



CITY OF STOCKTON

COMMUNITY DEVELOPMENT DEPARTMENT

Permit Center • 345 N. El Dorado Street • Stockton, CA 95202 • (209) 937-8444 • Fax (209) 937-8893
www.stocktonca.gov

APPLICATION FOR TEMPORARY OUTDOOR PERSONAL CARE SERVICES PERMIT

NAME OF APPLICANT: _____

NAME OF BUSINESS: _____

ADDRESS: _____

PHONE NUMBER: _____ BUSINESS LICENSE NUMBER: _____

DAYS AND HOURS OF OUTDOOR BUSINESS OPERATION: _____

PLEASE ATTACH PHOTOGRAPH(S), DRAWING OR DEPICTION OF PROPOSED LOCATION AND LAYOUT (SITE PLAN) WITH APPLICATION.

1. The undersigned applicant Business seeks a temporary permit to use designated public space (City-owned public property) or private property for the provision of temporary outdoor personal care services. The applicant understands and agrees that the permit, once issued, is subject to the following requirements:
 - A. The use of City property (public space) shall not interfere with vehicular and pedestrian traffic, or access under the Americans with Disabilities Act.
 - B. Outdoor business areas on private property shall not encroach on vehicular path of travel (i.e. site access and/or fire lanes)
 - i. Up to 100% of private off-street parking spaces may be utilized for the outdoor provision of personal care services.
 - C. No permanent item or structure shall be installed on City-owned public property.
 - D. Any temporary outdoor fencing shall be placed in a safe manner and not exceed three (3) feet in height.

- E. Chairs and/or stations shall be placed in a manner that observes six-foot (6'-0") physical distancing between groups of customers.
- F. A minimum four (4' 0") foot wide path of travel shall be provided and maintained along all pedestrian walkways from the public right-of-way and/or parking lot to all public building entrances. No outdoor use may obstruct this required pedestrian clearance in any manner, regardless of the width of the sidewalk.
- G. Hours of operation for outdoor uses shall coincide with the hours of operation for the corresponding business with which the outdoor use is granted.
- H. All forms of speaker amplification associated with the outdoor service provided under this order shall be prohibited.
- I. Businesses shall comply with all applicable State and County laws, regulations, and public health orders pertaining to the aforementioned personal care services covered by this emergency order.
- J. No real property right is provided, given, or otherwise conveyed to any person or entity using public property for outdoor business purposes. Any such use permitted hereunder shall cease not later than termination of the City local emergency. The City reserves the right, in its sole discretion during the pendency of the City local emergency, to terminate or extend any use permit issued hereunder, with or without cause. Upon termination of any use permit granted hereunder, the permittee shall return City-owned public property to the condition existing at the time of permit issuance.
- K. The applicant Business shall maintain in full force and effect, at its sole cost and expense, Commercial General Liability insurance coverage for claims of bodily injury and property damage liability not less than \$1,000,000 for each occurrence, and shall provide the City with an additional insured endorsement and primary and non-contributory endorsement naming the City of Stockton and its officers, agents and employees as additional insured.
- L. The applicant Business shall indemnify, protect, defend, save and hold City, its officers, agents, and employees harmless from any and all claims or causes of action for death or injury to persons, or damage to property resulting from intentional or negligent acts, errors, or omissions of the Business or its officers, employees, volunteers, and agents, or from any violation of any federal, state, or municipal law or ordinance, to the extent caused, in whole or in part, by the willful misconduct, negligent acts, or omissions of the Business or its employees, subcontractors, or agents, or by the quality or character of the Business' work. It is understood that the duty of Business to indemnify and hold harmless includes the duty to defend as set forth in Section 2778 of the California Civil Code. Acceptance by City of insurance certificates and endorsements required under this Permit does not relieve Business from liability under this indemnification and hold

harmless clause. This indemnification and hold harmless clause shall apply to any damages or claims for damages whether or not such insurance policies shall have been determined to apply and shall further survive the expiration or termination of this Permit. By execution of this Application, applicant Business acknowledges and agrees to the provisions of this Section and that it is a material element of consideration.

The City reserves the right to determine on a case-by-case basis the suitability and appropriateness of the public property requested by the Business for outdoor operations.

Failure to comply with any of the terms of this Order is an imminent threat to public health and shall result in immediate revocation of the temporary outdoor personal care services permit and closure of the business.

This permit shall remain in effect until 1) no longer needed by permittee, 2) the Proclamation of a State of Emergency is rescinded, upon which time this order shall automatically terminate. or 3) is revoked by the City of Stockton.

Dated: _____

Applicant Signature: _____

Print Name: _____

FOR OFFICE USE ONLY:

Approved

Denied

Date: _____

Signature: _____

William Crew
Director of Community
Development