

**APPLICATION FOR SIDEWALK CAFÉ PERMIT**

*\$300.00 annual fee for permit – payment due upon approval and renewal*

**PLEASE NOTE: THE FILING OF THIS APPLICATION DOES NOT ALLOW THE APPLICANT TO OPERATE A SIDEWALK CAFÉ. ISSUANCE OF THE REQUESTED PERMIT MUST PRECEDE OPERATION OF THE CAFÉ.**

*Only licensees with Class A (Tavern) or B (Beer & Wine only) licenses may apply.*

**Part I – Basic Information**

(The term "applicant" refers to the current named applicant, any partner, any major stockholder or any manager of the licensed business.)

Name of business holding liquor license: \_\_\_\_\_

Name of owner of premises (if different than above) \_\_\_\_\_

D/B/A: \_\_\_\_\_ Phone: \_\_\_\_\_

Business Address: \_\_\_\_\_ Zip: \_\_\_\_\_

License Classification: \_\_\_\_\_ Number of Patrons to be served: \_\_\_\_\_

**Part II – Required Attachments**

Please provide proof of **Dram Shop** and **liability Insurance** with evidence that a sidewalk café is covered by the policy.

**Three (3) copies of a plat or drawing** indicating, to scale, the amount of surface area and the specific location seeking permission to use as a sidewalk café. Please include location of the furniture, equipment, fencing or any other articles that would be covering the public space.

Proof of restaurant license and bond insurance information.

**Part III – Applicant Stipulations and Agreements**

The applicant hereby agrees and stipulates that applicant shall not allow the sidewalk café area to become or constitute a nuisance.

The sidewalk café will be conducted in a manner that protects the public health and safety.

Should it constitute a nuisance or fail to protect public health and safety, this permit may be suspended or revoked, so as to abate the nuisance or public health and safety hazard.

The applicant understands that upon approval of the sidewalk café permit, proof of general liability insurance in the minimum amount of \$300,000.00 per person, \$500,000.00 per occurrence and \$15,000.00 in property damage, naming the City of Auburn as a co-insured must be obtained and a copy provided to the city clerk.

The applicant hereby states that the applicant has fully reviewed and understands the City of Auburn Code requirements affecting a sidewalk café and all requirements shall be strictly adhered to.

**Part IV – Indemnification Clause**

The applicant(s) hereby state(s) that, by signing this application, said applicant(s) will, in consideration of being issued a sidewalk café permit for the use of surface space, agree to indemnify and hold harmless the City of Auburn and the officers and employees of the City for any claim of liability, demands, expenses, losses, damages, settlements and judgments, including in-house and contracted attorneys' fees and expenses arising out of the use of the surface area of the sidewalk café.

**Part V – Affidavit**

The undersigned, being duly sworn, on oath, certifies that all information supplied in this application is true and correct as to myself/ourselves, or corporation and its stockholders, as well as managers listed that I/we will advise the city clerk, in writing, if any information supplied becomes invalid or additional information is required by the Auburn Liquor Code now or hereafter amended.

**Affidavit**

The undersigned, being duly sworn, hereby attest, under penalty of perjury that I/we have paid all taxes or other debts owed to the City of Auburn. I/we understand that the City of Auburn shall refuse to issue this license until such time as all taxes and outstanding debts are paid; the City of Auburn shall be authorized to suspend or revoke the license if I/we fail to pay any tax payable to the City of Auburn or any other debt owed to the City of Auburn on or before the date it is due.

**SIGNATURES REQUIRED:** *Individual applicants; all partners of a partnership; if a limited partnership, any general partners and any limited partners owning more than a 10% interest in a limited partnership; all corporate officers, directors and any stockholder that owns more than 10% of the corporation stock. All officers and directors must indicate their official position.*

Signature: _____	Signature: _____
Print Name: _____	Print Name: _____
Title: _____	Title: _____
Signature: _____	Signature: _____
Print Name: _____	Print Name: _____
Title: _____	Title: _____

Subscribed and Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

(seal)

\_\_\_\_\_  
Notary Public

**For City of Auburn Office Use Only:**

Application received on: \_\_\_\_\_ By \_\_\_\_\_

Application approved/denied on: \_\_\_\_\_ By \_\_\_\_\_