

**APPLICATION FOR PERMIT FOR SIDEWALK CAFÉ**  
(Chapter 285 of the Code of the Village of Mamaroneck)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone number: \_\_\_\_\_

Name of Restaurant or Food Service Establishment: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone number \_\_\_\_\_

Applicant is: Owner \_\_\_\_\_ Tenant \_\_\_\_\_

Owner's Name (if applicable) \_\_\_\_\_

Days and Hours of Operation of Sidewalk Café: \_\_\_\_\_

Number of Tables Requested \_\_\_\_\_ Number of Chairs \_\_\_\_\_

Description of facilities and equipment to be used: \_\_\_\_\_

What fixtures (e.g. fencing, railings, planters) will be used? \_\_\_\_\_

Will fixtures be removed when café is closed? Yes \_\_\_\_\_ No \_\_\_\_\_

Will music be played? Yes \_\_\_\_\_ No \_\_\_\_\_

Will alcoholic beverages be served? Yes \_\_\_\_\_ No \_\_\_\_\_

Other information: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Applicant

I own the premises where restaurant is located, and permission has been granted to Tenant to operate a sidewalk café.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Building Owner

\_\_\_\_\_  
Name

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The following must be submitted with this application:

- Rendering of positions of tables and chairs relative to entrances, exits and sidewalk
- Site plan drawn to scale showing proper clearance around ingress and egress to buildings and to fire safeguard and proper amount of clearance on sidewalk for pedestrian traffic
- Survey map indicating property lines of private property in question and Village property

The following must be submitted prior to the issuance of a permit:

- Certificate of insurance must be submitted as required under Section 285-5
- Signed Sidewalk Café Operator’s Agreement (attached)
- Signed Indemnification and Hold Harmless Agreement (attached)
- Fee: Per square foot
- Deposit: \$500

**PERMIT APPROVED**

**PERMIT DISAPPROVED**

\$500 Deposit: \_\_\_\_\_ Still on Deposit with Village \_\_\_\_\_ Enclosed herewith

Permit Fee: \$ (\$7 per square foot)

Date: \_\_\_\_\_

## Village Manager

## SIDEWALK CAFÉ OPERATOR'S AGREEMENT

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**Initial each box, complete the bottom and return with your application**

- I understand that I may not operate a sidewalk café unless I have received a permit certificate and that the certificate shall be posted on the establishment so that it is visible from the street.
  
- I understand that the sidewalk café may not encroach upon the public area of the sidewalk in a manner that will reduce the clear pedestrian way beyond the level set in the Village Code and that the minimum clear distance must be in a straight line so as to create a continuous and unencumbered straight path.
  
- I understand that objects may not be permanently affixed to the sidewalk and that I may not alter or damage the sidewalk in any manner.
  
- I understand that the hours of operation for the sidewalk café are 8 a.m. until 11 p.m. each night.
  
- I understand that no additional signage or advertising material may be incorporated into the sidewalk café. This includes portable signs, and screening materials used in the design of the sidewalk café.
  
- I understand that the sidewalk café area must be kept clean at all times. To this end, wait staff shall serve all patrons and bus tables as needed.
  
- I understand and agree that no outdoor cooking shall be permitted at any time and that the preparation and service of flaming foods shall be conducted in accordance with the New York State Fire Code §308.1.8.
  
- I understand that live entertainment is not permitted at the sidewalk café. I also understand that all recorded music shall cease playing by 10 p.m. each evening.
  
- I understand and agree to all of the above. In the event that there is a violation of Village Code in respect to these rules, I agree to be held liable for the same and understand that my permit may be revoked or not renewed pursuant to §285-8 and §285-9 of Village Code.

Name\_\_\_\_\_

Title\_\_\_\_\_

Business name\_\_\_\_\_

Address\_\_\_\_\_

Phone\_\_\_\_\_

Email\_\_\_\_\_

Signature\_\_\_\_\_

Date\_\_\_\_\_

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**INDEMNIFICATION AND HOLD HARMLESS AGREEMENT FOR  
PLACEMENT OF TABLES AND CHAIRS ON PUBLIC SIDEWALKS**

I, \_\_\_\_\_ being duly sworn, depose and say that I shall indemnify and save harmless the Village of Mamaroneck and its officers, agents, servants and employees from and against any and all claims demands, suites, proceedings, liabilities, judgments, awards, losses, damages, costs and expenses, including attorney's fees, on account of bodily injury sickness, disease or death sustained by any person or persons or injury or damage to or destruction of any property, directly or indirectly arising out of, relating to, or in connection with this Permit, whether or not due or claimed to be due in whole or in part to the active, passive, or concurrent negligence or fault of the applicant, his officers, agents, servants and/or employees, any of his subcontractors, the owner, the Village of Mamaroneck, or any of their respective officers, agents, servants or employees, and/or any other person or personas, and whether or not such claims, demands, suits or proceedings are just, unjust, groundless, false or fraudulent; and the applicant shall and does hereby assume and agrees to pay for the defense of all claims, demands, suits and proceedings.

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Company: \_\_\_\_\_

Address: \_\_\_\_\_

Sworn to me this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_

Notary Public