



# Outdoor Dog Dining Application Permit Number: \_\_\_\_\_

\*\*\* Three (3) Sets of Site Plan Required \*\*\*

Community Development Dept. | 9220 Bonita Beach Road, Suite 111 | Bonita Springs, FL 34135 | Phone: 239 444 6150 | Fax: 239 444 6140

Pursuant to Florida Statutes §509.233, patron's dogs may be permitted within certain designated outdoor portions of public food service establishments in conjunction with approved outdoor dining subject to the approval of an outdoor dog dining permit.

A. Name of applicant: \_\_\_\_\_

STRAP Number: \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_ - B \_\_\_\_\_ - \_\_\_\_\_ . \_\_\_\_\_

Mailing Address: Street: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone Number: Area Code: \_\_\_\_\_ Number: \_\_\_\_\_ Ext. \_\_\_\_\_

Fax Number: Area Code: \_\_\_\_\_ Number: \_\_\_\_\_

E-mail: \_\_\_\_\_

B. Relationship of applicant to property:

\_\_\_\_\_ Owner                      \_\_\_\_\_ Lessee\*

\*If applicant is NOT the owner, submit a **notarized** Authorization Form from the owner to the applicant. Label the attachment "Exhibit 1".

C. Name of owner of property: \_\_\_\_\_

Mailing Address: Street: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone Number: Area Code: \_\_\_\_\_ Number: \_\_\_\_\_ Ext. \_\_\_\_\_

Fax Number: Area Code: \_\_\_\_\_ Number: \_\_\_\_\_

E-mail: \_\_\_\_\_

D. Health Department License Number: \_\_\_\_\_

E. Diagram of designated outdoor dog dining area. Attach and label as "Exhibit 2".

F. Provide a description identifying the days and hours of operation for the designated outdoor dog dining area. \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

## GENERAL EXPLANATORY NOTES

**A.** For the purposes of the City of Bonita Springs Outdoor Dog Dining permit, the diagram and description of the outdoor area to be designated as available to patron's dogs must include the following:

1. Dimensions of the designated area;
2. A depiction of the number and placement of tables, chairs, and restaurant equipment, if any;
3. Entryways and exits to the designated outdoor area;
4. Boundaries of the designated area and of other areas of outdoor dining not available for patron's dogs;
5. Fences and other barriers;
6. Surrounding property lines and public rights-of-way, including sidewalks and common pathways, and
7. Other information reasonably required by the City.

The diagram or plan (e.g., prints of electronic media with descriptions above marked) shall be accurate and to.

**B.** Review and Approval:

1. Upon the submittal of the required documents and application fee to the Department of Community Development, the Director, or designee, shall review the application and, upon a finding that the required materials are in order and the requested permit will not hinder the general health, safety and welfare of the public, a permit shall be issued.
2. The City may impose additional conditions as necessary in order to protect the health, safety and welfare of the community.
3. The City shall provide the Florida Department of Business and Professional Regulation with a copy of all approved applications and permits issued, the City shall require that all applications, permits, and other related materials contain the appropriate Division issued license number for each public food service establishment.

**C.** This permit is subject to LDC 2-3 et. seq. and Florida Statutes §509.233

**D.** Revocation:

1. A permit may be revoked by the City if, after notice and reasonable time in which the grounds for revocation may be corrected, the public food service establishment fails to comply with any of the standards, any condition of approval, fails to comply with the diagram or plans, or fails to maintain any required state or local license.
2. If the ground for revocation is a failure to maintain any of the required state or local licenses, the revocation may take effect immediately upon giving notice of revocation to the permit holder by the City.
3. If revoked, an owner may not reapply for a period for 12 months from the date of revocation.
4. Each instance of a dog on the premises of a public food service establishment without an outdoor dog dining permit is a separate violation.

**E.** Transfer: A permit issued pursuant to this section shall not be transferred to a subsequent restaurant owner upon the sale of a public food service establishment but shall expire automatically upon the sale of

the establishment. The subsequent restaurant owner shall be required to reapply for a permit pursuant to this section if the subsequent restaurant owner wishes to continue to accommodate patrons' dogs.

- F. Property Owner Withdrawal of Consent:** The property owner may withdraw its consent to the permit at any time by submitting a letter instructing the City to cancel the permit. The letter must include evidence that the restaurant owner received notice of this withdrawal and the cancel date for the permit. The property owner may reinstate consent within thirty (30) days from the cancel date, otherwise, a new permit application must be submitted to accommodate patrons' dogs.

**OWNERSHIP/AUTHORIZED AGENT AFFIDAVIT**

I, \_\_\_\_\_, certify that I am the owner or owner's authorized representative of the property described herein, and that all answers to the questions in this application and any sketches, data or other supplementary matter attached to and made a part of this application, are honest and true to the best of my knowledge and belief. I also authorize the staff of the City of Bonita Springs to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made through this application.

**\*\*\* SIGN ONLY IN THE PRESENCE OF A NOTARY PUBLIC \*\*\***

<b>Signature:</b>	<b>Date:</b>
_____	_____
<b>Printed Name:</b>	
_____	
STATE OF FLORIDA, COUNTY OF LEE	
Sworn to (or affirmed) and subscribed before me this _____ day of _____, 20____, by _____	
(printed name of person making statement).	
Personally Known: _____	OR Produced Identification: _____
Type Produced: _____	
_____	
<b>(Signature of Notary Public – State of Florida)</b>	
_____	_____
<b>(Notary Seal)</b>	<b>(Name of Notary Printed, Typed, or Stamped)</b>