

Date Filed: _____
License No.: _____
Fee \$50.00 _____

BOROUGH OF NORTH PLAINFIELD
263 Somerset Street, North Plainfield, NJ 07060-4846
908-769-2910

OUTDOOR SIDEWALK CAFÉ LICENSE APPLICATION

N.P.R.G.O. 14-10

Applicant _____

Owner _____

Address _____

Business Telephone No. _____ Home Telephone No. _____

Block _____ Lot _____ Zone Designation _____

Frontage _____ feet Façade to curb _____ feet

APPLICATION MUST BE ACCOMPANIED BY A LAYOUT PLAN FOR THE PROPOSED CAFÉ AND RETURNED TO THE BOROUGH CLERK'S OFFICE WITH THE FOLLOWING ITEMS SHOWN:

1. A description of the proposed design and location of the outdoor sidewalk café and all temporary structures, equipment and apparatus to be used in connection with its operation, including tables, chairs, planters, awnings, lighting and electrical outlets (if any).
2. A statement of seating capacity of the proposed outdoor sidewalk café and of the existing restaurant actually operated by the applicant in the structure.
3. A diagram demonstrating that pedestrian traffic along the sidewalk upon which the outdoor sidewalk café is proposed to be located will in no way be impeded and that provisions of subsection 14-10.8 shall be satisfied.
4. A description of the proposed location of the outdoor sidewalk café showing the actual dimensions of the area to be utilized and the building, street and sidewalk upon which it fronts and on which it is to be located, including the area of frontage and distance from the façade to the curb.

INSURANCE

The applicant must provide a Certificate of Insurance, issued by a company duly authorized to transact business under the laws of the State of New Jersey, providing for the payment of not less than one million dollars (\$1,000,000.00) to satisfy all claims, disputes or controversies by reason of bodily injury to or the death of any person as a direct or indirect result of the operation, management or control of the outdoor sidewalk café or for injury to any person occurring on the premises occupied by such café. Said Certificate of Insurance shall also provide for the payment of not less than fifty thousand dollars (\$50,000.00) to satisfy all claims for property damage occurring as a direct or indirect result of the operation of such café.

The insurance policy shall provide that the insurance company shall notify the Borough of North Plainfield of any cancellation or change in coverage within thirty (30) days of said cancellation or change.

INDEMNIFICATION AGREEMENT

The applicant must file with the Borough Clerk an indemnification agreement, provided by the Borough, pursuant to which the applicant, in further consideration of the issuance of the license, shall agree to forever defend, protect, indemnify and hold harmless the Borough of North Plainfield, its officers, agents, representatives and employees from and against any and all claims, disputes, controversies, causes of action, injuries, losses, damages, expenses, fees and costs arising out of or which may arise out of the applicant's operation, management or control of said outdoor sidewalk café.

MAINTENANCE AGREEMENT

The applicant must file with the Borough Clerk a maintenance agreement, provided by the Borough, pursuant to which the applicant shall agree, at the option of the Borough, to either repair at its sole cost and expense any damage caused to the sidewalk by the operation of the café or to reimburse the Borough in full for all costs and expenses incurred by it in making any such repairs.

OUTDOOR SIDEWALK CAFES SHALL OPERATE WITHIN THE PERMITTED ZONES AND ONLY FROM 8:00 A.M. UNTIL 10:00 P.M. DURING THE MONTHS OF JANUARY THROUGH DECEMBER.

A MINIMUM UNRESTRICTED WALKWAY OF FOUR (4) FEET OF PAVED SIDEWALK MUST BE MAINTAINED FOR THE EXCLUSIVE USE OF PEDESTRIANS.

Date

Signature of Applicant

(For office use only)

Pursuant to N.P.R.G.O. 14-10.2.2, “the layout plan shall be submitted to the Construction Official, or other appropriate official designated by the Borough Council to review such plans, who shall thereupon recommend approval, disapproval or modification of the layout plan within ten (10) business days following its submission to the Borough.

The Borough Clerk shall also forward the layout plan to the Chief of Police, Fire Chief, Health Officer and Municipal Engineer for their review and recommendations for approval by the Mayor and Borough Council of the Borough of North Plainfield.”

Please submit recommendations to the Borough Clerk within ten (10) business days.

Copies to:

Date

Date recommendations/response received:

Construction Official:

Police Chief:

Fire Chief:

Health Officer:

Borough Engineer:

Borough Council:

Date Approved:

Resolution No.: