

Finance
7-15-19

19-0730

ORDINANCE

An Ordinance to amend Section 11.260 of the Manitowoc Municipal Code regulating Sidewalk Cafes.

The Mayor and Common Council of the City of Manitowoc do ordain as follows:

Section 1. Section 11.260 is amended to read as follows:

"11.260 Sidewalk Cafes.

...

(4) Procedure.

(a) An applicant for a permit under this section shall obtain an application form provided by the City Clerk, and shall supply such information as the Clerk requires. The completed form shall be returned to the City Clerk, along with the appropriate fee and proof of insurance. The application shall be signed by the applicant and by the applicant's landlord if the applicant is a tenant at the premises where the sidewalk cafe will be located. The initial application shall be accompanied by a drawing to scale of the site to be used as the sidewalk cafe, showing the location of all trees, poles, furniture, equipment, fixed and portable barriers and other items that will be located in the sidewalk cafe. The initial application shall also be accompanied by photographs, pictures from a sales catalog or detailed renderings of the furniture and equipment being considered for use, with dimensions and color included. Whenever furniture or equipment is updated or changed, the permittee shall provide the City Clerk photographs, pictures, or detailed renderings of same prior to installation. All renewal applications in which changes are being made to the area used, the furniture, furnishings, equipment and barriers shall also comply with the requirements of an initial application.

(b) If the applicant intends to sell or serve alcoholic beverages to patrons of the sidewalk cafe, the applicant shall obtain the appropriate alcohol beverage license describing and including the outdoor area where alcoholic beverages will be sold, served or consumed.

(c) The City Clerk shall send a copy of all complete sidewalk cafe applications and renewal permits to the City Planner and Chief of Police or the Chief of Police's designee for a ~~recommendation~~ **determination** as to whether the applicant is a proper recipient of a permit. ~~The City Planner's and Chief of Police's or designee's recommendation shall be sent to the Finance Committee for consideration. Applications approved by the Finance Committee shall be sent to the Common Council for final approval. The City Clerk shall notify the applicant of Council's~~ **the City's** final determination.

..."

Section 2. This ordinance shall take effect the day after publication.

JUL 15 2019

INTRODUCED _____ ADOPTED _____ APPROVED _____

Justin M. Nickels, Mayor

Fiscal Impact: n/a
Funding Source: n/a
Finance Director Approval: /sc
Approved as to form: /kmm

This resolution was drafted by Elizabeth Majerus, Assistant City Attorney