



TEMPORARY OUTDOOR DINING GUIDELINES

The Township of North Brunswick is supportive of providing relief to local food establishments affected by restrictions related to COVID-19. Temporary outdoor dining will be authorized only when it can be achieved and protect the public health, welfare, and safety, and ensure that pedestrian and vehicle traffic is unencumbered by the outdoor seating.

The temporary placement of tables and chairs for outdoor dining will require a Zoning Permit.

The Zoning Officer will review the application for compliance and share with the Fire Marshal, Health Officer, and other appropriate municipal offices for review and approval.

Restaurant Owners should:

- ✓ Complete a zoning application, along with written consent of the property owner as required. The zoning permit fee is waived.
- ✓ Provide a proposed layout plan illustrating the number and location of all tables, chairs, umbrellas, or other furnishings or fixtures intended to be located outdoors. The plan shall also illustrate:
 - The location of any doors and handicap ramps leading from the business establishment to the outdoor seating. No such doors or handicap ramps may be obstructed in any manner.
 - The location of the place within the business establishment where any food or drink is intended to be prepared, sold, and consumed.
 - The number of feet and location of unobstructed space permitting free passage of pedestrian and vehicular traffic around or through the proposed outdoor seating.

Please carefully review the rules and regulations for temporary outdoor dining on the reverse side.

For further information, please contact:

Andrei Alexeev, Zoning Officer

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RULES AND REGULATIONS FOR TEMPORARY OUTDOOR DINING

Outdoor dining shall be permitted only on a temporary basis for the purposes to accommodate the needs of existing food establishment businesses at which food is sold for consumption on the premises.

- a. No outdoor seating area shall be located upon public sidewalks and within public rights-of-way.
- b. No outdoor seating area shall be located within any designated fire lane, vehicular circulation aisle or parking space, except when a temporary outdoor seating area may be permitted within the parking area on the lot if it was determined by township officials that there is no public health, welfare, and safety concerns related to such location. A site inspection may be required by the township or may be requested by the applicant in order to determine whether a parking area or a portion thereof may be utilized for the purposes of the location of such temporary outdoor seating.
- c. If the outdoor seating is located directly in front of the applicant's retail food establishment, the applicant shall demonstrate that a minimum of four (4) feet of unobstructed paved surface will be available for pedestrian traffic around and through the outdoor seating area measured from the perimeter of the proposed outdoor seating area to the wall or curb of walkway.
- d. No tables, chairs or other equipment used in the outdoor seating shall be attached, chained or in any manner affixed to any tree, post, sign, curb, or walkway within or near the outdoor seating area.
- e. Any table service provided within the approved outdoor seating area shall be provided by persons employed by the permittee for that purpose and shall be furnished to seated patrons only.
- f. Each permittee is responsible for keeping the area of the outdoor seating and the adjacent areas free and clear of any debris or litter occasioned by the outdoor seating. Areas shall be cleaned as needed and at the time that business is closed and at the beginning of each business day.
- g. The sale, service and/or consumption of alcoholic beverages shall be permitted at the outdoor seating areas subject to the following regulations:
 1. Every restaurant, diner, cafe, or other establishment serving food and/or beverages that has been granted outdoor seating pursuant to this notice and which is also the holder of an alcohol beverage control license authorizing the sale of alcoholic beverages for on-premises consumption shall be responsible to cause its license to be amended to include the area utilized for outdoor seating prior to serving any alcoholic beverages in the outdoor seating area.
 2. Notwithstanding the hours of permitted outdoor seating specified in this notice, no restaurant, diner, cafe, or other establishment serving food and/or beverages that is not licensed to sell alcoholic beverages for on-premises consumption shall permit the consumption of alcoholic beverages during any hours when the sale of alcoholic beverages for on-premises consumption by establishments holding an alcoholic beverage control license is prohibited.