

Application



Sidewalk Seating/Café

Planning and Development
110 Bear Street, P.O. Box 1260, Banff, Alberta T1L 1A1
T 403.762.1215 F 403. 762.1260 Email kerry.macinnis@banff.ca

www.banff.ca

Business Name: _____

Applicant Name: _____ Job Title: _____

Business Street Address: _____

City/Province: _____ Postal Code: _____

Legal Description: Lot(s)/Unit: _____ Block: _____ Plan: _____

Mailing Address: _____

Business License Number: _____

Telephone Number: _____ Email: _____

Property Owner: _____

Mailing Address: _____

City/Province: _____ Postal Code: _____

Telephone Number: _____ Email: _____

FOR OFFICE USE ONLY

Permit Number: _____

Roll #: _____

Application Fee: _____

Received By: _____

PROJECT DATA

Site Information

| | |
|------------------------------------|---|
| Existing Sidewalk Width | m |
| Business Frontage Width (at grade) | m |

Proposed Sidewalk Seating Café Area

| | |
|--|----------------|
| Proposed Number of Tables | |
| Proposed Number of Chairs | |
| Sidewalk Seating Area | m ² |
| Sidewalk Seating Depth | m |
| Sidewalk Seating Length | m |
| Proposed Pedestrian Travel Zone: <i>Pedestrian zone is the area dedicated exclusively to the movement of pedestrians on a public sidewalk. Sidewalk seating/café areas shall leave the following unobstructed sidewalk width to accommodate pedestrian traffic:</i> <i>a) a 2.0m pedestrian zone on Caribou Street and Wolf Street,</i> <i>b) a 2.5m pedestrian zone on Bear Street, Lynx Street and Buffalo Street; and,</i> <i>c) a 3.0m pedestrian zone on Banff Avenue, Marten Street and Elk Street.</i> | m ² |
| Level of Service: <i>Sidewalk seating areas are considered one of the following three sidewalk seating area types:</i> <i><u>Counter Service</u> means a seating area where patrons must access an interior counter to obtain food and/or beverages.</i> <i><u>Table Service</u> means a sidewalk seating area where patrons are served food and non-alcoholic beverages at a table by staff. Table service seating areas are not licenced by the Alberta Gaming and Liquor Commission (AGLC) for the consumption of alcohol.</i> <i><u>Full Service</u> means a sidewalk seating area where patrons are served food, beverages, and alcoholic beverages at a table by staff. Full service seating areas are licenced by the Alberta Gaming and Liquor Commission (AGLC) for the consumption of alcohol.</i> | |

The applicant is encouraged to review the Town of Banff [Sidewalk Seating/Café Policy C7005](#) to ensure the proposed sidewalk seating application is complaint with Council objectives prior to submitting application to the Planning and Development Department.

Application fees are charged on an annual basis. The rate is based on the direction provided in Schedule 'O' of the Town of Banff Fees and Charges Bylaw.

SUBMITTAL REQUIREMENTS

- Application Form
 - Project Data Form
 - Property Owner Authorization
- Furniture Plan (Scale of 1:100)
- Photographs, Dimensions and Material Specifications for Proposed Sidewalk Furniture
- Certificate of Insurance
- Application Fee

NOTE: Incomplete applications will not be accepted.

Please fold plans prior to submittal.

More detailed information may be requested during review of the application.

INDEMNITY

To indemnify and save harmless the Town of Banff and its officials, officers, employees, servants and agents from all costs, losses, damages, compensation and expenses (including Counsel fees) of any nature whatsoever suffered or incurred by the Town and sustained or caused by my occupation or possession of the Premises, and from all claims, demands, suits and judgements against the Town and its officials, officers, employees, servants and agents, or either of them, on account of or in respect of the Premises or of the occupation or possession or use thereof by me or my servants, agents, contractors, licensees. I will comply with all Town of Banff Guidelines, Laws and Bylaws now in force or which may hereafter come into force in the Banff.

The Licensee shall, without limiting its obligations or liabilities herein and at its own expense, provide and maintain insurance with insurers licensed in the Province of Alberta and in forms and mounts acceptable to the Town of Banff as per Sidewalk Seating/Café Policy C7005. When requested by the Town of Banff, the Licensee shall provide certified copies of the required policies.

RESPONSIBILITIES

- a) I agree to produce the permit for inspection when so requested by any Town of Banff Bylaw Services Officer, Director of Planning and Development or their designate.
- b) I agree to be solely responsible for the adherence by all persons connected with this business to the permit requirements. I will comply with all Town of Banff Guidelines, Laws and Bylaws now in force or which may hereafter come into force in the Town of Banff.
- c) By signing below I am verifying the accuracy of the above information and I understand that the Sidewalk Seating/Café Permit is the property of the Town of Banff, is non transferable and that the Director of Planning and Development or their designate may revoke or suspend the permit if the permit area is required for any street works, utility installation or special event or if any terms and conditions of the permit are not adhered to.
- d) I hereby submit this application on behalf of my business for a Sidewalk Seating/Café Permit from the Town of Banff. If granted I will comply with each and every obligation contained in the Sidewalk Seating/ Café Policy C7005, laws, bylaws and guidelines now in force or which may come into force in the Town of Banff. This Permit is the property of the Town of Banff and must be surrendered immediately upon request from the Town of Banff Bylaw Services Officer, Director of Planning and Development or their designate.
- e) Every sidewalk seating area shall be temporary in nature and designed so that the entire structure and its appurtenances including but not limited to chairs, tables, fencing, bollards and planters can be easily removed during periods of nonuse. The Town of Banff reserves the right to request the user to remove the sidewalk seating area within 24 hours if required.

AUTHORIZATIONS

Business Owner Authorization

I/ _____ authorize _____
(name of registered business owner) (name of applicant)

to act as an agent and sign the application form to the Town of Banff on my/our behalf.

Signature(s) of registered business owner(s) Date

Property Owner Authorization

- I am the registered owner of the lands described in the application
- I am acting with authorization as a signing officer for the registered company/ or corporation/ or ownership group listed on land title as owner of the lands described in the application

In this capacity, I have examined the contents of the application, certify that the information submitted with it is correct insofar as I have knowledge of these facts, and concur with the submission of the application. I / the registered company/ or corporation/ or ownership group acknowledge that the lands described in the application may be subject to applicable laws, regulations, and guidelines including, but not limited to, the Town of Banff Land Use Bylaw, the Banff National Park Management Plan, and the Canadian Environmental Assessment Act. I / the registered company/ or corporation/ or ownership group agree to comply with all provisions of the Town of Banff Land Use Bylaw and any other applicable legislation, if this application is approved. I / the registered company/ or corporation/ or ownership group understand that approval does not constitute a building permit and that drawings submitted for a building permit must match the approved Development Permit drawings.

Signature of authorized agent Date

Applicant Declaration

I, _____, solemnly declare that the statements made by me upon this application are to the best of my belief and knowledge a true and complete representation of the purpose and intent of this application.

Signature of applicant or agent Date