



## Legislation Details (With Text)

**File #:** 2020-0701 **Version:** 2  
**Type:** Ordinance **Status:** Passed Finally  
**File created:** 9/11/2020 **In control:** Committee on Public Works  
**On agenda:** 9/15/2020 **Final action:** 9/29/2020  
**Enactment date:** 9/29/2020 **Enactment #:** 32  
**Effective date:** 10/8/2020

**Title:** Ordinance amending the City of Pittsburgh Code of Ordinances at Title IV: Public Places and Property; Article I: Public Right of Way; Chapter 416: Obstructions: Sections 416.20 Approval Process for Sidewalk Café, Including Permits and Fees to further extend the effectiveness of certain temporary expedited measures for the City of Pittsburgh sidewalk café permit application process for an additional [60] 120 days.

**Sponsors:**

**Indexes:** PGH. CODE ORDINANCES TITLE 04 - PUBLIC PLACES

**Code sections:**

**Attachments:** 1. 2020-0701 Cover Ltr -Sidewalk Cafe Ordinance Mayor Letter, 2. Summary 2020-0701

Date	Ver.	Action By	Action	Result
10/8/2020	2	Mayor	Signed by the Mayor	
9/29/2020	2	City Council	Passed Finally	Pass
9/23/2020	2	Standing Committee	AMENDED	Pass
9/23/2020	2	Standing Committee	Affirmatively Recommended as Amended	Pass
9/15/2020	1	City Council	Read and referred	

Ordinance amending the City of Pittsburgh Code of Ordinances at Title IV: Public Places and Property; Article I: Public Right of Way; Chapter 416: Obstructions: Sections 416.20 Approval Process for Sidewalk Café, Including Permits and Fees to further extend the effectiveness of certain temporary expedited measures for the City of Pittsburgh sidewalk café permit application process for an additional [60] 120 days.

WHEREAS, availability and promotion of outdoor dining provides a viable means to increase service while remaining in compliance with the executive orders of the Commonwealth of Pennsylvania and Allegheny County during the COVID-19 pandemic; and,

WHEREAS, on July 21, 2020, Council voted to amend the City Code to provide for certain temporary expedited measures for the City of Pittsburgh sidewalk café permit application process for 60 days; and,

WHEREAS, due to the increased demand for outdoor dining permits, the City of Pittsburgh wishes to continue to provide for certain temporary expedited applications processes for said permits; and,

WHEREAS, the temporary expedited measures for the City of Pittsburgh sidewalk café permit application process currently expire on September 20, 2020, and the City wishes to further extend the effectiveness of the temporary expedited measures for an additional [60] 120 days through [November 19, 2020] January 18, 2021.

**The Council of the City of Pittsburgh hereby enact as follows:**

**Section 1.** The City of Pittsburgh Code of Ordinances at Title IV: Public Places and Property; Article I: Public Right of Way; Chapter 416: Obstructions; Section 416.20 Approval Process for Sidewalk Café, Including Permits and Fees; shall be amended as follows:

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*d. Department of Permits, Licensing, and Inspection (PLI).* PLI checks the applicant's record for violations. Any violations must be rectified before a sidewalk café permit can be issued. No permit can be issued unless the proprietor has a valid occupancy permit for the establishment that the sidewalk café will abut. Upon being cleared of violations and consistent with the requirement for commercial venues, the applicant must submit a site plan, prepared and sealed by a licensed architect or engineer if required by PLI, to PLI's Plan Examiner. This plan must contain the sidewalk café seating layout, aisles, enclosure, ADA requirements, and means of egress, including egress from the main restaurant to the curb. The Plan Examiner will review the site plan for compliance with City Code and for compliance with the Americans with Disabilities Act (ADA). The applicant then pays a one-time fee for the certificate of occupancy for a sidewalk café. PLI will inspect and issue the certificate of occupancy for a sidewalk café, if approved. A copy of the site plan will be given to the applicant to be maintained at the establishment. The applicant will receive a copy of the certificate of occupancy by mail. Upon completion of PLI's process, PLI will forward the sidewalk café application packet, including DOMI's notice of acceptance, the certified site plan, and a copy of the certificate of occupancy for a sidewalk café, to DOMI.

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*f. City Council.* When it is deemed that the application is completed fully and correctly, the Director of Mobility and Infrastructure submits the application to the District Council Person. The completed checklist of sidewalk café requirements is included in the packet provided to the District Council Person. [The City Council Member representing the district where the café is proposed shall acknowledge, in writing, having reviewed the application, prior to issuance of the permit.]

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2. “A proprietor wishing to establish a sidewalk café with four (4) seats or fewer (must be no more than two (2) seats per table) must follow the process described below. Responsibilities of the departments include, but are not limited to, those described. For expediency and to benefit the applicant, each department shall complete its responsibilities within [ten (10)] two (2) days.

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*f. City Council.* When it is deemed that the application is completed fully and correctly, the Director of Mobility and Infrastructure submits the application to the District Council Person. The completed checklist of sidewalk café requirements is included in the packet provided to the District Council Person. [The City Council Member representing the district where the café is proposed shall acknowledge, in writing, having reviewed the application, prior to issuance of the permit.]

**Section 2.** These Ordinance amendments shall be construed as temporary and will expire ~~(60) sixty~~ **(120) one hundred twenty days** from the effective date of this Ordinance unless further renewed by the Council of the City of Pittsburgh.