



Application for Sidewalk Patio or Merchandise Display on Town-Owned Lands Corporation of the Town of Smiths Falls 77 Beckwith Street N., Smiths Falls ON 613-283-4124

Ownership Information:

Property Location: Phone (Home): Owner Name: Phone (Cell): Mailing Address: Email: Property Roll Number:

Applicant/Business Owner Information: [ ] Applicant is the same as the Business Owner

Note: Should the applicant differ from the ownership information, the "Owner's Authorization" section, located on page 3, is required to be completed by the registered owner.

Business Name: Phone (Home): Applicant Name: Phone (Cell): Mailing Address: Email: Town-approved occupant load for the subject business: Number of existing indoor washrooms for the subject business:

Declaration:

The undersigned hereby solemnly declares that:

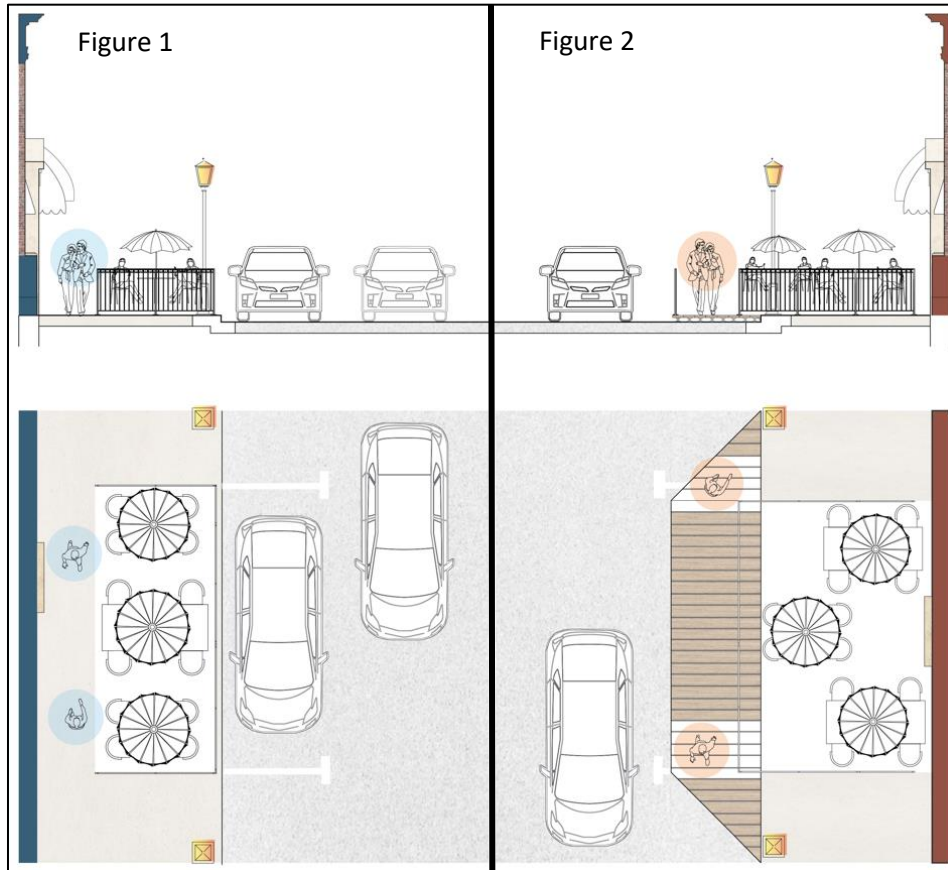
- i) All of the above statements and the information contained in this application and all of the additional information transmitted herewith are true, and I/we make this solemn declaration conscientiously believing it to be true;
ii) I understand that the issuance of a sidewalk lease permit shall not be deemed a waiver of the provisions of any By-law, other regulation or memorandum of understanding between myself and the Town;
iii) I acknowledge that in the event a permit is issued, any departure from plans or other materials filed in support of this application, specifications or locations proposed in this application is prohibited and such could result in the sidewalk lease permit being revoked, there shall be no right to claim whatsoever against the Town of any official thereof and any such claim is hereby expressly waived; and,
iv) I acknowledge that in the event of business closure or a departure from any plans or other materials filed in support of this application will necessitate a new application for a sidewalk lease permit.

Applicant Name (Please Print): Applicant Signature: Date:

**Required Documentation/Information Completed and Attached:**

- Site Sketch demonstrating the following information:
  - Dimensions and area of the Outdoor Patio or Merchandise Display;
  - Number, location and design of tables, chairs, signs, awnings, clothing racks, shelves, landscape planters, propane heaters and other Outdoor Patio or Merchandise Display elements;
  - Location and width of the unobstructed Pedestrian Passageway (may include bike lane);
  - The location and width of the designated ingress/egress to the Outdoor Patio or Merchandise Display area;
  - Location of buildings, including their fire exits and doorways, adjacent to the proposed Outdoor Patio or Merchandise Display; and,
  - Location of existing utility lines and roadway features such as fire hydrants, trees, garbage cans, benches, streetlights and adjacent parking spots.
  
- If decking is proposed (as demonstrated in figure 1, page 3), please submit the following:
  - Construction drawings and plans for the proposed decking;
  - Installation specifications, including how the proposed deck will be secured to municipal land to avoid unwanted movement of the decking;
  - The location and details of safety reflective or slip resistant surface materials indicated on the construction drawings; and,
  - The number of parking stalls occupied by the decking included on the site plan.
  
- Elevation Drawings demonstrating the following information:
  - Fencing and/or railing details for the Outdoor Patio, Merchandise Display or decking (if proposed) including material, dimensions and design; and,
  - The location and width of the designated ingress/egress to the Outdoor Patio or Merchandise Display area.
  
- Manufacturer's Instructions for Propane Heating Devices for Outdoor Patios, if proposed.
  
- Completed Declaration (page 1)
  
- Hold Harmless Agreement (page 3)
  
- Proof of Insurance with liability coverage of \$5 million and naming the Town as additionally insured.

**Examples of acceptable outdoor patio design (other options than those below available):**



**Hold Harmless Agreement:**

The undersigned shall defend, indemnify and save harmless the Corporation of the Town of Smiths Falls, their elected officials, officers, and employees from and against any and all claims, actions, losses, expenses, fines, costs (including legal costs), interest or damages of every nature and kind whatsoever, including but not limited to bodily injury or damage to or destruction of tangible property including loss of revenue arising out of or allegedly attributable to the negligence acts, errors, omissions, whether willful or otherwise by \_\_\_\_\_, their officers, members, employees, contractors, or other who the \_\_\_\_\_ is legally responsible. This indemnity shall be in addition to and not in lieu of any insurance to be provided by the owner in accordance with this agreement and shall survive this agreement.

Owner or Authorized Person Name (Please Print): \_\_\_\_\_

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

**Owner's Authorization:**

I/We, \_\_\_\_\_, am/are the owner(s) of the land that is subject of this application for sign permit and I/We authorized \_\_\_\_\_ to make this application and act on my/our behalf.

Owner Signature: \_\_\_\_\_ Date: \_\_\_\_\_