

# TOWN OF PALM BEACH

Information for Town Council Meeting on: June 10, 2020

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To: Mayor and Town Council

Via: Kirk Blouin, Town Manager

From: Jay Boodheshwar, Deputy Town Manager

Re: Status Report on the Approval of Temporary Permits to Utilize Outdoor Spaces for Restaurant Seating and Retail Displays

Date: June 2, 2020

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## **RECOMMENDATION**

The following information has been provided to update the Mayor and Town Council on the number of approvals that have been granted to date for the temporary use of private and public outdoor spaces for restaurant seating and retail displays.

## **GENERAL INFORMATION**

At the May 13, 2020 meeting, Town Council approved a program for new/expanded temporary use of outdoor spaces for restaurants and retail establishments, to mitigate the occupancy limitations placed upon them via COVID-19 related executive orders. Said approval included private property and/or public spaces, including sidewalks and appropriate parks. A draft application was provided to communicate the information that would be required for approval consideration. A final copy of the application is attached. Requirements for application include:

1. A site plan with dimensions and a description of the property the applicant would like to use, including private and public spaces.
2. A certificate of insurance, naming the Town as additional insured.
3. A hold harmless agreement for use of any public spaces.
4. Damage deposit for use of public spaces.

Conditions of approval include:

1. This temporary outdoor use will continue until rescinded by the Town Council.
2. Approval may be revoked if the outdoor areas become unsafe or are deemed a nuisance to the community due to excessive complaints.
3. Compliance with CDC, FDA and OSHA guidelines are required.
4. Temporary tables, seating and displays cannot infringe upon ADA access along sidewalks and accessible routes in and out of buildings.
5. Approval for use of private property (not owned by business) is required.
6. Must remain in compliance with minimum parking requirements if using parking lots and net number of seats may not exceed the total number during normal operations.

7. The use of the outdoor spaces shall be in conformity with all other Town Codes and Ordinances.

As of June 2, ten (10) restaurants have been approved for new or expanded outdoor seating. Three (3) are using portions of public sidewalks and one (1) is using a small section of Memorial Park. During pre-Covid operations, the 10 restaurants would normally have 1,342 seats (indoor and outdoor). Phase 1 restrictions limit indoor capacity to 50% and require at least 6 feet of spacing for outdoor seating. The total reduction of seating for the 10 restaurants has been mitigated to only a reduction of 424 with the ability to have new or expanded temporary outdoor seats. See below for more information.

Restaurants	Location(s)	Damage Deposit	Indoor (pre-covid)	Indoor (phase 1 - 50%)	Diff.	Outdoor (pre-covid)	Outdoor (phase 1 - 6 ft)	Outdoor Diff.	Total (pre-covid)	Total (phase 1)	Diff.
Cucina	Private Property	N/A	101	50	-51	16	67	51	117	117	0
Coyo Taco	Private Property	N/A	54	27	-27	26	40	14	80	67	-13
Sant Ambroeus	Private Property	N/A	100	50	-50	20	56	36	120	106	-14
Lola 41	Private Property	N/A	82	41	-41	74	45	-29	156	86	-70
Greens	Private Property	N/A	82	41	-41	0	18	18	82	59	-23
Meat Market	Public Sidewalk and Private Property	\$1,000	172	86	-86	0	20	20	172	106	-66
Buccan	Public (west section of Memorial Park between fountain and Town Hall)	\$2,500	177	88	-89	0	36	36	177	124	-53
Bice	Private Sidewalk	N/A	125	62	-63	47	32	-15	172	94	-78
Surfside	Public Sidewalk	\$1,000	78	28	-50	8	19	11	86	47	-39
Café L' Europe	Public Sidewalk	\$1,000	180	90	-90	0	22	22	180	112	-68
		\$5,500	1151	563	-588	191	355	164	1342	918	-424

As of June 2, thirty-three (33) retail establishments have been approved for temporary use of outdoor space for displays. They include the establishments listed below, which is mostly comprised of businesses in the Royal Poinciana Plaza. The Worth Ave Association was also approved to install hand-sanitizing stations in various locations on Worth Ave.

Ala von Auersperg	Cynthia Rowley	Alice & Olivia	Assouline
Kemble Interiors	Angelo's	Zadig + Voltaire	Douglas Elliman
Hermes	Valentina Kova	Woof Gang Bakery & Grooming	Saint Laurent
Kirna Zabete	Paul Labrecque	Virginia Philip Wine & Spirit	Stoney Clover Lane
Kiton	Everything But Water	Zimmermann	Daniel Cremieux
Serenella	Renny + Reed	Squeeze Pilates	Orlebar Brown
The Grand Tour	Gavlak Gallery	100% Capri	Rani Arabella
Roller Rabbit	MD Beauty Labs	Theory	Bognar and Piccolini
Love Shack Fancy			

Attachment

cc: Department Directors  
John C. Randolph, Town Attorney