

EDWARD R. BONANNO, MAYOR  
DIRECTOR OF PUBLIC AFFAIRS & SAFETY

ROBERT MAHON, COMMISSIONER  
DIRECTOR OF REVENUE & FINANCE

JOHN B. MAGRINI, COMMISSIONER  
DIRECTOR OF PUBLIC WORKS



PHONE: 732-502-4510

FAX: 732-774-0605

E-MAIL: avonboro@avonbytheseanj.com

WEB: www.avonbytheseanj.com

KERRY McGUIGAN  
ADMINISTRATOR / TAX COLLECTOR

THEA KRATOCHVIL  
ACTING BOROUGH CLERK

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301 Main Street • New Jersey, 07717

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**TEMPORARY OUTDOOR DINING APPLICATION**

**NO FEE REQUIRED**

**Date:** \_\_\_\_\_

**Name of Business:** \_\_\_\_\_

**Contact Person:** \_\_\_\_\_

**Business Address:** \_\_\_\_\_

**Phone:** \_\_\_\_\_

**Owner Name and Signature:** \_\_\_\_\_

**Hours of Operation for Outdoor Dining Area (Not after 10 PM):** \_\_\_\_\_  
(A written statement & explanation of the intentions must be submitted along with the plans, including intended days and hours of operation of the outdoor area.)

**The Borough of Avon by the Sea is issuing temporary use permits for outdoor dining for restaurants with an active mercantile license from the Borough of Avon that do not currently have approved outdoor dining.**

**A) The following items must be included on a sketch/survey with this application:**

1. Location and dimensions of the proposed Outdoor Dining Area:
2. Location and dimensions of all tables in the Outdoor Dining Area.
3. Dimensions of proposed aisles.
4. Locations of ingress to and egress from the Outdoor Dining Area.
5. Locations of ingress to and egress from the restaurant for use of the bathroom.
6. Description and locations of temporary exterior lighting fixtures in place and to be installed if seating will be utilized after dusk.
7. Description and location of barriers to protect the Outdoor Dining Area from the parking area and/or the street.
8. Location of all existing fire hydrants, Fire Department Connections, and fire lanes in the vicinity of the Outdoor Dining Area.

- B) A letter of permission from the property owner must be submitted if the applicant does not own the property where the dining is to be located.
- C) A copy of the mercantile license issued to you must be attached. ( )
- D) A Certificate of Insurance for outdoor use must be attached listing the Borough of Avon by the Sea and the State of NJ as additionally insured with \$1,000,000 minimum coverage. ( )
- E) Temporary use permits must comply with all applicable Fire, Health Department Regulations, Executive Orders of the Governor and Department of Health Executive Directive No. 20-014.
- F) All Outdoor dining areas must be maintained and clean of litter.
- G) A copy of the approved application must be kept on premises for review by Borough Officials on request.
- H) Temporary Use permits approved per this application shall remain in effect until July 31<sup>st</sup>, unless extended by the Borough of Avon by the Sea. I, the undersigned, will indemnify and hold harmless, the Borough of Avon by the Sea and the State of NJ, its employees, officers and any other associates, from and against any actions, in law or in equity, from liability or claims for damages, demands, judgments to any person or property which may result now or in the future from the issuance of this permit.

There shall be no table-service of alcoholic beverages by the establishment, unless the appropriate approval to do so is first obtained from the Division of Alcoholic Beverage Control. To have table-service, the establishment must first apply for a COVID-19 Expansion Permit through the ABC's POSSE Online Licensing System ("POSSE") on or after Friday, June 5, 2020. If the establishment obtains a COVID-19 Expansion Permit that will allow table service of alcoholic beverages, they are required to provide a copy of the permit to the Municipal Clerk's office.

BYOB of beer, wine and malt beverages shall be permissible in the proposed Outdoor Dining Area.

Will the establishment limit BYOB to beverages purchased exclusively from the establishment?

Yes \_\_\_\_\_

No \_\_\_\_\_

Applicant Name \_\_\_\_\_

Witness Name \_\_\_\_\_

Applicant Signature \_\_\_\_\_

Witness Signature \_\_\_\_\_

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

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

Date Received by Borough Clerk \_\_\_\_\_

Approvals:

\_\_\_\_\_  
Scott Hauselt, Code Enforcement

\_\_\_\_\_  
Date

\_\_\_\_\_  
Ken Child, Fire Bureau Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Frank DiRoma, Zoning Officer

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mike Haar, Police Chief

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kerry McGuigan, Administrator

\_\_\_\_\_  
Date

\_\_\_\_\_  
Richard Connors, Construction Official

\_\_\_\_\_  
Date