability or damage, including expenses and costs, for bodily or personal injury, or for property damage sustained by any person as a result of the installation, use, or maintenance of the public way obstruction within the City.
- 6)     The Licensee agrees to place trash and cigarette butt receptacles and daily maintain proper clean up of debris on the sidewalk in their immediate area.
- 7)     The Licensee agrees to place tables and chairs and/or a bench(s) in front of the licensee's place of business and not in front of any other properties.
- 8)     The Licensee agrees to place signage in accordance with specifications obtained by the Office of the City Manager indicating to patrons the following: "Please Do Not Feed the Pigeons Per Order of the Health Department".
- 9)     All public way obstructions on the streets of the City shall have his/her, or its name, address and telephone number affixed thereto in a place where such information may be easily seen.

**STEP THREE:            SIGNATURE OF APPLICANT**

With the signing of this license, as Licensee, I understand and will adhere to all aspects of this license.

\_\_\_\_\_ Date \_\_\_\_\_

A permit shall be issued by the City Clerk in the form of a sticker or decal which must be attached to the obstruction at all times. The fee for the permit is \$50.00 per restaurant table/bench/a-frame sign and \$5.00 per restaurant chair, payable at time of permit issuance.

**STEP FOUR:            SUBJECT TO APPROVAL BY THE PORTSMOUTH CITY COUNCIL.**

Pursuant to the vote of the City Council at their meeting of \_\_\_\_\_, this license has been \_\_\_\_\_ approved \_\_\_\_\_ denied.

The City Clerk, as Licensing Officer, will notify the applicant of said action.