



**CITY OF APPLE VALLEY**  
**INTERIM TEMPORARY OUTDOOR DINING APPLICATION**  
 Community Development Department  
 7100 147th Street W., Apple Valley, MN 55124  
 952-953-2575 | commdev@cityofapplevalley.org

General Information	
As a response to the COVID-19 pandemic, the City Council has approved an interim policy that allows administrative review of temporary and/or expanded outdoor dining areas. Please complete the form below and provide a dimensioned site plan of the proposed outdoor dining area.	
Restaurant Legal Name:	Restaurant Assumed Name (d/b/a):
Property Address (Include Suite # if Applicable):	
Restaurant Contact Person:	Contact Phone:
Restaurant Contact Email:	
Property Owner:	Property Owner Phone:
Property Owner Email:	
Describe general area and total square footage for exterior temporary dining area:	
Number of persons to be served in temporary dining area:	
Will alcohol be served in temporary dining area? <input type="checkbox"/> Yes <input type="checkbox"/> No	

Part 1: To Be Completed By All Restaurants	
Please read and check each box to confirm all parties understand the standards and requirements for temporary outdoor dining areas.	
Initial	Requirement
	Total dining capacity including expanded outdoor dining area will not exceed previous restaurant dining capacity including indoor and outdoor dining.
	No accessible (ADA) parking spaces may be converted into an outdoor dining area without a suitable replacement.
	No portion of outdoor dining is located within any public right-of-way (sidewalks/trails, boulevard or streets).
	Outdoor dining area is set back a minimum of 20 feet from the public right-of-way of Cedar Avenue and CSAH 42, 10 feet from all other right-of-way and 5 feet from side and rear lot lines.
	Outdoor dining will not interfere with any pedestrian walkways or impede ADA accessible routes intended for the general public. A minimum four (4) feet wide area shall remain clear on walkways for entry into the restaurant building and adjacent uses.
	The outdoor dining area will be handicap (ADA) accessible and not restrict accessibility in other areas inside or outside the restaurant.
	Restaurant and building owners shall provide accommodations to patrons for appropriate rest room facilities. Such facilities shall be indicated on the site plan.
	The outdoor dining area will be kept in a clean and orderly manner. No food or beverages will/may be stored outdoors.
	Landscaping removed or damaged by the temporary dining area will be replaced no later than June 1, 2021.
	Hours of operation of an outdoor dining will be restricted to the hours of operation of the restaurant's interior space. Outdoor dining areas shall close by 10 p.m. if located within 200 feet of a residential property.
	The outdoor dining will comply with all noise regulations in this Code.
	The outdoor dining area conforms to all fire and building codes related to the number and types of exits that are required.

	The restaurant owner and property owner (if different), understand that all temporary outdoor dining areas must be removed no later than November 15, 2020.
	The restaurant owner and property owner (if different), understand a building permit is required if a tent exceeding 400 square feet or a canopy (open on all sides at all times) exceeding 700 feet is proposed for the temporary dining area. Please call Building Inspections (952) 953-2588 for a permit application.
	When restrictions on restaurant seating due to Covid19 are lifted, the business shall remove the temporary outdoor seating and dining area. If a restaurant would like to continue to operate the outdoor dining area, application shall be submitted for an Outdoor Dining Area to the City and Met Council for review and determination based on this increased outdoor space.

<b>Part 2: To Be Completed By Alcohol License Holders</b>	
Complete this section if alcohol will be sold, served or consumed in the temporary outdoor dining area. For questions, contact City Clerk Pamela Gackstetter at 952-953-2506 or <a href="mailto:cityclerk@cityofapplevalley.org">cityclerk@cityofapplevalley.org</a> .	
Initial	Requirement
	The temporary outdoor dining/alcohol area must be completely enclosed by a fence.
	The temporary outdoor dining/alcohol area must be directly connected to the establishment.
	The applicant certifies that all federal, state and City alcohol regulations shall apply to the temporary outdoor dining area and compliance shall be met.

<b>Required Documentation</b>	
<input type="checkbox"/>	All restaurants must read, sign and submit this form before temporary outdoor dining is added. Completed forms can be emailed to <a href="mailto:commdev@cityofapplevalley.org">commdev@cityofapplevalley.org</a>
<input type="checkbox"/>	A site plan indicating where the temporary outdoor dining area will be located and how entry and exit will be provided.
<input type="checkbox"/>	Alcohol license holders must also submit: <ul style="list-style-type: none"> <li><input type="checkbox"/> A certificate of liquor liability insurance indicating coverage is extended to the temporary outdoor dining area</li> <li><input type="checkbox"/> The site plan indicating the location of fencing and dimensions of liquor service area.</li> </ul>

By signing below, I hereby certify the following:

- The information provided on this form is correct.
- I will comply with all building code and fire code regulations and understand that violations of such codes may be grounds for revocation of my ability to install temporary outdoor dining.
- I have read and acknowledge the City standards (outlined in Part 1) regarding temporary outdoor dining.
- I have read and understand the temporary outdoor dining shall be removed no later than November 15, 2020.
- I understand the City may inspect the outdoor dining area any time to enforce compliance with the above provisions. Additionally, the City may require the temporary outdoor dining to be closed if found to be detrimental to the health, safety and welfare of the general public.
- (For alcohol license holders) I understand that this application alters the licensed premise of my alcohol license. Any violations of Federal, State or City regulations in the temporary outdoor dining area may result in civil or criminal penalties against me or my license. I further understand that liquor liability insurance must be kept in-force for the temporary outdoor dining area.

\_\_\_\_\_  
Restaurant Owner/Officer Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Property Owner Signature

\_\_\_\_\_  
Date