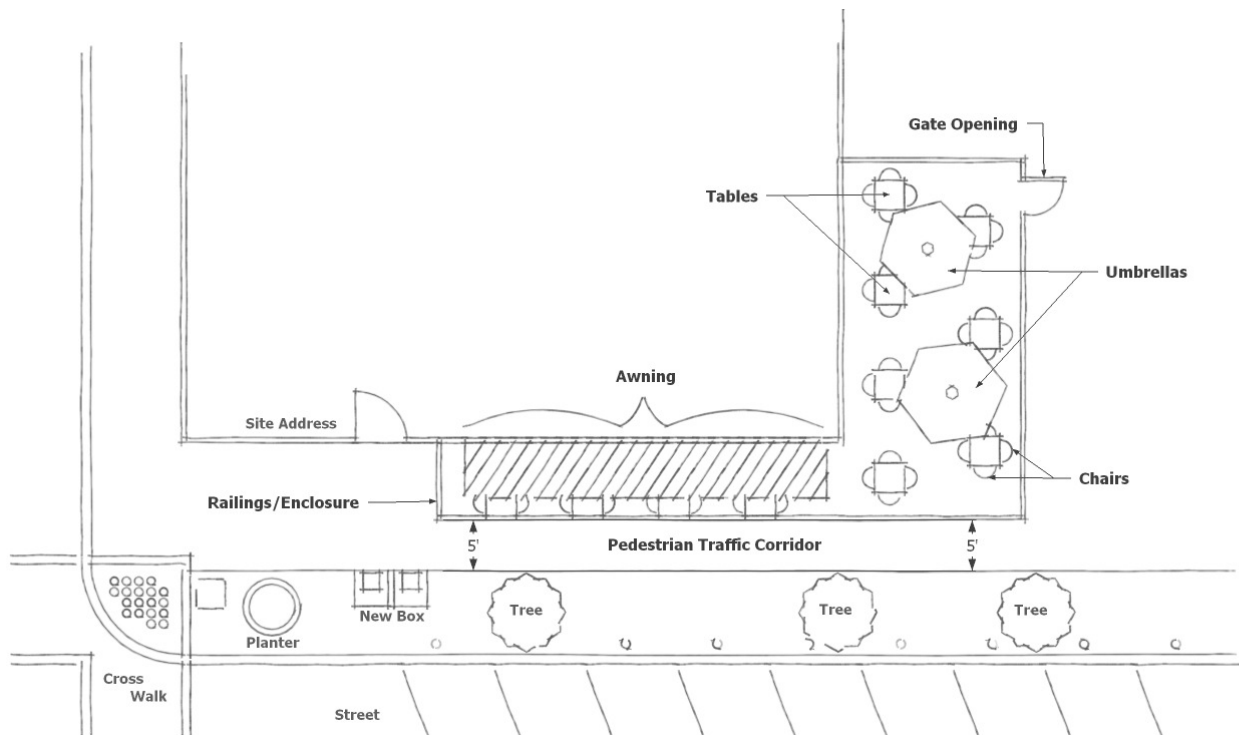


# Standards for sidewalk dining

**Attractiveness and Maintenance:** The sidewalk dining area is to be attractive and maintained by the restaurant. The sidewalk dining area shall be kept sanitary, neat and clean at all times. It shall be free from accumulation of food, litter, cigarettes, snow, ice, and other potentially dangerous or unsanitary matter.

## Furniture and Enclosure:

- The sidewalk dining area, when in use, shall always have tables, chairs and umbrella or awning. Fixed awnings are not permitted without obtaining separate Design Review and Preservation Board approval and a building permit.
- If alcohol is to be served, the sidewalk dining area shall be enclosed with a fence that is in conformance with the Connecticut Department of Consumer Protection, Liquor permit requirements.
- Furniture and enclosures shall not be stored on the public right of way for extended periods, and shall be removed from the right-of-way during winter storms, hurricanes and other events where temporary removal shall be deemed appropriate by the Public Works Department.
- All sectional enclosures (fencing) shall be tied or bound together to prevent sections from tipping over, as deemed appropriate by the Middletown Fire Department.
- All improvements (furniture and fixtures) used in a sidewalk dining area on the public right of way shall be readily removable without damage to the surface of the right of way.
- There shall be no penetration of the public sidewalk surfaces.



**Layout:** The sidewalk dining area shall be located adjacent to the property of an existing and lawfully operating restaurant. In order to allow adequate pedestrian traffic areas and emergency access around sidewalk dining areas, the following dimensional requirements shall be observed:

(1) A pedestrian traffic corridor at least a five feet wide unobstructed straight-line path across the front of the outdoor dining area.

**Operation:**

- The sidewalk dining area shall only be open to patrons during the hours of operation. During the times that the dining area is in use, the restaurant must make all services available on the interior of the restaurant available in the sidewalk dining area.
- During the months of December, January, February and March, the sidewalk dining area shall not be used and all fencing and furniture shall be removed from the public right of way. The Sidewalk Conformance Inspector has the right, at his or her discretion, to certify that the outdoor sidewalk dining may take place during anytime period during the months of December, January, February and March, if conditions permit.

**Alcoholic Beverages:** In order to serve alcoholic beverages, the appropriate permit must be approved by the Connecticut Liquor Control Commission, and approvals from any other agencies that have jurisdiction over the serving of alcoholic beverages. The serving of alcoholic beverages shall not be the primary function of the sidewalk dining area.

**For more information contact the Department of Planning, Conservation and Development at (860) 344 - 3425 or the Downtown Business District at (860) 347 - 1424**