



AGENDA MEMORANDUM

Action Item for the City Council Meeting August 16, 2022

DATE: August 16, 2022

TO: Peter Zanoni, City Manager

FROM: Gabriel Hinojosa, Interim-Director of Public Works
gabrielh@cctexas.com
(361) 826-1877

<p>Amendment to Code of Ordinances Chapter 49 (Related to Installation of Sidewalk Cafes and Parklets)</p>

CAPTION:

Ordinance amending Chapter 49 of the Corpus Christi Code of Ordinances to add Article IX, Sidewalk Cafes, Parklets and Pedlets in City right of way in the Downtown Area to authorize the closure and use of portions of public right-of-way to facilitate the use of public sidewalks and parking areas for the sale or provision of food and beverages outdoors; and providing for a penalty.

SUMMARY:

The ordinance proposes to amend Chapter 49 to add Article IX to add City Requirements for Sidewalk Cafes, Parklets and Pedlets in the City Right-of-Way in the Downtown Area.

BACKGROUND AND FINDINGS:

On March 22, 2022, the City Council enacted Ordinance No. 032702 authorizing a temporary pilot program for parklets in the downtown area, specifically for a parklet to be located in front of Lucy's Snackbar at 312 N. Chapparral, Corpus Christi, Texas.

This proposed ordinance will amend Chapter 49 of the Corpus Christi Code of Ordinances to add Article IX to add City Requirements for Sidewalk Cafes, Parklets and Pedlets in the City Right-of-Way in the downtown area. These requirements include permit and license requirements, sidewalk café requirements, parklet requirements, and an application process.

Notable additions discussed and recommended amendments to ordinances in Chapter 49, Article IX associated with Sidewalk Cafes, Parklets, and Pedlets in the City Right-Of-Way in the downtown area are summarized below:

- **Sec. 49-101. –Purpose**
 - Describes the purpose to provide additional seating for customers for Sidewalk Cafes and Parklets.
- **Sec. 49-102. – Delegation of authority to grant permits and licenses for the installation of sidewalk cafés and parklets.**
 - Delegates authority to the Department of Public Works to issue permits for sidewalk cafés and parklets to be constructed, installed, used and maintained within a public right-of-way.
- **Sec. 49-103. - Definitions.**
 - Provides definitions for words and phrases used in this Article.
- **Sec. 49-104. - Permit and License Required.**
 - Provides permit and license requirements for the use of public right-of-way and parking areas for parklet, sidewalk café or pedlet.
- **Sec. 49-105. - Sidewalk Café Requirements.**
 - Provides requirements specific to sidewalk café regarding location criteria, boundary and clearance, storage, maintenance and operation, corner and intersection locations, emergency conditions, and other requirements.
- **Sec. 49-106. - Parklet Requirements.**
 - Provides requirements specific to parklets regarding location criteria, setbacks, buffer, size and number, utilities, platform and drainage, ADA requirements, safety, maintenance and alterations, furnishings and fixtures, operation, emergency conditions, design requirements, and maintenance.
- **Sec. 49-107 Sidewalk Café and Parklet Application Process.**
 - Describes the application process with the Department of Public Works.
- **Sec. 49-108 Fees.**
 - Provides license fees for a sidewalk café and parklet.
- **Sec. 49-109. - Permit and License Conditions and Revocation.**
 - Provides city rights to require any parklet, pedlet or sidewalk café to cease operation.

ALTERNATIVES:

The alternative is to deny or amend the ordinance.

FISCAL IMPACT:

There is no fiscal impact for this item.

RECOMMENDATION:

Staff recommends approval of the ordinance to amend Chapter 49 to add Article IX to add City Requirements for Sidewalk Cafes, Parklets and Pedlets in the City Right-of-Way in the Downtown Area

LIST OF SUPPORTING DOCUMENTS:

Ordinance
Presentation