

NATICK, MASSACHUSETTS

COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT

COVID-19 TEMPORARY OUTDOOR DINING PERMIT

Statement of Facts:

The Buttercup restaurant (the Applicant) requested a COVID-19 Temporary Outdoor Dining Permit on August 24th, 2020 to expand a temporary outdoor dining area in Clark's Court, the private drive on the adjoining property at 15 Main Street. The proposed space will measure 32 feet by 18 feet (288 square feet) with space for 32 diners at eight (8) tables placed six (6) feet apart, in the two remaining parking spaces on the west side of Clark's Way. Access to outdoor dining will be from West Central Street and Clark's Court, and the proposed area will be bound by pedestrian traffic fencing and a flexible barrier (rope, chain, etc).

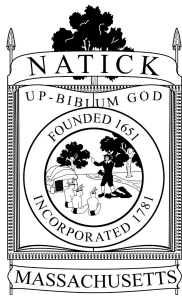
Meeting:

The Natick Temporary Outdoor Dining Review Committee reviewed the Buttercup's application for a COVID-19 Temporary Outdoor Dining Permit on September 10th, 2020. After analysis and deliberation of the facts of the case, the Committee rendered a decision on the application.

Findings:

After considering all of the information and material submitted, including plans, supporting documents and comments made during the review meeting, the Temporary Outdoor Dining Review Committee makes the following findings:

- A. Pedestrian walkways: The applicant's plan provides sufficiently unobstructed access to and from the proposed outdoor dining area that exceed the minimum required width of four (4) feet.
- B. Table spacing: The applicant's plan provides tables that are six (6) feet apart and six (6) feet from commonly used pathways, service stations, or other locations where customers or staff may congregate.
- C. Table capacity: The applicant's plan calls for eight (8) tables with a maximum of four (4) diners per table.
- D. Borders: The applicant's proposed extended outdoor dining area has demarcated boundaries, consisting of European-style pedestrian fencing, that prevent entry other than by an established entrance from the southern end of Clark's Court. The applicant will also surround the expanded outdoor dining area with a rope or chain barrier.
- E. View sheds: The applicant's proposed dining area is contiguous to its primary storefront restaurant at 13 West Central Street.
- F. Parking lots: The applicant's proposed outdoor dining area is located in Clark's Court, a private drive abutting their primary restaurant 13 West Central Street. Clark's Court will be closed to vehicular access from both ends after 5pm on nights when the applicant is open for diners.
- G. Traffic signage: The applicant's proposed outdoor dining area is located in parking spaces on the edge of Clark's Court, a private drive owned by Kensington LLC that will be closed to vehicles after 5pm, when the applicant's extended outdoor dining areas are open for business.



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Decision:

After deliberation and consideration of all of the foregoing, and after making the specific findings as set forth herein, the Temporary Outdoor Dining Review Committee, at its meeting on September 10, 2020, voted to GRANT the Temporary Outdoor Dining Permit, subject to the following conditions:

1. That the applicant maintains the table configuration and operations in conformance with the submitted application.
2. That the applicant maintain operations consistent with the Governor's workplace safety standards and protocols for restaurants as they may be updated.
3. The applicant will erect a continuous barrier around the extended outdoor dining area approved in this decision.
4. The applicant will regularly monitor Clark's Court to ensure that outdoor dining furniture and/or fixtures do not block vehicular access to the driveway.
5. The applicant will obtain all required permits from the Fire Department for outdoor heating fixtures in use in all of Buttercup's outdoor dining areas.

Temporary Outdoor Alcohol License Recommendation

The Temporary Outdoor Dining Review Committee recommends approval of the temporary section 12 amended license.

I have inspected this Temporary Outdoor Dining facility and found that it has been implemented in accordance with the permit and approved plan:

Building Commissioner: _____

Date: _____

A copy of this application form must be retained and available for review by municipal staff for the duration of the Temporary Outdoor Use permit, or until November 1, 2020.