



TEMPORARY OUTDOOR DINING GUIDELINES

CITY OF FOSTER CITY ▪ COMMUNITY DEVELOPMENT ▪ PLANNING/CODE ENFORCEMENT

The City of Foster City will allow local restaurants to temporarily create or expand outdoor dining areas consistent with the [San Mateo Safer Community Order \(No. c19-11\)](#), as it may be amended, and [Industry Guidance related to Dine-In Restaurants provided by the State of California in response to COVID-19](#). This allowance will remain in effect until State and County health orders no longer restrict restaurant occupancy, or until rescinded by the City Council of the City of Foster City.

Eligibility

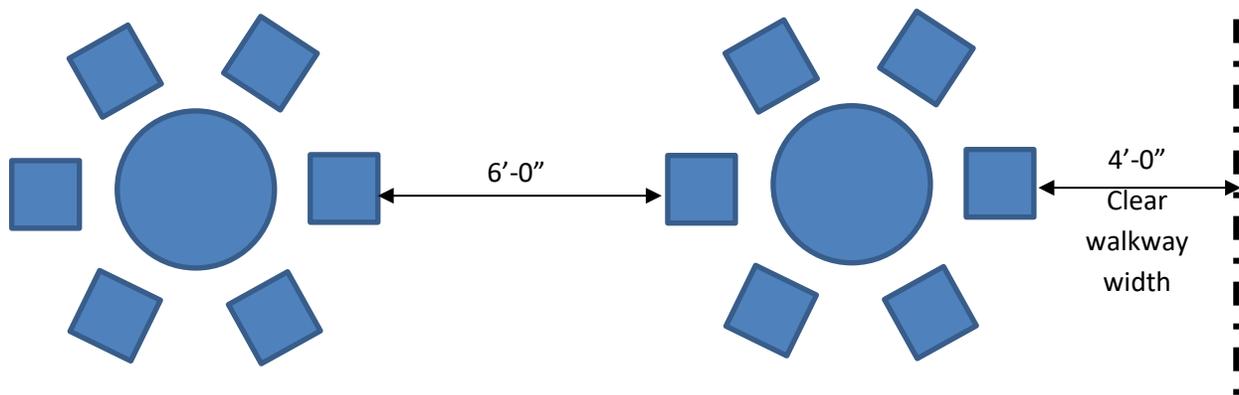
1. Outdoor Dining shall be available only for existing restaurants that are current tenants of the shopping center or commercial building.
2. The restaurant owner or operator shall obtain written authorization from the property owner for the use of private sidewalks, parking areas, or other areas for outdoor dining. In general, outdoor dining areas may be located on sidewalks or patio areas or parking areas immediately adjacent to the restaurant frontage.
3. Tenants in shopping centers with multiple restaurants shall work with the management or property owner to equitably allocate the available sidewalks, patios, and parking areas for temporary outdoor dining.
4. The restaurant must have a valid Business License issued by the City of Foster City.

General Guidelines

5. Restaurant owners and operators shall read and comply with all applicable current and future orders issued by the State of California and County of San Mateo Health Officer. It is the responsibility of the individual restaurant owners and operators to remain knowledgeable of any such orders, as they may be amended from time to time. For guidance specific to restaurants, refer to the links provided below:
 - [COVID-19 Industry Guidance: Dine-In Restaurants](#)
 - [Cal/OSHA COVID-19 General Checklist: Dine-In Restaurants](#)
 - [San Mateo County Order \(c19-11\)](#)
 - [County's COVID-19 Social Distancing Protocol \(updated June 17, 2020\)](#)

Safety, Location, Accessibility

6. Implement measures to ensure social distancing is adhered to while customers are waiting to be seated, during ordering and food pick-up. It is recommended that customers wait outside to be called inside.
7. Place tape or install markings on the floor at least six feet apart in any area where members of the public may form a line.
8. Outdoor dining seating arrangements shall limit the number of patrons at a single table to six (6) individuals, all of whom must be from the same household or have asked to be seated together.
9. A minimum of six-foot (6' -0") social distance must be maintained between seating of any two adjacent tables.



10. Outdoor dining seating arrangement shall comply with ADA access requirements. A minimum four-foot (4' -0") wide path of travel shall be maintained along all pedestrian walkways.
11. At least one table and seating shall conform to ADA standards.
12. No furniture, fixture or equipment shall be permanently affixed to the sidewalk or parking stalls.
13. Temporary trash receptacles shall be required for all outdoor dining areas where food is served. The restaurant owner or operator shall be responsible for maintaining the outdoor area and trash receptacles in a clean and tidy manner, including emptying the receptacle daily, or more frequently if needed in high use areas, into the primary restaurant trash receptacle serving the business for proper disposal.
14. Outdoor dining seating arrangements in parking areas shall provide safety barriers such as fences, water-filled K-rails, or landscape planters. Safety barriers shall not exceed 42 inches in height.
15. Use of the on-street parking spaces shall be limited to the striped dimensions of the parking stall areas. Outdoor dining tables and seating shall not encroach into accessible parking stalls, accessible van loading areas, and associated paths of travel.
16. Space heaters are permitted if they are an outdoor approved type, are located in accordance with the manufacturer's recommendations or no less than two feet, whichever is greater from the edge of any umbrella canvas, any foliage, or any other flammable object or material.
17. All electrical lighting and receptacles shall be listed and approved for wet location installation.
18. Each restaurant may post one sign with a maximum area of six (6) square in the temporary outdoor dining area. No advertising shall be allowed except for the name of the restaurant, its logo, its hours of operation and 'open' sign.
19. Temporary canopies or tents must comply with fire requirements. Permits from the County Health Department, Building Department, Fire Department, and Planning Department are required for canopies or tents over 400 square feet.
20. Access to fire hydrants, fire hose connections for sprinkler systems, and entrances and exits of all buildings shall not be obstructed at any time by barriers or seating. The twenty (20) feet fire lane shall not be obstructed at any time. There shall be a minimum of forty (40) inches in the distance separating the edge of a table or chair to a fire department connection.
21. Access to indoor restrooms must be provided, and no portable toilets are allowed.

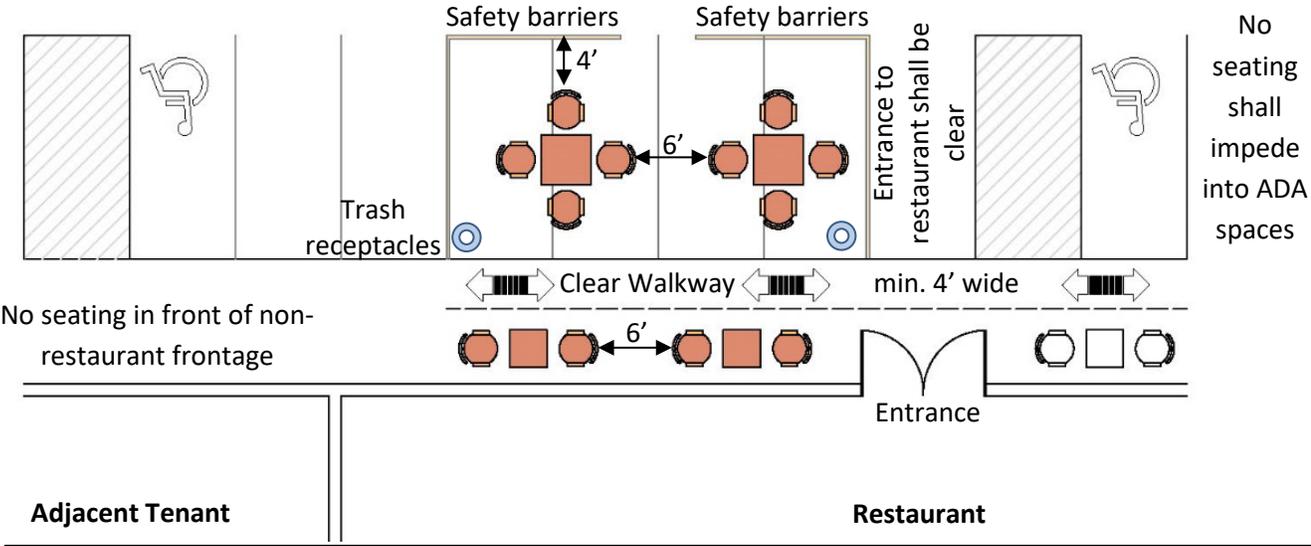
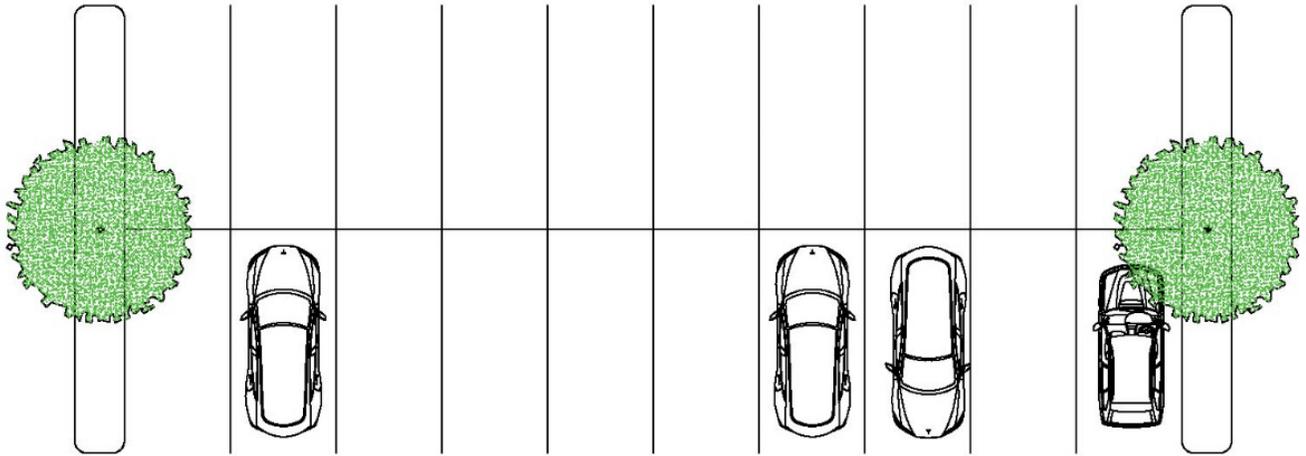
Operations

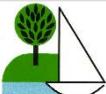
22. Post signs to remind customers to maintain social distancing of six feet, to wash hands or use sanitizer upon entry into a restaurant, and to stay home if they are ill or have symptoms consistent with COVID-19.
23. Hours of operation for outdoor dining shall not exceed the normal hours of operation for the corresponding business with which the outdoor dining is associated.
24. Facilities that open for outdoor dining must offer curbside pickup, takeaway, and/or delivery service alternatives. Lines for pickup or takeaway must be in a separate area other than the outdoor dining area to prohibit patrons from unnecessarily accessing the outdoor dining area.
25. Seating areas shall be maintained free of litter, refuse and debris. The area shall be scrubbed and mopped to remove any food or drink stains on a daily basis by the permittee. Such cleaning and sanitization shall be in accordance with the [City's Storm Water Management and Discharge Control Program](#), which prohibits any discharge other than stormwater into the stormwater drainage system.
26. Hand sanitizer or hand washing stations should be made available in the outdoor dining area.
27. Patrons are required to wear a face covering except when sitting at a dining table.
28. The City may require the removal, temporary or permanent, of the outdoor dining fixtures when redevelopment or improvements of the street or sidewalk, or utility repairs necessitate such action.
29. Any outdoor alcohol service shall be in compliance with the rules and regulations of the Department of Alcoholic Beverage Control and all other applicable laws and regulations.
30. Entertainment events shall not be allowed unless until the County revises the current Order.

Enforcement

31. The City reserves the right to enforce and/or prohibit a temporary outdoor dining use that: (i) creates an obstruction to, or causes congestion of, pedestrian or vehicular traffic due to existing conditions on the property or surrounding public right-of-way; (ii) if the installation represents a danger to the health, safety or general welfare of the public; and/or (iii) violates the requirements of these Foster City Temporary Outdoor Dining Guidelines or violates any applicable State or County Health Orders.

ILLUSTRATION OF ACCEPTABLE OUTDOOR DINING AREA STANDARDS





TEMPORARY OUTDOOR DINING GUIDELINES OWNER ACKNOWLEDGEMENT FORM
 CITY OF FOSTER CITY • COMMUNITY DEVELOPMENT • PLANNING/CODE ENFORCEMENT

The City of Foster City will allow local restaurants to temporarily create or expand outdoor dining areas consistent with the Current State and County Health Orders related to COVID-19. Restaurant owners/operators must submit this acknowledgement form to planning@fostercity.org before setting up outdoor dining area.

Restaurant Information

Restaurant Name: _____

Restaurant Address (Including Unit #): _____

Email Address: _____ Phone: _____

Property Owner Information

Shopping Center Name: _____

Property Owner Name/Management Name: _____

Email Address: _____ Phone: _____

Signature/Authorization

By signing below, I hereby certify the following:

- I have read and agree to comply with the terms and conditions outlined in the City of Foster City Temporary Outdoor Dining Guidelines.
- I will post County's COVID-19 Social Distancing Protocol at the public entrance(s) of the restaurant to be visible to the customers.
- I certify that the Property Owner/Management has granted permission to create or expand a temporary outdoor dining area on the subject property.
- I acknowledge that the City of Foster City has temporarily authorized outdoor dining and that the authorization will remain in effect only until State and County health orders no longer reduce indoor seating capacity or until rescinded by the City.

Restaurant Owner Signature _____ Date _____