



CITY OF LONG BEACH

DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-6383 • FAX (562) 570-6012

May 10, 2005

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize a Public Walkways Occupancy Permit for sidewalk dining at NY'S Upper Crust Pizza located at 5291 East Second Street. (District 3)

DISCUSSION

Diaman, Inc., the operator of NY'S Upper Crust Pizza, requested a permit to temporarily occupy part of the adjoining sidewalk at 5291 East Second Street with portable fixtures 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 rights-of-way. This permit request was reviewed and approved by the Long Beach Fire Department on February 24, 2005. The width of the sidewalk at this location is 13.5 feet and a minimum clearance of 5 feet will be maintained between the permit area and the bus bench and trash container adjacent to the restaurant.

The subject permit was prepared by Deputy City Attorney Lisa Peskay Malmsten on March 15, 2005.

TIMING CONSIDERATIONS

City Council action on this matter is not time critical.

FISCAL IMPACT

A permit processing fee of \$250 was deposited to the General Fund (GP) in the Department of Public Works (PW).

HONORABLE MAYOR AND CITY COUNCIL

May 10, 2005

Page 2

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



CHRISTINE F. ANDERSEN
DIRECTOR OF PUBLIC WORKS

GMM:BP:km

Attachment

APPROVED:



GERALD R. MILLER
CITY MANAGER