



CITY OF STOCKTON

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**REVOCABLE PERMIT**

**SIDEWALK CAFE**

Permit No.: 07-10C

Date: July 18, 2007

Permittee: **DOWNTOWN STOCKTON ALLIANCE**  
**343 EAST MAIN STREET**  
**STOCKTON, CA 95202**

Location of Work: **DOWNTOWN ENTERTAINMENT DISTRICT**

In accordance with Ordinance No. 028-00, passed by the Council of the City of Stockton on November 6, 2000, a permit revocable at the pleasure of the Public Works Director of the City of Stockton is hereby granted to:

**DOWNTOWN STOCKTON ALLIANCE**

To allow merchants within the Downtown Entertainment District to place outdoor seating adjacent to their establishment, on City property.

This permit is granted under the following terms and conditions:

1. This Revocable Permit is granted subject to the Standard Conditions Applicable to Revocable Permits adopted by this City Council by Resolution No. 00-0554 on November 14, 2000, and on file in the Office of the City Clerk of the City of Stockton.
2. The Permittee shall ensure that each merchant wishing to utilize this Permit submits a detailed site plan to the City for review and approval prior to any placement of tables and chairs. Each of these approved site plans shall become part of this permit and will be subject to all conditions herein.
3. All site plans shall identify the number of tables and chairs and their configuration.
4. If the Permittee desires to serve alcoholic beverages within the sidewalk café area, modification of this permit and compliance with Sections 2(b) and 2(d) of the "Standard Conditions Applicable to Revocable Permits" shall be required.
5. Sidewalk cafes shall be used only as seating areas for food and/or beverage service. Tables and/or chairs must be movable.

6. The Permittee shall ensure that the sidewalk area is kept free of debris/trash and that all food and beverage spills are promptly removed and the area cleaned. If the concrete or decorative art work are permanently stained or damaged, the Permittee shall be required to replace said improvements as required by the Public Works Director.
7. Sidewalk cafes shall not obstruct sidewalk pedestrian traffic, accessibility to vehicles parked adjacent to the curb, or create public health or safety hazards. A four-foot minimum clear area for pedestrian use is required between property line and edge of curb. This clear area must be paved to City sidewalk standards and unobstructed by street furniture, light standards, poles, fire hydrants, etc. The seating areas shall be as shown on the City approved site plans for each merchant. Non-conforming seating areas or encroachment into the four-foot clear zone shall be grounds for revocation of this permit.
8. The Permittee shall ensure that each merchant, in accordance with Section 1(h) of the "Standard Conditions Applicable to Revocable Permits," provides and keeps in force during the term of the permit, a policy of public liability insurance against liability for injuries to persons or property arising out of accidents attributable to the structure on City property, in amounts to be determined by the Risk Manager. The policy of insurance so provided shall contain a contractual liability endorsement covering the liability assumed by the Permittee by the terms of his permit and shall contain a provision that such policy may not be canceled except after thirty (30) days notice in writing to be given to the Risk Manager. The copies of these policies or certificates evidencing the same shall be filed with the Risk Manager of the City after approval of the City Attorney.
9. The issuance of this permit by the City does not create any agency on the part of the Permittee, and the Permittee will hold the City of Stockton harmless for any action for damages arising out of the Permittee's activities performed under this permit.

JAMES B. GIOTTONINI  
PUBLIC WORKS DIRECTOR  
CITY OF STOCKTON



GREGG S. MEISSNER  
DEVELOPMENT SERVICES MANAGER  
CITY OF STOCKTON