

Town of Hudson

Rules and Regulations for Sidewalk Dining

Adopted July 1, 2018

1. Definition

Sidewalk Dining - a dining experience created within a portion of the public right-of-way kept, used, maintained and held out to the public as a place for sidewalk dining, where food, beverages or other refreshments are served for consumption on the premises. Includes the placing, locating, or permitting of the placing or locating of furniture within designated areas on the right-of-way, such as sidewalks, adjacent to a business licensed to operate as an eating and/or refreshment establishment.

2. Fees

The Sidewalk Dining Permit is \$25 annually.

3. Hours of Operation

Sidewalk dining operation will be allowed between the hours of 9:00 AM and 10:00 PM Monday through Thursday and Sunday and 9:00 AM – 12:00AM Friday and Saturday.

4. Conditions of Approval

The Board of Selectmen shall make their determination on whether to issue a Sidewalk Dining Permit based on the following:

- a. Applicants must have a valid common victualler's license approved by the BOS.
- b. Applicants must have valid Board of Health permits.
- c. Application must be approved of the Building Commissioner, Police Chief, Fire Chief, DPW Director and the Board of Health Agent.
- d. The HDC (?) must approve all outside furniture and barriers.
- e. Establishments will make every attempt to meet ADA guidelines.
- f. A rope, chain or other device shall serve to delineate permitted area; approved by the Building Commissioner.
- g. The Town will install brass markers in the sidewalk that will identify the outside perimeter of the sidewalk dining area. The cost of installation will be paid by the applicant.
- h. Permitted area must be contiguous to the licensed premises.
- i. Outdoor dining area shall have a five (5) foot clearance for pedestrians at all times. The five (5) foot aisle must be a clear path that does not include any obstruction such as light poles, fire hydrants, sign posts, bollards, etc.

5. Compliance

- a. Alcoholic beverages cannot be served in the outside dining area unless a liquor license is obtained and/or modified to include the permitted area and only after obtaining approval from the Board of Selectmen and the Alcohol Beverage Control Commission.

- b. Divider stands and all other dining furniture must remain inside the designated dining area at all times.
- c. Tables, chairs, umbrellas, divider stands, host stands, etc. must be taken in or secured each night at the end of business.
- d. Permitted establishments are required to pick up debris, sweep and wash the designated dining area each business day during the outside dining season.
- e. No smoking is allowed in the designated dining area.
- f. No pets are allowed in the designated dining area, with the exception of any service animals.
- g. All patrons are required to wear shirts and shoes.
- h. Businesses must use their own trash and recycling receptacles.

6. Enforcement

Violations of any of the above conditions could result in the revocation of the Sidewalk Dining Permit.