



## PERMIT GENERAL CONDITIONS PATIO PERMIT

### INDEMNITY CLAUSE

The applicant, developer, contractor, or owner (the "Permit Holder") assumes all risks and liabilities incidental to the issuance and exercise of this permit, and agrees to indemnify, defend and hold harmless the City, and its elected and appointed officials, officers, employees, contractors and agents, from and against all claims, actions, damages, liabilities, costs (including legal costs), and expenses arising out of or in connection with any occurrence on or within the permit area, or caused by or contributed to by the negligence or other default of the Permit Holder in respect of anything done pursuant to or ostensibly pursuant to this permit. This indemnity shall survive the expiry or earlier termination of this permit.

### GENERAL

A permit holder must:

- Comply with all applicable City bylaws and City and Provincial regulations (e.g. WorkSafe BC, Liquor and Cannabis Regulation Branch).
- Ensure that all the terms and conditions of the permit are met.
- Maintain the Patio Use Area in a clean, sanitary, safe, attractive condition satisfactory to the Director of Engineering.
- Submit a request to the City of Langford Building Department to inspect the Patio Use before use and operation each calendar year.

### PATIO LOCATIONS

On a sidewalk or off-street parking stalls within the property containing the business, with the written permission of the property owner and owners of any adjacent businesses. When a Patio Use Permit is issued under this section, a Development Permit will not be required.

A Patio Use may not include Liquor Service or Sales unless a valid License issued by the Liquor and Cannabis Regulation Branch is provided to the City and any conditions specified by the License, such as fencing to delineate the Licensed Area, have been implemented.

Patio Use must allow for a minimum sidewalk width of 1.8m that is free and clear of any obstructions for pedestrians, including temporary obstructions such as parked bikes and leashed dogs. The Patio Use is not permitted in a location where it would impede visibility or safety, in the opinion of the Director of Engineering.

Design and construction of a Patio Use must allow for appropriate drainage, be wheelchair accessible, and the walking surface shall be non-slip.

If the Patio Use is located adjacent to a highway or on-site driving lane, partitions must be installed to separate the Patio Use from vehicular traffic, and these partitions must be a minimum of 1.0m in height, measured from the Patio Use level.

All signage, umbrellas, fencing, awnings, and similar fixtures or items which could pose a hazard must be securely fastened.

### OTHER CONDITIONS

Approval from the Building Strata to allow use of the smoker/BBQ.

The BBQ should be a minimum three (3) feet from any combustibles based on manufacturer's recommendations. The propane cylinder cannot be used within three (3) feet of any building opening or ten (10) feet from any air intake and must not exceed twenty (20)

pounds. The propane cylinder cannot be stored inside a building; therefore, an outside locked cage is recommended to store the cylinder in after use. The propane cylinder storage unit cannot be within three (3) feet of building openings and ten (10) feet from any air intake.

Ensure there is no combustible landscaping in the vicinity of the BBQ area. Permit holder must provide a designated pedestrian pathway that maintains a minimum distance of six feet from anyone seated at tables. The pedestrian route should be designed so that individuals can access the crosswalk without weaving through tables, chairs, or passing close to patrons.

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### PERMIT PERIOD

A Patio Permit is valid for one year from the date of issuance. This permit may be re-issued for a subsequent calendar year and for a further year after that, if the use for which this permit was issued was lawfully installed and used during the previous year. There is an annual renewal fee of \$50 to extend the permit.

Any application for re-issuance of the Patio Permit shall be made prior to the expiry of the Permit.

Upon expiry of a permit, all fixtures and structures placed must be completely removed within seven (7) days.

### SURFACE AND UTILITY REPAIRS

Any damage to work or utilities including trees shall be reported immediately to the Engineering Department who may undertake repairs at the applicant's expense or direct that the applicant make the necessary repairs, with restoration equal to existing or to the satisfaction of the Engineering Department.

### PEDESTRIAN AND PUBLIC SAFETY

Once the patio is constructed a clear and unobstructed pedestrian walkway must be maintained at all times. The patio area and pedestrian pathway must be:

- Clearly delineated and easily recognizable
- Free of hazards and obstructions
- Protected from adjacent traffic where applicable

### UTILITY ACCESS AND PROTECTION

All existing utilities (electric, water, sanity, natural gas etc.) must be located prior to installation and remain accessible and operational while patio is in operation.

### PATIO MAINTENANCE

Patios must be constructed and maintained in accordance with the approved plans. The patio area must be kept in a safe, clean, and sanitary condition, free of debris and hazards. The patio must be installed and operated as per manufacturer instructions and provincial safety regulations.

### ACKNOWLEDGEMENT AND ACCEPTANCE

I hereby acknowledge that I have read these general permit conditions in full; I understand and accept these terms herein this document and recognize that I must abide by the conditions in order to receive an approved permit application.

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

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

\_\_\_\_\_  
Date

**INTERNAL USE ONLY**  
**PATIO PERMIT**

**FEES AND DEPOSITS**

Application Fee: \$50.00 (Annually)

Security Deposit: \$ \_\_\_\_\_

**APPROVED DOCUMENTS**

Proof of Insurance

Site Plan

Parking Plan

Business Licence

**APPROVER NOTES:**

**PERMIT APPROVAL:**  Yes  No

City of Langford Signature \_\_\_\_\_

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

**FINAL APPROVAL:**  Yes  No

City of Langford Signature \_\_\_\_\_

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