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Select Application Type: Special Use or Event>Any Project Type>Special Use>Outdoor Seating

SPECIAL USE PERMIT FOR TEMPORARY OUTDOOR SEATING

1e

The City of Bothell has passed an ordinance allowing the temporary change of use from parking to outdoor seating for existing food and beverage businesses.

After application is made online through www.MyBuildingPermit.com, a permit will be issued (allow 1-2 working days), and the outdoor seating use/layout approval is subject to field inspection.

General Requirements:

- The outdoor seating must meet the requirements of the Governor’s Safe Start Washington phased reopening plan.
- A current City of Bothell business license is a prerequisite to being issued a permit as provided for in this Ordinance.
- An eating and drinking establishment may only operate in a private parking area with a valid permit issued by the City while the temporary ordinance remains in effect.
- Use of any portion or percentage of private off-street parking areas for outdoor dining use shall require the property owner’s approval.
- All outdoor seating shall be spaced at least 6 feet apart measured from back of occupied chair to back of occupied chair.
- Temporary placement of outdoor seating areas and/or equipment such as wash stations and hand sanitizing stations or stations for staff set-up and service do not need to meet required setbacks.
- The outdoor dining area may expand past the food or beverage establishment’s façade with the neighboring business’s permission.

Other limitations on placement of outdoor dining areas.

- Outdoor seating cannot be located within required landscaping, stormwater facilities, critical areas, or private streets.
- Temporary placement of outdoor seating areas and/or equipment such as wash stations and hand sanitizing stations or stations for staff set-up and service do not need to meet required setbacks.
- The outdoor dining area may expand past the food or beverage establishment’s façade with the neighboring business’s permission.
- An eating and drinking establishment may only operate in a private parking area with a valid permit issued by the City while the temporary ordinance remains in effect.
- No minimum parking spaces or additional bicycle parking are required for temporary outdoor seating activity authorized by this Ordinance.

If an applicant desires to include a temporary membrane (e.g., a canopy or tent) for the temporary outdoor dining area, the City’s existing temporary membrane permit application and review process

TEMPORARY ACTIVITY PERMIT FOR OUTDOOR SEATING

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shall be subsumed into this temporary outdoor dining area permit. While this Ordinance remains in effect, the current IFC operational permit fee established in the fee resolution for a temporary membrane is waived for temporary outdoor dining areas.

Inspection items include:

- All required fire lanes are unobstructed
- Access to fire hydrants, PIV's (post indicator valves) and FDC's (Fire Department Connections) are unobstructed
- Access to all restrooms is available within the business
- Seating is not within or obstructing accessible parking stalls and access aisles
- Seating does not obstruct the accessible route from the seating area to the building entrance
- Seating areas that are fenced in must have an open section in the fencing for exiting or a swinging gate no less than 36" in width and that has lever hardware for access in an emergency.