



# CITY OF LONG BEACH

# C-13

## DEPARTMENT OF PUBLIC WORKS

333 WEST OCEAN BOULEVARD • LONG BEACH, CA 90802 • (562) 570-6383 • FAX (562) 570-6012

October 7, 2008

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

### RECOMMENDATION:

Authorize the City Manager to execute a Public Walkways Occupancy Permit for sidewalk dining at Dale's Diner located at 4339 East Carson Street. (District 5)

### DISCUSSION

Arturo Garcia, the owner of Dale's Diner located at 4339 East Carson Street, requests a permit to temporarily occupy part of the adjoining sidewalk for the purpose of sidewalk dining. The proposed permit area and a list of furnishings and accessories to be placed in the permit area are shown on the attached Exhibit A. Approval of this permit is based on the conditions and standards of Chapter 14.14 of the Long Beach Municipal Code, which describes temporary uses of public right-of-way. The width of the sidewalk is 15 feet. A minimum clearance of at least 5 feet will be maintained between the permit area and any sidewalk obstructions.

This permit request was reviewed and approved by the Long Beach Fire Department. The subject permit was prepared by Deputy City Attorney Amy R. Burton on September 9, 2008.

This matter was reviewed by Deputy City Attorney Amy R. Burton on September 9, 2008 and by Budget Management Officer Victoria Bell on September 18, 2008.

### TIMING CONSIDERATIONS

City Council action on this matter is not time critical.

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HONORABLE MAYOR AND CITY COUNCIL

October 7, 2008

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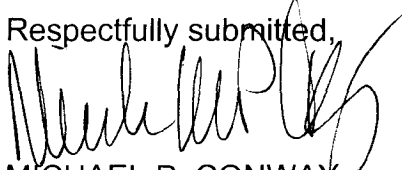
FISCAL IMPACT

A security deposit of \$500.00 and a permit-processing fee of \$500.00 were deposited into the General Fund (GP) in the Department of Public Works (PW).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



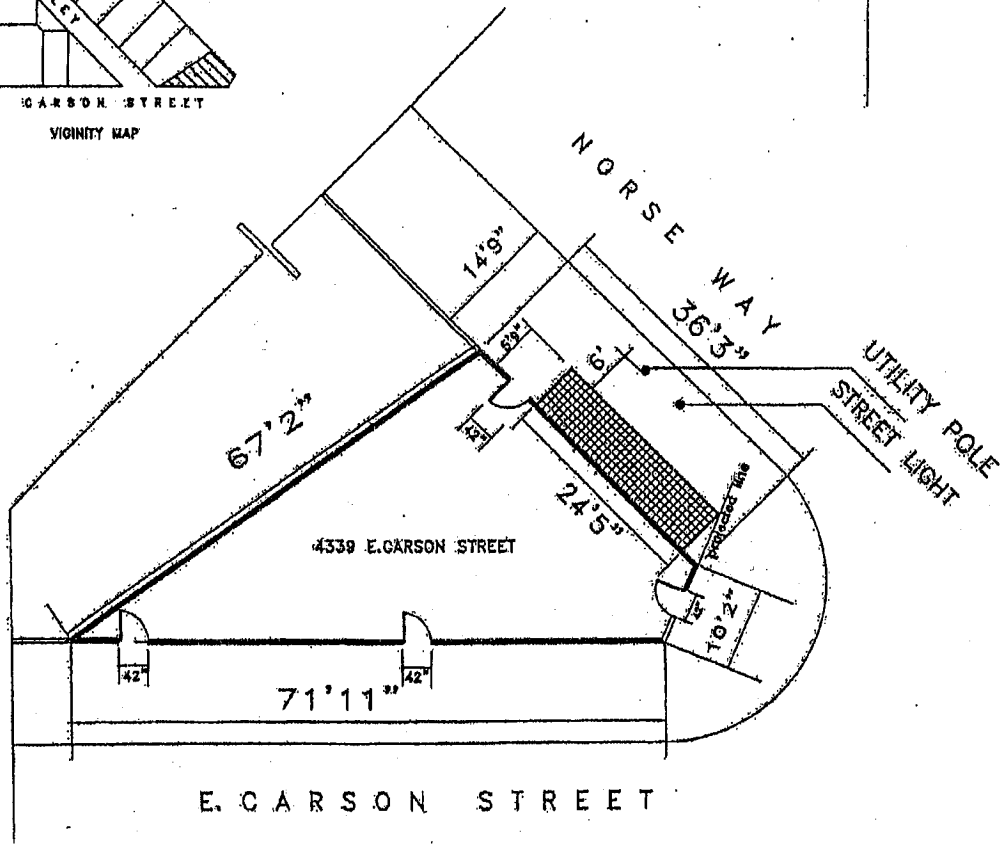
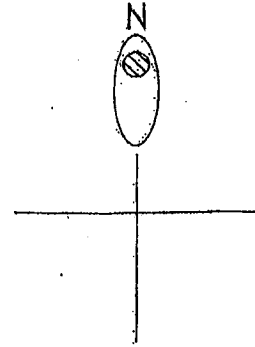
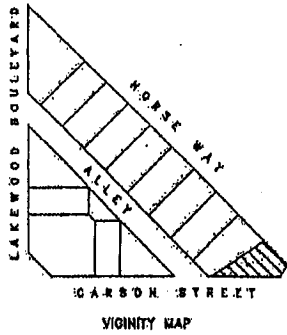
MICHAEL P. CONWAY  
DIRECTOR OF PUBLIC WORKS

P:\CL\ROW Dale's Diner.doc  
GMM:SDJ:db

Attachment

APPROVED:

  
\_\_\_\_\_  
PATRICK H. WEST  
CITY MANAGER



INDICATES SIDEWALK DINING  
OCCUPANCY PERMIT AREA

CITY OF LONG BEACH - CALIFORNIA  
DEPARTMENT OF PUBLIC WORKS - ENGINEERING BUREAU

PUBLIC WALKWAYS OCCUPANCY PERMIT

**List of Approved Furnishings and Accessories**  
(Attachment to Public Walkways Occupancy Permit for Sidewalk Dining Purposes)

Restaurant: Dale's Diner Permittee: Arturo Garcia

Address: 4339 E. CARLSON ST Telephone: 562-756-2772

Tables number: 2 L.B-90808

Chairs number: 4

Umbrella(s) height & number: \_\_\_\_\_

Heater(s) height & number: \_\_\_\_\_

Menu board  
note: maximum height of 5 ft 6 in, maximum width of 2 ft & none permitted in the coastal zone

Waiter station size: \_\_\_\_\_

Planters for trees or other greenscaping describe: \_\_\_\_\_

Other: \_\_\_\_\_

We intend to make occasional use of the permit area for live or recorded entertainment (Note: A separate entertainment permit is required).

**The following are prohibited:**

- canopies (ground supported)
- television monitors

Permittee signature: \_\_\_\_\_

Date: 7-13-07

Print name here: ARTURO GARCIA

This list of furnishings and accessories is effective only when attached to a completed Public Walkways Occupancy Permit.