



City of Encinitas

Development Services Department

Code Enforcement Division

505 S. Vulcan Avenue, Encinitas, California 92024

code@encinitasca.gov

Date: _____

Business: _____

Pass/Fail: _____

Temporary Outdoor Dining Inspection Checklist

Temporary Outdoor Right-Of-Way (Sidewalk and Parking areas) Dining: Temporary Encroachment/Use Permits through COVID-19 Assembly Bill (AB) 61 allowing shared street encroachments. All permits to expire December 31, 2023. Be advised, the City reserves the right to add additional regulations.

<input type="checkbox"/> Outdoor Dining area must be approved by the City via a Temporary Encroachment/Use Permit. A valid Permit (not expired) must be maintained onsite and presented during the inspection.
<input type="checkbox"/> Outdoor Dining area shall be limited to the area directly in front of the business establishment, UNLESS an Authorization Letter has been obtained from the adjacent business and property owners.
<input type="checkbox"/> Outdoor Dining area shall not be located on a raised platform or a sunken area UNLESS an accessible ramp is provided and shown on an approved site plan.
<input type="checkbox"/> Outdoor Dining area shall contain no overhead structures, UNLESS the applicable Building Permit has been obtained. This is to include, but not limited to, pergolas, gazebos, trellises, deck coverings/roofs, deck archways, deck beams, tents, and shade sails.
<input type="checkbox"/> Outdoor Dining equipment shall be located as shown on an approved site plan and shall not block or impede exits, egress pathways or aisle widths. This is to include, but not limited to, decks, canopies, umbrellas, awnings, and all other dining equipment.
<input type="checkbox"/> Outdoor Dining area shall maintain a minimum five (5) feet width of unobstructed pedestrian pathway on sidewalk. Ingress and egress to business entrance shall also be maintained at all times.
<input type="checkbox"/> Patio Heaters shall be kept a safe distance away from combustibles & flammable materials, such as shade covers, canopies, awnings, umbrellas, wood structures. Minimum required distance of 3 feet from sides and 2 from the top and be placed in a well-ventilated area.
<input type="checkbox"/> Outdoor Dining K-Rails shall not encroach into travel lane or adjacent parking spaces. K-Rails shall be placed by the City and shall not be moved without the authorization from the City.
<input type="checkbox"/> Outdoor Dining K-Rails shall at all times be maintained free of trash, grime, and graffiti.
<input type="checkbox"/> Outdoor Dining area shall contain no signs. This is to include, but not limited to, on the structure, dining equipment, and/or within the public right-of-way.
<input type="checkbox"/> Decks shall provide minimum 8-inch x 6-inch clear gutter space along entire length of dining area to allow curbside drainage flow. No portion of the dining area structure, deck, and/or any other items are to obstruct and/or impede into the gutter space.
<input type="checkbox"/> Approved Outdoor Dining area shall not exceed designated occupant load (Square footage / 15 = Max Occupant Load). All chairs and tables must coincide with designated occupant load.
<input type="checkbox"/> No service or consumption of alcoholic beverages shall be allowed on the public right-of-way without a valid ABC License and Temporary Encroachment Permit.
<input type="checkbox"/> All Outdoor Dining Area lighting shall comply with the limitations of EMC 30.40.010(I).
<input type="checkbox"/> A valid Certificate of Insurance for the establishment naming the City as additionally insured for \$1,000,000 shall be maintained at all times. Please email a valid COI to covid19@encinitasca.gov