

# Temporary Outdoor Business Operations

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## Temporary Outdoor Business Operations Website

<https://www.sandiego.gov/TemporaryOutdoorBusiness>

<https://www.sandiego.gov/TOB>

This permit will allow for the temporary use of a street, sidewalk, parking lane or private property for business.

Street



Sidewalk



Parking Lane



Private Property





# Temporary Outdoor Business Operations

- **July 7, 2020: Mayor Kevin Faulconer Executive Order**
- **July 14, 2020: Proposed Interim Urgency Ordinance, Council docket**



# Temporary Outdoor Business Operations

- **Mayor's 7/7/20 Executive Order**
- **7/14/20 Proposed Interim Urgency Ordinance**
  - ❖ **Sidewalk Cafes**
  - ❖ **Removing Street Parking for Pedestrian Plazas**
  - ❖ **Street Closures**
  - ❖ **Private Parking Lots**
  - ❖ **Temporary Signs**
  - ❖ **Wholesale to Consumer**

Process to Apply

Additional Outside Agency Requirements

Questions?



# Development Services Department

## July 7, 2020: Mayor Kevin Faulconer Executive Order

8. Except as superseded by Order of the Governor or the Public Health Official:

- a. Limiting enforcement of parking regulations in San Diego Municipal Code section §142.0510(a) to allow eating and drinking establishments to use private parking lots for outdoor eating and drinking.
- b. Limiting enforcement of San Diego Municipal Code section §141.0621(a)(2) requiring Public Right-of-Way Permits for Sidewalk Cafes.
- c. Limiting the enforcement of the above referenced provisions of the San Diego Municipal Code shall be in effect until the City Council acts on an emergency ordinance on July 14, 2020.

[https://www.sandiego.gov/sites/default/files/executive\\_order\\_07072020.pdf](https://www.sandiego.gov/sites/default/files/executive_order_07072020.pdf)

# Temporary Business Assistance

## Sidewalk Café's

Allowed by Executive Order July 7-14, 2020 to use full sidewalk with ADA path of travel (4 feet)  
Temporary Outdoor Business Operation permit required, or BID PROW permit required after July 14.

### Key Requirements:

- Submit an application (layout plan and EMRA).
- Layout limited to area in front of business, and adjacent business with permission.
- Maintain Social Distancing.
- Maintain Public Circulation & Compliance with Accessibility Requirements (i.e. ADA).
- Maintain access to utilities, building entrances, crosswalks, bus stops, etc.
- Follow State & Local COVID-19 regulations.



Source: National Association of City Transportation Officials, Urban Street Design Guide, Interim Design Strategies



# Sidewalk Cafes– BID– PROW

## Active Enhancement Programs

- El Cajon BIA
- Mission Hills
- Adams Ave
- PB
- City Heights
- OB
- Little Italy
- Hillcrest
- North Park
- Gaslamp

# Sidewalk Cafes– BID–PROW

- Inactive but  
Interested in  
PROW  
Enhancement  
Programs

Downtown

La Jolla

San Ysidro

East Village



# Sidewalk Cafes–BID–PROW

BIDs with No  
PROW  
Enhancement  
Program

Old Town

College Area

Diamond\*Not  
Authorized

## Street Parking Lane “Pedestrian Plazas”

### Key Requirements:

- Submit an application (layout plan and EMRA).
- Layout limited to area in front of business, and to an adjacent business with written permission.
- Maintain Social Distancing.
- Maintain Public Circulation & Compliance with Accessibility Requirements (i.e. ADA)
- Maintain access to utilities, entrances, crosswalks, bus stops, etc.
- Provide protective barriers, and delineators between businesses
- Follow State & Local COVID-19 regulations.





## Street Parking Lane Temporary Usage

### Important Details:

- Maintain Public Circulation & Compliance with Accessibility Requirements (i.e. ADA)
- Layout limited to area in front of business
- Provide protective barriers
- Do not block storm drain gutters
- Maintain visibility
- Prohibited in fire lanes or where existing on-street parking isn't provided

### Sight line elements & requirements:

- Maintain visibility to passing traffic and pedestrians.
- Maintain a minimum overhead clearance of 96" minimum to avoid creating a visual obstruction.
- Maintain a barrier to protect parklet users and create a defined edge.
- Maintain a 2-foot buffer from the edge of the travel lane to provide increased safety from vehicular traffic

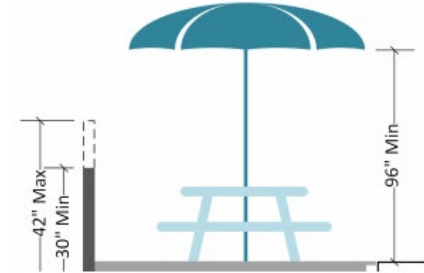
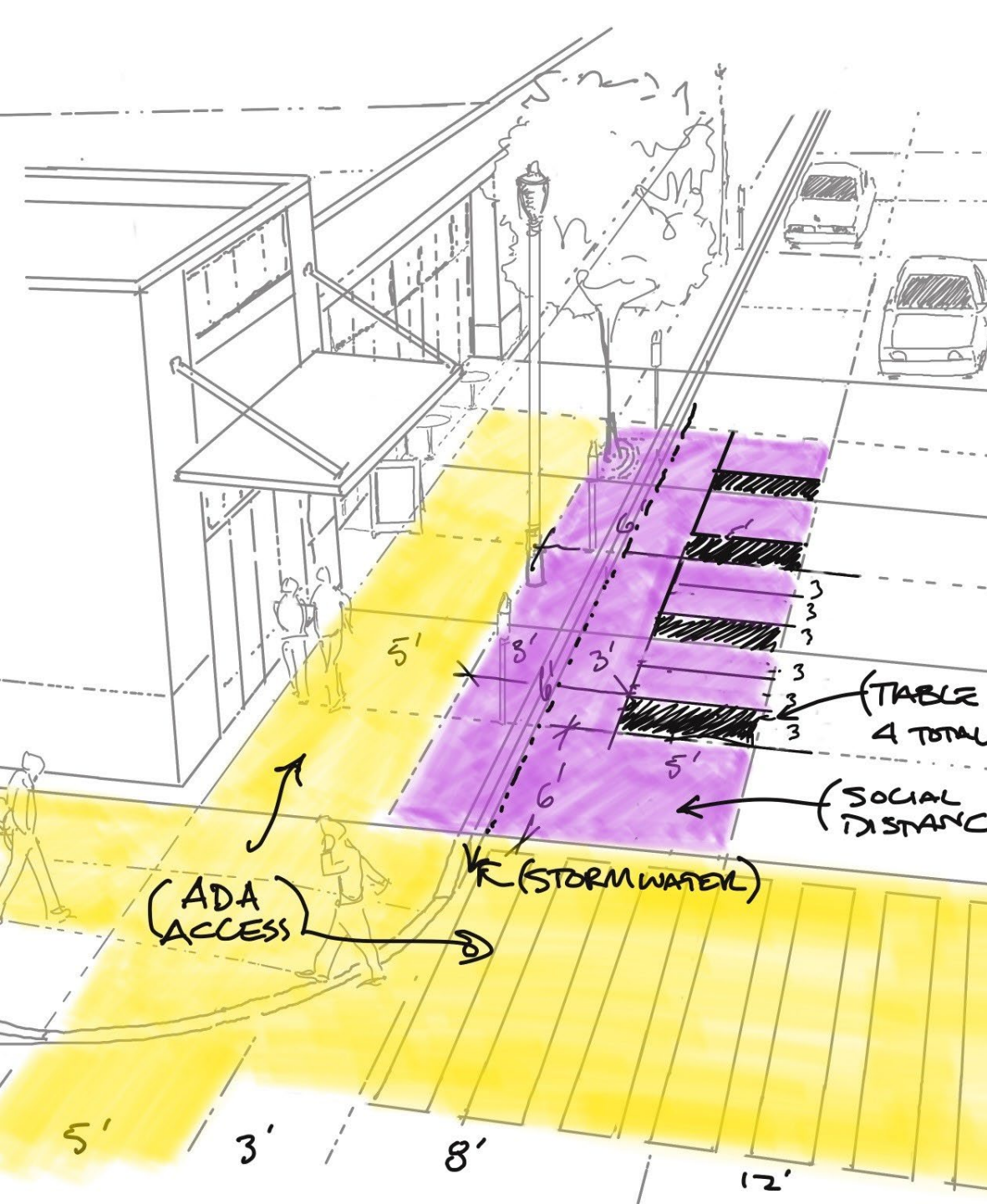


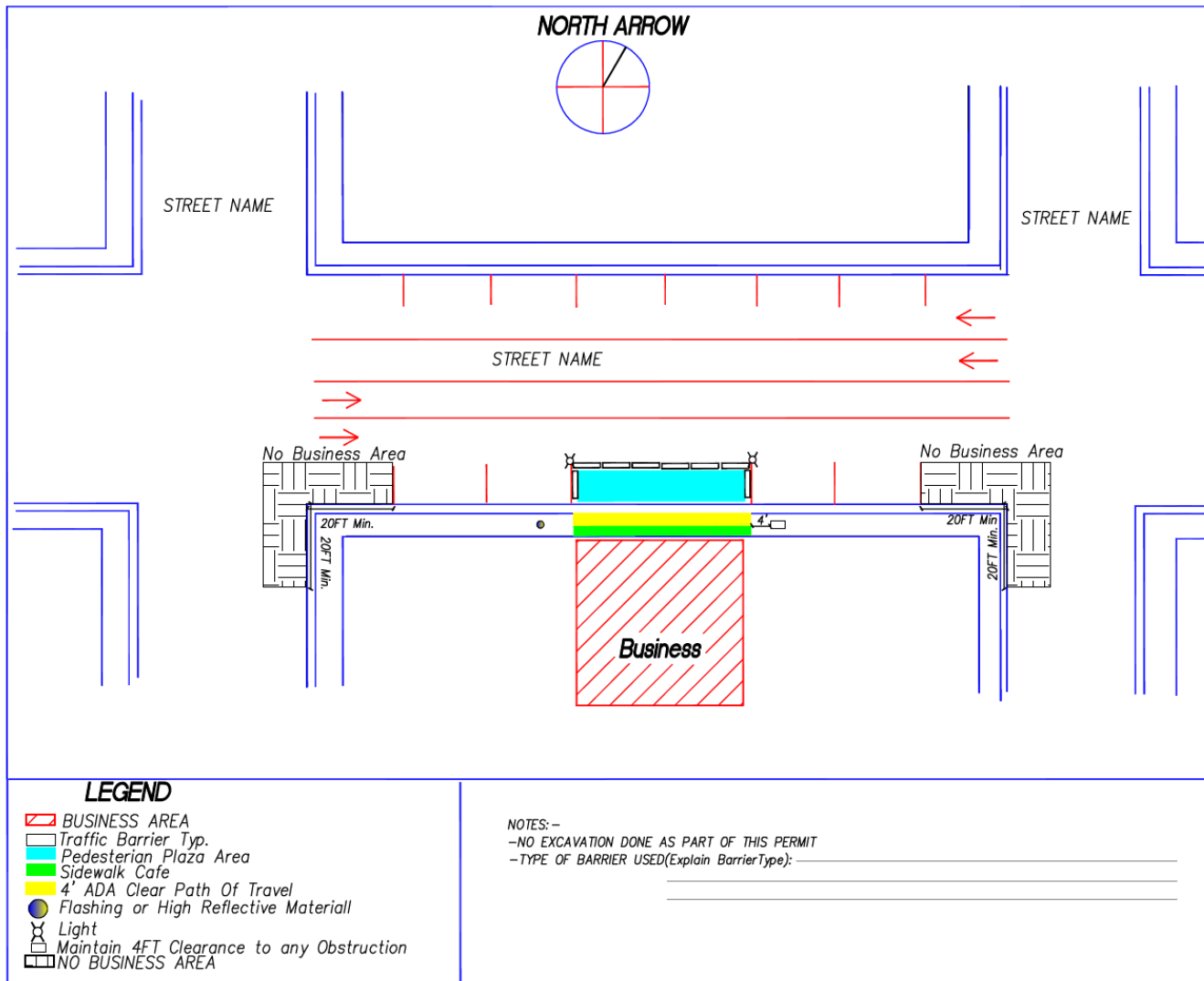
Image Source: Jason Whitman | NurPhoto | Getty Images.  
<https://www.cnbc.com/2020/05/22/cities-let-restaurants-set-up-in-streets-to-ease-covid-19-restrictions.html>

(Source: <https://static.spokanecity.org/documents/projects/parklets/parklet-design-standards.pdf>)

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# Development Services Department







# Development Services Department





# Development Services Department

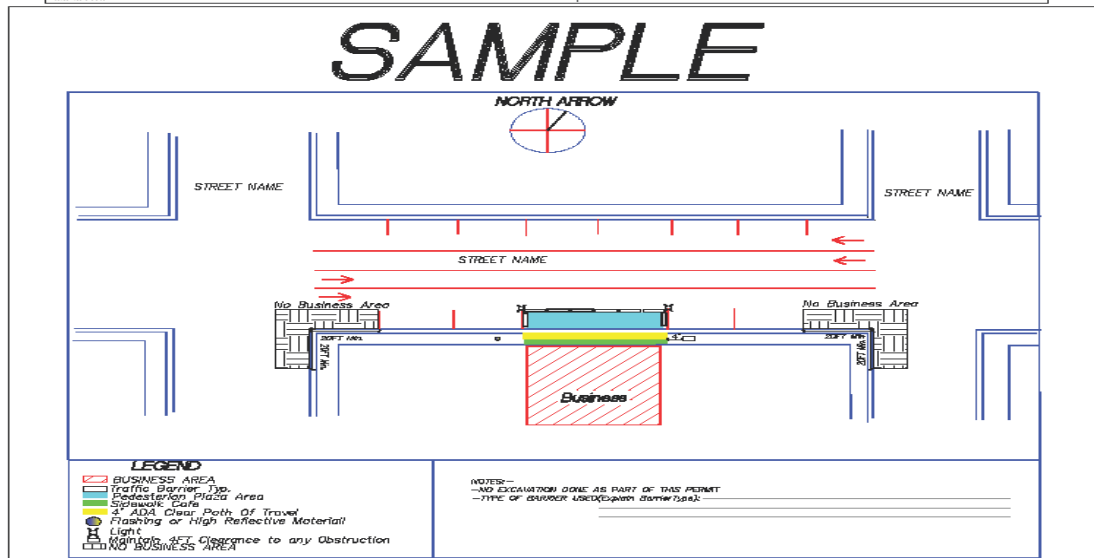




# DSD Application Process

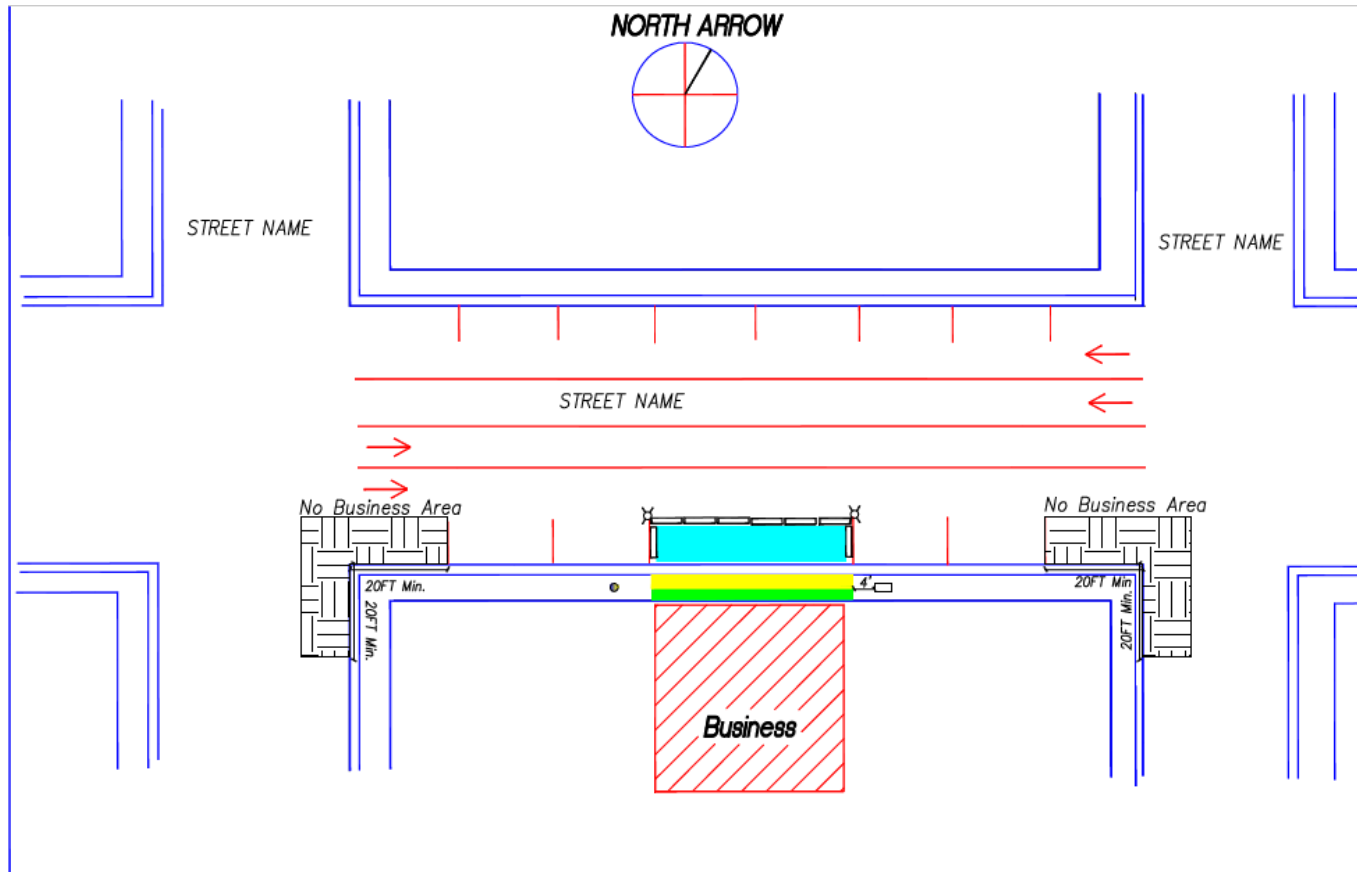
- Apply online through Development Services
- Provide:
  - Template drawing of barriers, ADA pathway and furniture locations
  - Encroachment Agreement
  - City named as Insured \$1M



[illegible]




## Sample for Temporary Outdoor Business



### LEGEND

- BUSINESS AREA
- Traffic Barrier Typ.
- Pedestrian Plaza Area
- Sidewalk Cafe
- 4' ADA Clear Path Of Travel
- Flashing or High Reflective Material
- Light
- Maintain 4FT Clearance to any Obstruction
- NO BUSINESS AREA

# Temporary Outdoor Business Template

TO BE Start DATE		 <b>THE CITY OF SAN DIEGO</b>		<b>TEMPORARY OUTDOOR BUSINESS PERMIT</b> Development Services Department 1222 First Ave. San Diego, CA 92101 (619) 445-5150	
Work Hour: _____ M To _____ M Type: <input checked="" type="checkbox"/> Continuous <input type="checkbox"/> Night Work <input type="checkbox"/> Others W.O.# _____					
Address/Project Street:		Cross Street:		Cross street:	
Applicant's Name:		Address/City, State, Zip:		Contact : Telephone: Fax:	
<b>ACTIVITY TYPE</b> <input checked="" type="checkbox"/> SIDEWALK CAFE <b>PEDESTRIAN PLAZA</b>		NOTE:- TEMPORARY USE AUTHORIZED UNTIL STATE ORDERS THAT RESTRICTIONS HAVE BEEN LIFTED			
1. The fire control plan shall conform to the latest edition of City of San Diego Standard Drawings, Appendix A. The Manual of Outdoor Traffic Control Devices and the California Supplement, and Standard Specifications for Public Works Construction, including Regional Supplement Amendments and City of San Diego Supplement Amendments. 2. The contractor is responsible for restoring the road back to satisfactory condition including, but not limited to, paving, striping, marking, and traffic signal loop detection within five (5) calendar days of completion of work at affected intersection or road segment. 3. The City Traffic Engineer reserves the right to observe the traffic control plans in operation and to make any changes as field conditions warrant. 4. Signs and plans for signage and sign-type examples at dining establishments (i.e. placards, etc.) regarding consumption of alcohol is limited to the dining establishment boundaries. 5. Any work that creates an undue safety risk or creates severe congestion may be shut down by City Traffic Engineers, City Field Inspection, or the Police Department. 6. All travel lanes shall be minimum of 12 feet wide, 14 feet adjacent to bike lanes, unless otherwise approved by the City Traffic Engineer. 7. Canees and delineators shall have reflective sheaves for night work. 8. If parking is allowed in advance snowing areas, advance warning signs shall be mounted on high level devices. 9. If parking is allowed in advance snowing areas, advance warning signs shall be mounted on high level devices. 10. The contractor shall post tow-away/no parking signs seventy-two (72) hours in advance and shall tag the motor (where applicable). 11. Barriers shall be provided when utilizing parking spaces for outdoor business operations. Barriers shall be placed at the perimeter of the area of unavailability to vehicle/animal lanes. Barriers shall not encroach into travel lanes.					
THE CONTRACTOR SHALL NOTIFY ALL AFFECTED AGENCIES 5 BUSINESS DAYS PRIOR TO STARTING WORK: POLICE DEPARTMENT DIVISIONS (619) 531-2000 FIRE DEPARTMENT DIVISIONS (654) 275-1300 COMMUNITY SERVICES (654) 485-5000 MTS (Dial 511) (654) 419-2300-1000 EXT: 6451 SAN JUAN VALLEY MTS (TOLL-FREE) (800) 455-2044 PEELER & HARRIS (619) 445-5150 BUREAU OF HIGHWAYS (619) 445-5150					
APPLICANT IS RESPONSIBLE FOR FILL AND COMPLETE REPRESENTATION OF THE ACTUAL ROAD CONDITIONS SHOWN ON THIS PLAN. INCOMPLETE OR MISLEADING INFORMATION MAY LEAD TO DELAYING, STOPPING, SLOWING, AND/OR CLOSING LANE(S).		ARE PARKING METERS PRESENT? YES NO APPROVED: YES NO APPROVED BY: DATE:			
REGISTERED: DATE:		PROPOSED: DATE:			
<input type="checkbox"/> AGENT <input type="checkbox"/> OWNER <input type="checkbox"/> CONTRACTOR <input type="checkbox"/> ENGINEER/ARCHITECT/CO. <input type="checkbox"/> OTHER(S)					

The diagram illustrates a temporary outdoor business area. It features a central rectangular area defined by a red line, with a blue line indicating the business area boundary. The area is divided into sections by vertical lines, and a horizontal line runs across the middle. The legend and notes are located at the bottom of the diagram.

**LEGEND**

- ▬ BUSINESS AREA
- ▬ Traffic Barrier Type
- ▬ Pedestrian Plaza Area
- ▬ Temp. Outdoor Business
- ▬ ADA Clear Path of Travel
- ▬ Flashing or High Reflective Material
- ▬ Light
- ▬ Maintain 4FT Clearance to any Obstruction
- ▬ NO BUSINESS AREA

**NOTES:**

- NO EXCAVATION DONE AS PART OF THE PERMIT
- TYPE OF BARRIER USED (Specify Barrier Type):

## Private Parking Lots

- Key Requirements:
- Obtain parking lot owner approval.
- No permit required for outdoor use
- Fire Permit needed if tented or fenced
- Maintain Social Distancing.
- Maintain Public Circulation & Compliance
  - with Accessibility Requirements (i.e. ADA).
- Maintain access to utilities, building entrances,
  - crosswalks, bus stops, etc.
- Follow State & Local COVID-19 regulations.



Image Source: <https://www.cnbc.com/2020/05/22/cities-let-restaurants-set-up-in-streets-to-ease-covid-19-restrictions.html>, online news article by Kevin Stankiewicz, CNBC

## Street or Travel Lane Closure

### Key Requirements:

- Submit an Application to Special Events for a Street Closure
- Duration may be up to several days per week
- Maintain Social Distancing.
- Maintain Public Circulation & Compliance with Accessibility Requirements (i.e. ADA).
- Maintain access to utilities, building entrances, crosswalks, bus stops, etc.
- Follow State & Local COVID-19 regulations.
- Towing Costs
- Security Costs
- Equipment Storage



Image Source: <https://www.ktnv.com/news/coronavirus/city-of-las-vegas-blocking-off-streets-for-dine-out-downtown>, online news article by Jeremy Chen for KTNV Las Vegas

## Street Closure

A sketch provides an example of one of the ways the Portland Bureau of Transportation envisions closing off streets to allow businesses to utilize the space for customers and pedestrians during the coronavirus pandemic. PBOT has said this option, its most extensive version, would not be allowed on emergency or transit routes.

Courtesy of the Portland Bureau of Transportation

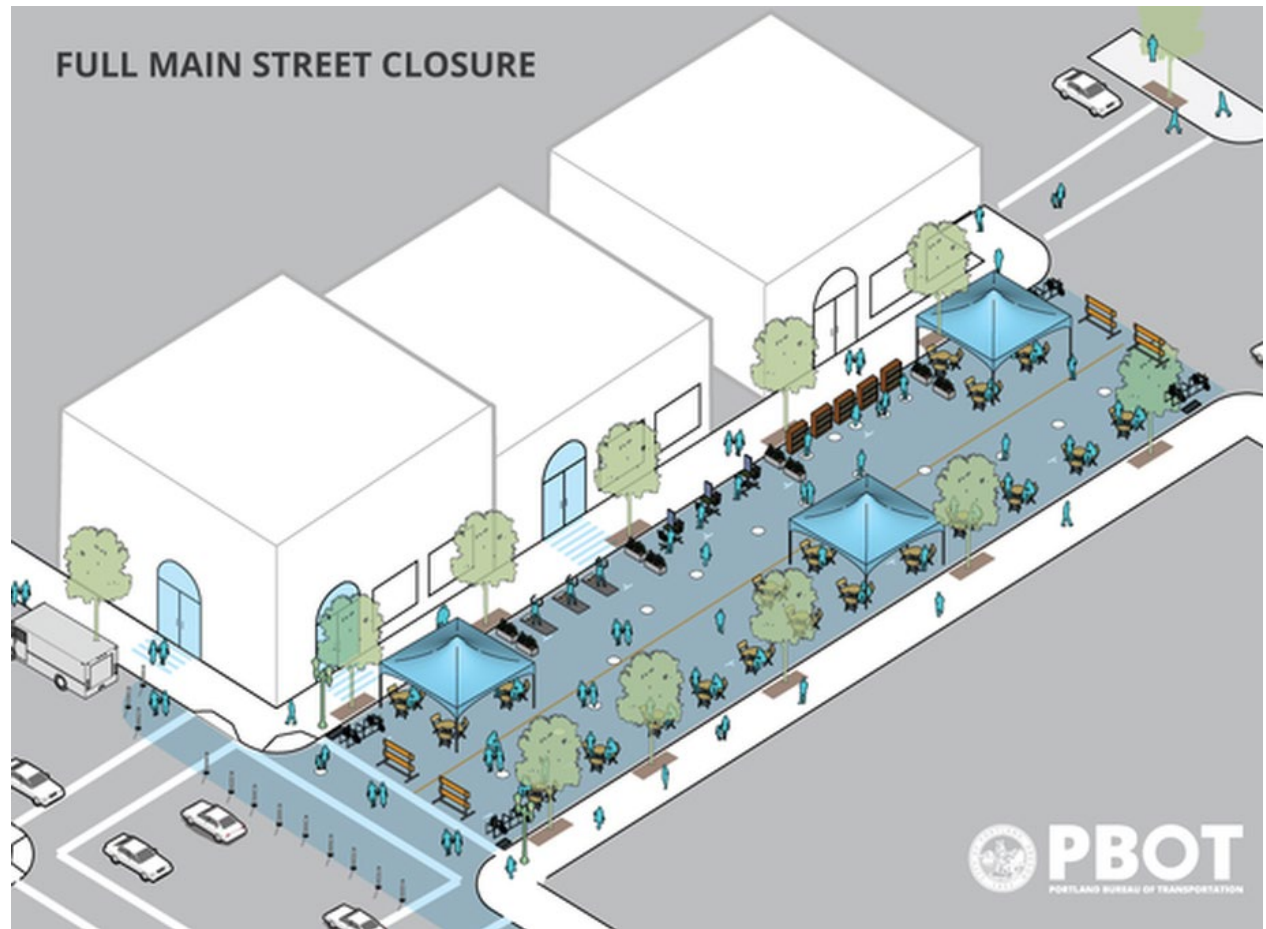


Image Source: Portland Bureau of Transportation



## Temporary Signs

Signs regulated by SDMC 142.1255 and 142.1210 shall be temporarily amended to allow the installation of temporary banners and A-frame signs within the public right-of-way. Permit requirements and fees associated with sign permits may be waived.

### Key Requirements:

- Sign Permits, Right-of-way Permit and fees shall be waived for banners and A-Frame signs.
- Temporary A-Frame style signs may be installed on a premise or within the public right-of-way.
- Temporary Banners may be installed on the property of the business to include the façade, and fences.
- A-Frame size shall be limited to 4' in height and 2 foot 3 inches in width.
- Maintain Public Circulation & Compliance with Accessibility Requirements (i.e. ADA).
- Maintain access to utilities, building entrances, crosswalks, bus stops, etc.
- Follow State & Local COVID-19 regulations.



Image Source: Instagram @tito.gngsubs



## Additional Outside Agency Requirements

### **ABC-218 CV19 Instructions | Alcoholic Beverage Control**

Purpose of a COVID-19 Temporary Catering Authorization. The COVID-19 Temporary Catering Authorization is intended to assist qualified hospitality businesses with reopening in a manner that is consistent with local and state health and safety directives.

[www.abc.ca.gov](http://www.abc.ca.gov)

<https://www.abc.ca.gov/abc-218-cv19-instructions/>

### **State of California SUPPLEMENTAL DIAGRAM**

State of California Department of Alcoholic Beverage Control Gavin Newsom, Governor . SUPPLEMENTAL DIAGRAM . Instructions to Applicant: Draw a sketch of the area on which the licensed premises is or will be located Show adjacent structures and nearest cross streets. If this is an event for a daily license, catering authorization

[www.abc.ca.gov](http://www.abc.ca.gov)

<https://www.abc.ca.gov/wp-content/uploads/forms/ABC218CV19.pdf>

### **COVID-19 Temporary Catering Authorization Application (ABC-218 CV19)**

Department of Alcoholic Beverage Control . State of California . COVID-19 TEMPORARY CATERING AUTHORIZATION APPLICATION. Before completing this application, please review Form ABC-218 CV19 Instr. for important

[www.abc.ca.gov](http://www.abc.ca.gov)

<https://www.abc.ca.gov/wp-content/uploads/forms/ABC253.pdf>





## Contact Information

### ❖ Special Events and Filming Department

- Director, Natasha Collura [ncollura@saniego.gov](mailto:ncollura@saniego.gov) 619-685-3221
- Manager, Cindy Kodama [ckodama@saniego.gov](mailto:ckodama@saniego.gov) 619-685-1481

### ❖ Economic Development Department

- Elizabeth Studebaker Assistant Deputy Director, [estudebaker@saniego.gov](mailto:estudebaker@saniego.gov),  
619-533-4561
- Program Manager, Sean Karafin [skarafin@saniego.gov](mailto:skarafin@saniego.gov)

### ❖ Development Services Department

- <https://www.saniego.gov/TOB>