



City of Niagara Falls Application for Sidewalk Café

New

Renewal

Fee \$500.00

REQUIREMENT INFORMATION:

- Seven (7) Copies of an Ontario Land Surveyor's plan drawn to scale showing:
- the lands to which the application applies, together with property boundaries and dimensions
- the location of all sidewalk fixtures, including trees, light fixtures, hydrants, signs, parking meters and machines and trash receptacles
- the general layout of chairs, tables, fencing, planters, trash receptacles, etc., to be placed on the sidewalk
- building entrances and dimensions
- sidewalk surfacing material
- details of securing fencing onto city sidewalk

OTHER: A Copy of AGCO liquor licence application (if sidewalk café is to be licensed for serving liquor).

1. Name of Applicant _____ Phone _____

Name of Business _____

Address _____ Postal Code _____

2. Agent (If Any) _____ Phone _____

Address _____ Postal Code _____

3. Registered Owner's Authorization

I/We _____ (Print Name), _____ (Print Name)
being the Registered Owner(s) of the land described herein, am aware of the proposed Sidewalk Café, as indicated on this application and concur with the requested outdoor use.

_____, _____
(Print Owner's Address)

4. Site Location (Street & No.) _____

Legal Description - Lot No. _____ Plan/Conc. No. _____

5. Application is hereby made to operate a Sidewalk Café on municipal property having an area of ____ sq. m and seating for _____ persons.

6. Washroom Facility? Yes No

7. Is the Sidewalk Café to be licensed to serve liquor? Yes No
If Yes, a copy of the AGCO application is to be attached.

8. If the Restaurant is licensed by AGCO, the licence is for _____ persons.

Applicant Signature

Date Received

CONDITIONS:

1. The sidewalk café shall operate from April 1 to October 31.
2. All furniture, fixtures and fittings shall be removed on or before October 31.
3. On termination of this permit, the Operator shall restore the sidewalk to its original condition.
4. Either party can terminate this permit upon 30 days written notice.
5. The City shall have the unrestricted right to modify the site area in order to discharge its duties to ensure both convenient and safe passage on the sidewalk and to comply with any applicable law.
6. The Operator shall operate the café in accordance with the City Sidewalk Café Guidelines.
7. The Operator agrees to assume all liability and obligations for any and all loss, costs, damage or injury (including death) to persons or property that would not have happened by for this permit or anything done or maintained by the permit holder thereunder or intended so to be and the permit holder shall at all times indemnify and save harmless the City, its officers, employees, and agents from and against all such loss, damage, or injury, and all actions, suits, proceedings, costs, charges, expenses, claims or demands, in any manner based thereupon, arising by reason of or in any way related to the existence of this license or anything done or maintained hereunder.
8. The Operator shall comply with all applicable by-laws, statutes and regulations.
9. The Operator shall maintain general commercial liability insurance in the amount of least \$ 5 million throughout the term of this permit. The insurance shall be in the form and on the terms described in the application form to which this permit relates.
10. Failure to comply with the conditions of this permit shall entitle the City to terminate this permit forthwith and without notice.
11. Please note that the City requires \$ 5 Million Dollars in Commercial General Liability insurance for Sidewalk Cafés located within the Municipal right-of-way.

I have read and understand the terms and conditions of this Sidewalk Café Permit application and by signing this form hereby agree to those terms and conditions.

Applicant Signature

Date