

**CITY OF ALMA
OUTDOOR CAFÉ PERMIT
AND
INDEMNIFICATION AGREEMENT**

The City of Alma hereby permits _____, of Alma, Michigan, the authority to utilize a portion of the public sidewalk adjacent to the front of their business establishment on _____ (address) for an outdoor café area from _____ to _____, subject to the following terms and conditions:

- S The sidewalk café operation will leave a clear and unencumbered area of not less than six feet in width from the building line on the sidewalk for the safe and efficient passage of pedestrian traffic. Tables, chairs, food carts, trash receptacles and/or grills may be interchangeable pursuant to the proposed site plan.
- S The eating areas shall be provided with trash receptacles of an adequate number to service the sidewalk grill. The property owner/operator of the establishment shall keep the area clean and free of all paper trash, refuse and debris.
- S Notwithstanding the provisions in Chapter 32, Article VI (Signs) of the Code of Ordinances for the City of Alma, no outdoor advertising will be permitted on any structures, tables or umbrella-type shades that may be utilized in conjunction with the outdoor café.
- S The outdoor cooking and the sale of food is subject to any applicable Michigan Department of Public Health and fire code regulations.
- S The applicant hereby indemnifies the City and its elected and appointed officials, employees and agents and agrees to hold them harmless from, indemnify them for and defend them from any liability for loss, damage, injury or casualty to persons or property including all costs of defense arising out of any act or omission of, or condition created by, the applicant.
- S The applicant shall furnish the City a certificate indicating that the applicant has had issued an Occurrence Insurance policy of policies against damages in the minimum amount of One Million Dollars (\$1,000,000) per occurrence for bodily injury (including death). Such certificate must show the City as a certificate holder and as an additional insured and shall provide that the coverage may not be terminated without 30 days prior written notice to the City. Such insurance must provide coverage for the City and its officers, employees and agents for any occurrence during the term of the permit. Upon request, the applicant shall also provide the City with a copy of the insurance policy(ies).
- S A permit fee in the amount of \$25.00 shall be paid at the time the permit is issued.
- S The sale or consumption of alcoholic beverages, beer, wine and spirits shall not be permitted in the sidewalk café under this permit.

S Materials used in conjunction with the outdoor café, including tables, chairs, food carts, trash receptacles, etc. shall be fully and completely removed from the sidewalk and kept elsewhere when the café is not in operation.

S The City Commission reserves the right to revoke this permit or adopt a resolution and/or ordinance with additional regulations modifying governing hours of operation, lighting, noise or other aspects of sidewalk café operations throughout the duration of this permit.

1. Name(s), address(es) and telephone number(s) of the owners, operators and responsible persons.
2. The proposed dates and hours of operation.
3. A site plan sketch.
4. All other information required herein.

This permit is hereby granted by resolution by the Alma City Commission at their regular meeting on

_____.

City of Alma

Business Name: _____

By: _____

Business Owner Name: _____

Barb Gager
City Clerk/Treasurer

Witnesses:
